

FIFTY-SEVENTH DAY

Thursday, April 30, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 6:43 p.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Hilulani Holt Hansen, Church of Scientology of Hawaii, after which the Roll was called showing all Senators present with the exception of Senator Bunda who was excused.

The President announced that she had read and approved the Journal of the Fifty-Sixth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 633 to 637) were read by the Clerk and were placed on file:

Gov. Msg. No. 633, informing the Senate that on April 29, 2009, the Governor signed into law House Bill No. 293, H.D. 1 as Act 21, entitled: "RELATING TO PROTECTIVE PROCEEDINGS."

Gov. Msg. No. 634, informing the Senate that on April 29, 2009, the Governor signed into law House Bill No. 294, H.D. 1 as Act 22, entitled: "RELATING TO PERSONAL LIABILITY OF TRUSTEE TO THIRD PARTIES."

Gov. Msg. No. 635, informing the Senate that on April 29, 2009, the Governor signed into law Senate Bill No. 886, S.D. 1, H.D. 1 as Act 23, entitled: "RELATING TO BUSINESS REGISTRATION."

Gov. Msg. No. 636, informing the Senate that on April 29, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 438 as Act 24, entitled: "RELATING TO BOARD OF EDUCATION MEETINGS."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 438

On April 29, 2009, Senate Bill No. 438, entitled 'A Bill for an Act Relating to Board of Education Meetings' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to shorten the time requirement for posting Board of Education meeting notices, from six days to two days, if the agenda items are related to legislation pending before the Legislature.

Currently under the Sunshine Law, boards and commissions are able to file meeting notices less than six days prior to board meetings, as long as certain requirements are met pursuant to the emergency meetings provision of Section 92-8, Hawaii Revised Statutes. As stated by both the Office of Information Practices and the League of Women Voters of Hawaii, the Sunshine Law was enacted to facilitate public participation in government processes and should not be tinkered with for expediency's sake. As a result, I am concerned that making an exception to shorten the time requirement for filing meeting notices may not be the correct approach for resolving the issue of responding to legislation in a timely manner.

I am also concerned that this bill will allow for special treatment of the Board of Education under the Sunshine Law, as no other board or commission will be provided with the same exception provided under this bill. This bill will require the Office of Information Practices to make a distinction for the Board of Education and treat it differently from the numerous

other boards and commissions that must also respond to tight legislative deadlines. Moreover, because the Sunshine Law, like the Uniform Information Practices Act, is supposed to be administered uniformly across all agencies and boards, creating a special exception for only the Board of Education sets an unnecessary precedent.

I call upon the Legislature to address in a comprehensive manner the conflicts between the Sunshine Law and legislative notices that provide inadequate time for boards, commissions, and the public to respond. At a minimum, the Legislature should consider revising emergency meeting procedures for all boards and commissions that should be afforded the opportunity to comment on pending legislation.

For the foregoing reasons, I allowed Senate Bill No. 438 to become law as Act 24, effective April 29, 2009, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE"

Gov. Msg. No. 637, dated April 29, 2009, transmitting the 2008 Annual Report on Efforts to Increase the Number of High-Skilled Jobs in Targeted Industry Clusters, prepared by the Department of Business, Economic Development, and Tourism pursuant to Section 201-16, HRS.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 713 to 717) were read by the Clerk and were placed on file:

Hse. Com. No. 713, informing the Senate that the House has agreed to the amendments proposed by the Senate to the following House bills and said bills passed Final Reading in the House of Representatives on April 29, 2009:

H.B. No. 591, H.D. 1, S.D. 2; and
H.B. No. 1061, H.D. 1, S.D. 1.

Hse. Com. No. 714, returning S.C.R. No. 89, S.D. 1, which was adopted by the House of Representatives on April 29, 2009.

Hse. Com. No. 715, returning S.C.R. No. 132, S.D. 1, which was adopted by the House of Representatives on April 29, 2009.

Hse. Com. No. 716, informing the Senate that on April 29, 2009, the House reconsidered its action taken on April 16, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 179 (S.D. 2).

Hse. Com. No. 717, informing the Senate that the House agreed to the amendments proposed by the Senate to the following House concurrent resolutions and said resolutions were finally adopted in the House of Representatives on April 29, 2009:

H.C.R. No. 97, H.D. 1, S.D. 1; and
H.C.R. No. 215, S.D. 1.

CONFERENCE COMMITTEE REPORTS

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 589, H.D. 1, presented a report (Conf. Com. Rep. No. 14) recommending that H.B. No. 589, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 14 and H.B. No. 589, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO RENEWABLE ENERGY FACILITIES,” was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1045, H.D. 1, presented a report (Conf. Com. Rep. No. 15) recommending that H.B. No. 1045, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 15 and H.B. No. 1045, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 975, H.D. 1, presented a report (Conf. Com. Rep. No. 16) recommending that H.B. No. 975, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 16 and H.B. No. 975, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS,” was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1152, H.D. 1, presented a report (Conf. Com. Rep. No. 17) recommending that H.B. No. 1152, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 17 and H.B. No. 1152, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMMITTED PERSONS’ ACCOUNTS,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 618, presented a report (Conf. Com. Rep. No. 18) recommending that H.B. No. 618, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 18 and H.B. No. 618, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT,” was deferred for a period of 48 hours.

Senator Takamine, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1479, H.D. 2, presented a report (Conf. Com. Rep. No. 19) recommending that H.B. No. 1479, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 19 and H.B. No. 1479, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LABOR,” was deferred for a period of 48 hours.

Senator Takamine, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1676, H.D. 1, presented a report (Conf. Com. Rep. No. 20) recommending that H.B. No. 1676, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 20 and H.B. No. 1676, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR

AN ACT RELATING TO PUBLIC WORKS,” was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1103, presented a report (Conf. Com. Rep. No. 21) recommending that H.B. No. 1103, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 21 and H.B. No. 1103, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1070, presented a report (Conf. Com. Rep. No. 22) recommending that H.B. No. 1070, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 22 and H.B. No. 1070, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS,” was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 814, H.D. 2, presented a report (Conf. Com. Rep. No. 23) recommending that H.B. No. 814, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 23 and H.B. No. 814, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NURSE AIDES,” was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 28, H.D. 1, presented a report (Conf. Com. Rep. No. 24) recommending that H.B. No. 28, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 24 and H.B. No. 28, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DEAD HUMAN BODIES,” was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 358, H.D. 1, presented a report (Conf. Com. Rep. No. 25) recommending that H.B. No. 358, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 25 and H.B. No. 358, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DRUG TREATMENT,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 262, H.D. 2, presented a report (Conf. Com. Rep. No. 26) recommending that H.B. No. 262, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 26 and H.B. No. 262, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE FRAUD,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1415, H.D. 1, presented a report (Conf. Com. Rep. No. 27) recommending that H.B. No. 1415, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 27 and H.B. No. 1415, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," was deferred for a period of 48 hours.

Senator Takamine, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 541, H.D. 1, presented a report (Conf. Com. Rep. No. 28) recommending that H.B. No. 541, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 28 and H.B. No. 541, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE PERSONNEL," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1183, S.D. 2, presented a report (Conf. Com. Rep. No. 61) recommending that S.B. No. 1183, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 61 and S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES," was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 868, S.D. 2, presented a report (Conf. Com. Rep. No. 62) recommending that S.B. No. 868, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 62 and S.B. No. 868, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 470, presented a report (Conf. Com. Rep. No. 63) recommending that S.B. No. 470, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 63 and S.B. No. 470, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 203, S.D. 2, presented a report (Conf. Com. Rep. No. 64) recommending that S.B. No. 203, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 64 and S.B. No. 203, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 35, S.D. 1, presented a report (Conf.

Com. Rep. No. 65) recommending that S.B. No. 35, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 65 and S.B. No. 35, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 34, S.D. 1, presented a report (Conf. Com. Rep. No. 66) recommending that S.B. No. 34, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 66 and S.B. No. 34, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 914, S.D. 2, presented a report (Conf. Com. Rep. No. 67) recommending that S.B. No. 914, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 67 and S.B. No. 914, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 440, S.D. 2, presented a report (Conf. Com. Rep. No. 68) recommending that S.B. No. 440, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 68 and S.B. No. 440, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 389, S.D. 1, presented a report (Conf. Com. Rep. No. 69) recommending that S.B. No. 389, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 69 and S.B. No. 389, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 300, S.D. 2, presented a report (Conf. Com. Rep. No. 70) recommending that S.B. No. 300, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 70 and S.B. No. 300, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 605, S.D. 1, presented a report (Conf. Com. Rep. No. 71) recommending that S.B. No. 605, S.D. 1, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 71 and S.B. No. 605, S.D. 1, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1066, S.D. 2, presented a report (Conf. Com. Rep. No. 72) recommending that S.B. No. 1066, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 72 and S.B. No. 1066, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 55, S.D. 1, presented a report (Conf. Com. Rep. No. 73) recommending that S.B. No. 55, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 73 and S.B. No. 55, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," was deferred for a period of 48 hours.

STANDING COMMITTEE REPORTS

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1543) recommending that H.C.R. No. 199 be referred to the Committee on Ways and Means.

Senator Sakamoto moved that Stand. Com. Rep. No. 1543 be adopted, seconded by Senator Slom.

Senator Hemmings requested the Clerk enter a "no" vote for Stand. Com. Rep. No. 1543/H.C.R. No. 199, and the Chair so ordered.

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PRIVATE PRISON PERFORMANCE AUDIT OF SAGUARO CORRECTIONAL CENTER," was referred to the Committee on Ways and Means with Senator Hemmings voting "No".

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1544) recommending that H.C.R. No. 92, H.D. 1 be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 92, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF PUBLIC SAFETY, SHERIFF DIVISION, AND TO REPORT ON THE SUITABILITY OF THE ADMINISTRATIVE ORGANIZATION OF THE DEPARTMENT OF PUBLIC SAFETY AND SHERIFF DIVISION," was referred to the Committee on Ways and Means.

Senator Kim, Chair of the Committee on Ways and Means, requested that the referral of H.C.R. No. 92, H.D. 1 to the Committee on Ways and Means be waived.

Senator Kim noted:

"Madam President, the Committee on Public Safety and Military Affairs held a public hearing on this resolution on April 27, 2009 and I am requesting a waiver of the referral so the resolution can be brought to the floor for a final vote."

The Chair granted the waiver.

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.C.R. 92, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF PUBLIC SAFETY, SHERIFF DIVISION, AND TO REPORT ON THE SUITABILITY OF THE ADMINISTRATIVE ORGANIZATION OF THE DEPARTMENT OF PUBLIC SAFETY AND SHERIFF DIVISION," was placed on the calendar for Final Adoption on Friday, May 1, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1545) recommending that H.C.R. No. 10, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1545 and H.C.R. No. 10, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ADJUTANT GENERAL TO IDENTIFY THE LOCATION OF EVERY PUBLIC SAFE ROOM IN THE COUNTY OF HAWAII PROVIDING SUITABLE SHELTER FROM VOG AND DEVELOP PLANS TO ESTABLISH SUCH SAFE ROOMS IN ADDITIONAL AREAS THAT NEED THEM," was deferred until Friday, May 1, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1546) recommending that H.C.R. No. 13 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1546 and H.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING," was deferred until Friday, May 1, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1547) recommending that the Senate advise and consent to the nominations to the Hawai'i Commission for National and Community Service of the following:

JUNE S. LEE, in accordance with Gov. Msg. No. 429;

MARIAN A. CRISLIP, in accordance with Gov. Msg. No. 554;

SALLY A. HARPER, in accordance with Gov. Msg. No. 555;

ALBERT D. KIM, in accordance with Gov. Msg. No. 556;

NADINE N. NISHIOKA, in accordance with Gov. Msg. No. 557; and

CHRISTOPHER J. WONG, in accordance with Gov. Msg. No. 558.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1547 and Gov. Msg. Nos. 429, 554, 555, 556, 557 and 558 was deferred until Friday, May 1, 2009.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1517 (Gov. Msg. Nos. 335 and 336):

By unanimous consent, action on Stand. Com. Rep. No. 1517 and Gov. Msg. Nos. 335 and 336 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1518 (Gov. Msg. Nos. 329 and 340):

By unanimous consent, action on, Stand. Com. Rep. No. 1518 and Gov. Msg. Nos. 329 and 340 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1519 (Gov. Msg. No. 508):

By unanimous consent, action on, Stand. Com. Rep. No. 1519 and Gov. Msg. No. 508 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1520 (Gov. Msg. No. 509):

By unanimous consent, action on, Stand. Com. Rep. No. 1520 and Gov. Msg. No. 509 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1521 (Gov. Msg. Nos. 577 and 578):

By unanimous consent, action on, Stand. Com. Rep. No. 1521 and Gov. Msg. Nos. 577 and 578 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1522 (Gov. Msg. No. 582):

By unanimous consent, action on, Stand. Com. Rep. No. 1522 and Gov. Msg. No. 582 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1523 (Gov. Msg. Nos. 473 and 474):

By unanimous consent, action on, Stand. Com. Rep. No. 1523 and Gov. Msg. Nos. 473 and 474 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1524 (Gov. Msg. Nos. 503, 504, 506, and 507):

By unanimous consent, action on, Stand. Com. Rep. No. 1524 and Gov. Msg. Nos. 503, 504, 506, and 507 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1525 (Gov. Msg. Nos. 469, 470, 472, and 528):

By unanimous consent, action on, Stand. Com. Rep. No. 1525 and Gov. Msg. Nos. 469, 470, 472, and 528 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1526 (Gov. Msg. Nos. 493, 494, 495, 496, 497, 498, and 499):

By unanimous consent, action on, Stand. Com. Rep. No. 1526 and Gov. Msg. Nos. 493, 494, 495, 496, 497, 498, and 499 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1527 (Gov. Msg. Nos. 500, 501, and 502):

By unanimous consent, action on, Stand. Com. Rep. No. 1527 and Gov. Msg. Nos. 500, 501, and 502 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1528 (Gov. Msg. Nos. 316 and 327):

By unanimous consent, action on, Stand. Com. Rep. No. 1528 and Gov. Msg. Nos. 316 and 327 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1529 (Gov. Msg. No. 303):

By unanimous consent, action on, Stand. Com. Rep. No. 1529 and Gov. Msg. No. 303 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1530 (Gov. Msg. No. 552):

By unanimous consent, action on, Stand. Com. Rep. No. 1530 and Gov. Msg. No. 552 was deferred until Tuesday, May 5, 2009.

Stand. Com. Rep. No. 1542 (Gov. Msg. Nos. 287, 519, 520, and 521):

By unanimous consent, action on, Stand. Com. Rep. No. 1542 and Gov. Msg. Nos. 287, 519, 520, and 521 was deferred until Tuesday, May 5, 2009.

FINAL ADOPTION

S.C.R. No. 30, H.D. 1:

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 30, and S.C.R. No. 30, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A FEASIBILITY STUDY ON CONVERTING HARD COVER TEXT BOOKS TO E-BOOKS FOR USE IN PUBLIC SCHOOLS," was Finally Adopted.

S.C.R. No. 188, S.D. 2, H.D. 1:

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 188, S.D. 2, and S.C.R. No. 188, S.D. 2, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ACCEPT THE RECOMMENDATIONS OF THE WORKING GROUP FORMED BY HAWAII'S CONGRESSIONAL DELEGATION TO DETERMINE THE MOST APPROPRIATE USES OF STATE FISCAL STABILIZATION FUND MONEYS, AND AUTHORIZE THE EXPENDITURE OF STATE FISCAL STABILIZATION FUND MONEYS IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE WORKING GROUP," was Finally Adopted.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM WEDNESDAY, APRIL 29, 2009

Stand. Com. Rep. No. 1531 (H.C.R. No. 16, H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 16, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING STATE AND COUNTY ACTION TO STIMULATE INDIVIDUAL SAVINGS AND DEVELOPMENT OF CREDIT AND TO FORMULATE AN INVENTORY OF BANKING SERVICES AVAILABLE TO LOW-INCOME PERSONS AND THOSE WITH NO CREDIT HISTORY IN THE STATE," was adopted.

Stand. Com. Rep. No. 1532 (H.C.R. No. 34):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESS TO RAISE MEDICARE FEE SCHEDULE PAYMENT AMOUNTS FOR PHYSICIANS RENDERING SERVICES IN HAWAII," was adopted.

Stand. Com. Rep. No. 1533 (H.C.R. No. 4, H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 4, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING THE FIRST WEEK IN

FEBRUARY AS HAWAII TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK," was adopted.

Stand. Com. Rep. No. 1534 (H.C.R. No. 109):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR COLONOSCOPY COLORECTAL CANCER SCREENING," was adopted.

Stand. Com. Rep. No. 1535 (H.C.R. No. 214, H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 214, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT FEDERAL FUNDING BE PROVIDED TO THE CENTERS FOR DISEASE CONTROL AND PREVENTION TO ESTABLISH A CHRONIC OBSTRUCTIVE PULMONARY DISEASE PROGRAM," was adopted.

Stand. Com. Rep. No. 1536 (H.C.R. No. 217, H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 217, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO DEVELOP PLANS FOR A SCHOLARSHIP PROGRAM FOR HAWAII RESIDENTS TO STUDY ABROAD," was adopted.

Stand. Com. Rep. No. 1537 (H.C.R. No. 158):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE UNITED STATES CONGRESS TO PROVIDE ADDITIONAL FEDERAL AID TO THE STATE OF HAWAII FOR THE PROVISION OF VARIOUS STATE SERVICES TO MIGRANTS FROM THE COMPACT OF FREE ASSOCIATION NATIONS," was adopted.

Stand. Com. Rep. No. 1538 (H.C.R. No. 96):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 96, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT, TO PROVIDE LIMITED ENFORCEMENT SERVICES AT NIGHT ON A REGULAR BASIS AND TO CONTINUE PROVIDING ENFORCEMENT SERVICES ON WEEKENDS AND HOLIDAYS AT KANEOHE BAY," was adopted.

Stand. Com. Rep. No. 1539 (H.C.R. No. 250):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 250, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REVIEW ALL BOARDS, COMMISSIONS, COUNCILS, COMMITTEES, WORKING GROUPS, AND TASK FORCES TO DETERMINE WHICH OF THESE CAN BE ELIMINATED," was adopted.

Stand. Com. Rep. No. 1540 (H.C.R. No. 251):

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

H.C.R. No. 251, entitled: "HOUSE CONCURRENT RESOLUTION URGING DEPARTMENT OF LAND AND NATURAL RESOURCES, DIVISION OF AQUATIC RESOURCES, TO CONSULT AND CONFER WITH LICENSED SPECIALIZED FISHING PRACTITIONERS PRIOR TO IMPLEMENTING REVISED OR NEW REGULATIONS AFFECTING THESE STYLES OF NEAR-SHORE COMMERCIAL FISHING AND TO SEEK ADVICE FROM AND WORK COLLABORATIVELY WITH THEM ON ANY AND ALL FUTURE REGULATIONS RELATING TO COMMERCIAL FISHING," was adopted.

Stand. Com. Rep. No. 1541 (H.C.R. No. 113):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO CONSULT WITH OTHER PUBLIC AND PRIVATE ENTITIES TO DEVELOP A PLAN TO OPTIMIZE THE USE OF THE KAMUELA VACUUM COOLING PLANT," was adopted.

FINAL READING

Conf. Com. Rep. No. 6 (H.B. No. 1422, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 6 and H.B. No. 1422, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 7 (H.B. No. 1057, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 7 and H.B. No. 1057, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 8 (H.B. No. 876, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 8 and H.B. No. 876, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 9 (H.B. No. 632, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 9 and H.B. No. 632, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICY ADVISORY BOARD ON VETERANS' SERVICES," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 54 (S.B. No. 1065, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 54 and S.B. No. 1065, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 55 (S.B. No. 281, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 55 and S.B. No. 281, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 56 (S.B. No. 711, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 56 and S.B. No. 711, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 57 (S.B. No. 659, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 57 and S.B. No. 659, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 58 (S.B. No. 971, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 58 and S.B. No. 971, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was deferred until Tuesday, May 5, 2009.

S.B. No. 309, H.D. 1:

By unanimous consent, action on S.B. No. 309, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred until Tuesday, May 5, 2009.

S.B. No. 420, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 420, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE," was deferred until Tuesday, May 5, 2009.

S.B. No. 522, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 522, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," was deferred until Tuesday, May 5, 2009.

S.B. No. 523, S.D. 2, H.D. 2:

By unanimous consent, action on S.B. No. 523, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred until Tuesday, May 5, 2009.

S.B. No. 777, S.D. 1, H.D. 1:

By unanimous consent, action on S.B. No. 777, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION," was deferred until Tuesday, May 5, 2009.

S.B. No. 937, H.D. 1:

By unanimous consent, action on S.B. No. 937, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was deferred until Tuesday, May 5, 2009.

S.B. No. 967, S.D. 2, H.D. 3:

By unanimous consent, action on S.B. No. 967, S.D. 2, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, May 5, 2009.

S.B. No. 1008, S.D. 1, H.D. 2:

By unanimous consent, action on S.B. No. 1008, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS," was deferred until Tuesday, May 5, 2009.

S.B. No. 1568, S.D. 2, H.D. 1:

By unanimous consent, action on S.B. No. 1568, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE," was deferred until Tuesday, May 5, 2009.

At this time, the Chair made the following announcement:

"Re-referrals are made in accordance with re-referrals listed on the Order of the Day."

RE-REFERRAL OF A HOUSE CONCURRENT RESOLUTION

The Chair re-referred the following House concurrent resolution that was received:

H.C.R. No.

Re-referred to:

H.C.R. No. 27, H.D. 1 Committee on Public Safety and
Military Affairs

MISCELLANEOUS COMMUNICATION

The following communication (Misc. Com. No. 4) was read by the Clerk and was placed on file.

Misc. Com. No. 4, from Equal Justice for All, dated April 30, 2009, submitting the "Petition to Pass H.B. No. 444, Relating to Civil Unions," which contains the names of 10,351 Hawaii citizens and calls on the Hawaii State Senate to pass H.B. No. 444, H.D. 1, in this 2009 Legislative Session.

RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 876, S.D. 2 (H.D. 2):

Senator Takamine moved that the Senate reconsider its action taken on April 16, 2009, in disagreeing to the amendments proposed by the House to S.B. No. 876, S.D. 2, seconded by Senator Tsutsui and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 876, S.D. 2 on the following showing of Ayes and Noes:

Ayes, 3 (Takamine, Tsutsui, Slom). Noes, none. Excused, 1 (Bunda).

Senator Takamine moved that the Senate agree to the amendments made by the House to S.B. No. 876, S.D. 2, seconded by Senator Tsutsui.

Senator Takamine spoke in support of the motion as follows:

"The measure essentially is an administration bill that is housekeeping in nature. There were two additional provisions in the House draft. The first was technical in nature relating to a valuation date. The second was language to provide additional leeway in time for those in the military service to be able to return and still meet the deadline for conversion."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 876, S.D. 2, and S.B. No. 876, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was placed on the calendar for Final Reading on Friday, May 1, 2009.

Senator Hooser rose on a point of personal privilege and said:

"Madam President, I wanted to briefly recognize Miscellaneous Communication No. 4 from Equal Justice for All, dated April 30, 2009, submitting the petition to pass H.B. No. 444, 'Relating to Civil Unions', which contained the names of 10,351 Hawai'i residents.

"Madam President, colleagues, I think regardless of where we stand on this particular issue, regardless of our feelings and our votes, I believe that such an effort that occurred over just a relatively few days deserves recognition and the people that put this effort in deserve to be applauded. I think it's a testimony to civic participation, a testimony to public involvement, a

testimony to a commitment to a cause, a testimony to persistence, conviction and dedication. And, again regardless of one's position on the issue, I would want to offer my respect—and I'm sure the people in the room would share that—applaud the work and the effort that took the hundreds of people going door-to-door, gathering names for a cause they believe in. And I just wanted to put those remarks in the record, please. Thank you.”

At this time, the Chair made the following announcements:

“Conference committee reports on non fiscal bills should be filed in the Clerk's office by midnight tonight.

“Second, tomorrow is the final decking deadline for all fiscal bills in conference. All conference committee meetings must conclude by 6:00 p.m. and the Senate will convene at 6:30 p.m.”

At 6:55 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:56 p.m.

CONFERENCE COMMITTEE REPORTS

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the Senate authorized the Clerk to receive Conference Committee Reports on Senate and House bills for Final Reading. In consequence thereof, and subsequent to its recessing at 6:57 p.m., the Senate took the following actions:

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1696, H.D. 2, presented a report (Conf. Com. Rep. No. 29) recommending that H.B. No. 1696, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 29 and H.B. No. 1696, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 643, H.D. 2, presented a report (Conf. Com. Rep. No. 30) recommending that H.B. No. 643, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 30 and H.B. No. 643, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTORS,” was deferred for a period of 48 hours.

Senator Takamine, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 31, presented a report (Conf. Com. Rep. No. 31) recommending that H.B. No. 31, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 31 and H.B. No. 31, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1611, H.D. 2, presented a report (Conf. Com. Rep. No. 32) recommending that H.B. No. 1611, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 32 and H.B. No. 1611, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS,” was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1776, H.D. 1, presented a report (Conf. Com. Rep. No. 33) recommending that H.B. No. 1776, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 33 and H.B. No. 1776, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1316, H.D. 2, presented a report (Conf. Com. Rep. No. 34) recommending that H.B. No. 1316, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 34 and H.B. No. 1316, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TORTS,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 271, presented a report (Conf. Com. Rep. No. 35) recommending that H.B. No. 271, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 35 and H.B. No. 271, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REAL PROPERTY,” was deferred for a period of 48 hours.

Senator Takamine, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 982, H.D. 3, presented a report (Conf. Com. Rep. No. 36) recommending that H.B. No. 982, H.D. 3, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 36 and H.B. No. 982, H.D. 3, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FAMILY LEAVE,” was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1040, H.D. 1, presented a report (Conf. Com. Rep. No. 37) recommending that H.B. No. 1040, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 37 and H.B. No. 1040, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TORT LIABILITY,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 366, H.D. 2, presented a report (Conf. Com. Rep. No. 38) recommending that H.B. No. 366, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 38 and H.B. No. 366, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR

AN ACT RELATING TO MANTA RAYS,” was deferred for a period of 48 hours.

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 983, H.D. 1, presented a report (Conf. Com. Rep. No. 39) recommending that H.B. No. 983, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 39 and H.B. No. 983, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 813, H.D. 1, presented a report (Conf. Com. Rep. No. 40) recommending that H.B. No. 813, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 40 and H.B. No. 813, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1141, H.D. 1, presented a report (Conf. Com. Rep. No. 41) recommending that H.B. No. 1141, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 41 and H.B. No. 1141, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION,” was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1379, H.D. 2, presented a report (Conf. Com. Rep. No. 42) recommending that H.B. No. 1379, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 42 and H.B. No. 1379, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT,” was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1512, H.D. 1, presented a report (Conf. Com. Rep. No. 43) recommending that H.B. No. 1512, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 43 and H.B. No. 1512, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS,” was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 640, H.D. 1, presented a report (Conf. Com. Rep. No. 44) recommending that H.B. No. 640, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 44 and H.B. No. 640, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS,” was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1470, H.D. 1, presented a report (Conf. Com. Rep. No. 45) recommending that H.B. No. 1470, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 45 and H.B. No. 1470, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE,” was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 128, H.D. 1, presented a report (Conf. Com. Rep. No. 46) recommending that H.B. No. 128, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 46 and H.B. No. 128, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ELECTIONS,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 50, S.D. 1, presented a report (Conf. Com. Rep. No. 74) recommending that S.B. No. 50, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 74 and S.B. No. 50, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY PRODUCERS,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 892, S.D. 1, presented a report (Conf. Com. Rep. No. 75) recommending that S.B. No. 892, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 75 and S.B. No. 892, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1069, S.D. 1, presented a report (Conf. Com. Rep. No. 76) recommending that S.B. No. 1069, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 76 and S.B. No. 1069, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1107, S.D. 2, presented a report (Conf. Com. Rep. No. 77) recommending that S.B. No. 1107, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 77 and S.B. No. 1107, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1259, S.D. 2, presented a report (Conf. Com. Rep. No. 78) recommending that S.B. No. 1259, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 78 and S.B. No. 1259, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE," was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1338, S.D. 2, presented a report (Conf. Com. Rep. No. 79) recommending that S.B. No. 1338, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 79 and S.B. No. 1338, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSEHOLD ENERGY DEMAND," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 19, S.D. 1, presented a report (Conf. Com. Rep. No. 80) recommending that S.B. No. 19, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 80 and S.B. No. 19, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1, S.D. 1, presented a report (Conf. Com. Rep. No. 81) recommending that S.B. No. 1, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 81 and S.B. No. 1, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OPIHI," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1268, S.D. 2, presented a report (Conf. Com. Rep. No. 82) recommending that S.B. No. 1268, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 82 and S.B. No. 1268, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 91, S.D. 2, presented a report (Conf. Com. Rep. No. 83) recommending that S.B. No. 91, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 83 and S.B. No. 91, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by

the House to S.B. No. 536, S.D. 1, presented a report (Conf. Com. Rep. No. 84) recommending that S.B. No. 536, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 84 and S.B. No. 536, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," was deferred for a period of 48 hours.

Senator Taniguchi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1222, S.D. 1, presented a report (Conf. Com. Rep. No. 85) recommending that S.B. No. 1222, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 85 and S.B. No. 1222, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HUMANE TREATMENT OF PET ANIMALS," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 113, presented a report (Conf. Com. Rep. No. 86) recommending that S.B. No. 113, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 86 and S.B. No. 113, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 931, S.D. 1, presented a report (Conf. Com. Rep. No. 87) recommending that S.B. No. 931, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 87 and S.B. No. 931, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EPIDEMIOLOGIC INVESTIGATIONS," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 932, S.D. 2, presented a report (Conf. Com. Rep. No. 88) recommending that S.B. No. 932, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 88 and S.B. No. 932, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE TESTING," was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1073, S.D. 1, presented a report (Conf. Com. Rep. No. 89) recommending that S.B. No. 1073, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 89 and S.B. No. 1073, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1195, S.D. 1, presented a report (Conf. Com. Rep. No. 90) recommending that S.B. No. 1195, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 90 and S.B. No. 1195, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 764, S.D. 2, presented a report (Conf. Com. Rep. No. 91) recommending that S.B. No. 764, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 91 and S.B. No. 764, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1005, S.D. 2, presented a report (Conf. Com. Rep. No. 92) recommending that S.B. No. 1005, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 92 and S.B. No. 1005, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 midnight, the Senate adjourned until 6:30 p.m., Friday, May 1, 2009.