

FIFTY-EIGHTH DAY

Friday, May 1, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 6:45 p.m. with the President in the Chair.

The Divine Blessing was invoked by Reverend Alan Urasaki, Pacific Buddhist Academy, after which the Roll was called showing all Senators present.

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

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 638 to 653) were read by the Clerk and were placed on file:

Gov. Msg. No. 638, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 880 as Act 25, entitled: "RELATING TO GAS PIPELINE SYSTEMS."

Gov. Msg. No. 639, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 160, S.D. 2 as Act 26, entitled: "RELATING TO SCHOOL MEALS."

Gov. Msg. No. 640, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 715, H.D. 1 as Act 27, entitled: "RELATING TO TRANSPORTATION."

Gov. Msg. No. 641, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 39 as Act 28, entitled: "RELATING TO REPORTS ON THE HAWAII CANCER RESEARCH SPECIAL FUND."

Gov. Msg. No. 642, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 878, S.D. 1 as Act 29, entitled: "RELATING TO PUBLICATION OF HEARING NOTICES."

Gov. Msg. No. 643, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 528, S.D. 1 as Act 30, entitled: "RELATING TO TOBACCO."

Gov. Msg. No. 644, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 163 as Act 31, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 645, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 947, S.D. 1 as Act 32, entitled: "RELATING TO UNEMPLOYMENT CONTRIBUTION RATES."

Gov. Msg. No. 646, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 162 as Act 33, entitled: "RELATING TO EDUCATION"

Gov. Msg. No. 647, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 119 as Act 34, entitled: "RELATING TO THE UNIFORM FOREIGN-COUNTRY MONEY JUDGMENTS RECOGNITION ACT."

Gov. Msg. No. 648, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 164 as Act 35, entitled: "RELATING TO THE FEDERAL GRANTS SEARCH, DEVELOPMENT, AND APPLICATION REVOLVING FUND."

Gov. Msg. No. 649, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 933, S.D. 2, H.D. 2 as Act 36, entitled: "RELATING TO TEMPORARY LICENSURE OF DENTISTS."

Gov. Msg. No. 650, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 426, H.D. 2 as Act 37, entitled: "RELATING TO DENTISTRY."

Gov. Msg. No. 651, informing the Senate that on April 30, 2009, the Governor signed into law Senate Bill No. 862, S.D. 2 as Act 38, entitled: "RELATING TO HOUSING."

Gov. Msg. No. 652, informing the Senate that on April 30, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 1108 as Act 39, entitled: "RELATING TO NATIVE HAWAIIANS."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1108

On April 30, 2009, Senate Bill No. 1108, entitled 'A Bill for an Act Relating to Native Hawaiians' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to extend from June 30, 2009 to June 30, 2011 the sunset date for the operation of the Aha Kiole Advisory Committee.

This Committee was established in 2007 to initiate a process for using indigenous best practices in managing State natural resources. This Administration supports the concepts embodied in the original bill which called for the adoption of traditional, community-based natural resource management techniques.

Unfortunately, the actual operations of the Committee have strayed from the original intent, to the extent that certain Native Hawaiian organizations are calling for the Committee to be abolished.

The concerns with this bill are twofold. First, it fails to address the need for a larger cross-section of the native Hawaiian community to be represented on the membership. Act 212 established a membership selection process that required the Governor to select names submitted by only one umbrella organization. There are many groups and individuals in the Native Hawaiian community who care deeply about the preservation and restoration of our ecosystems. It is unfortunate that the membership has come from only one portion of that community and no efforts were made to expand that membership in this bill.

Second, there is a growing concern about the focus and positions that this Advisory Committee has taken. The Committee has taken official stances on issues that appear to be outside of the scope of its intended jurisdiction, which are the natural resources of the State of the Hawaii. The Advisory Committee has weighed in on the issue of fisheries management in jurisdictions outside of this state, affecting other countries and their ability to oversee their own resources. Further, the Committee has acted in a manner that masks its advisory nature, blurring the lines between advising others and taking positions independent of the State or the Department of Land and Natural Resources. Again, this bill to extend the Committee fails to redefine and clarify the matters that the Committee should address.

This measure does not include an appropriation for the Advisory Committee. I believe it is incumbent upon the Legislature to review the sources of support the Aha Kiole Advisory Committee has used and determine if those sources have compromised the independence or objectivity of the Committee.

For the foregoing reasons, I allowed Senate Bill No. 1108 to become law as Act 39, effective April 30, 2009, without my signature.

Sincerely,

/s/ Linda Lingle
LINDA LINGLE.”

Gov. Msg. No. 653, informing the Senate that on April 30, 2009, the Governor withdrew the nomination of LAURA K. MISSION to the Koke'e State Park Advisory Council, under Gov. Msg. No. 388, dated January 29, 2009.

In compliance with Gov. Msg. No. 653, the nomination listed under Gov. Msg. No. 388 was returned.

DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 71) was read by the Clerk and was placed on file:

Dept. Com. No. 71, from the State Auditor, dated May 1, 2009, transmitting the 2008 Annual Report.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 718 to 720) were read by the Clerk and were placed on file:

Hse. Com. No. 718, informing the Senate that the House has agreed to the amendments proposed by the Senate to H.B. No. 179, and H.B. No. 179, S.D. 2 passed Final Reading in the House of Representatives on April 30, 2009.

Hse. Com. No. 719, informing the Senate that on April 30, 2009, the House reconsidered its action taken on April 16, 2009 in disagreeing to the amendments proposed by the Senate to the following House bills:

H.B. No. 1362, H.D. 1 (S.D. 2); and,
H.B. No. 1538, H.D. 1 (S.D. 1).

Hse. Com. No. 720, informing the Senate that the House agreed to the amendments proposed by the Senate to the following House concurrent resolutions and that said resolutions were finally adopted in the House of Representatives on April 30, 2009:

H.C.R. No. 76, H.D. 1, S.D. 1;
H.C.R. No. 157, S.D. 1;
H.C.R. No. 246, H.D. 1, S.D. 1;
H.C.R. No. 266, S.D. 1; and
H.C.R. No. 298, H.D. 1, S.D. 1.

CONFERENCE COMMITTEE REPORTS

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. 1713, H.D. 2, presented a report (Conf. Com. Rep. No. 47) recommending that H.B. No. 1713, 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. 47 and H.B. No. 1713, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS," 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. 994, H.D. 1, presented a report (Conf. Com. Rep. No. 48) recommending that H.B. No. 994, 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. 48 and

H.B. No. 994, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was deferred for a period of 48 hours.

Senator Tokuda, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1174, H.D. 3, presented a report (Conf. Com. Rep. No. 49) recommending that H.B. No. 1174, H.D. 3, 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. 49 and H.B. No. 1174, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," 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. 1471, H.D. 2, presented a report (Conf. Com. Rep. No. 50) recommending that H.B. No. 1471, 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. 50 and H.B. No. 1471, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMS," 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. 1206, S.D. 1, presented a report (Conf. Com. Rep. No. 93) recommending that S.B. No. 1206, 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. 93 and S.B. No. 1206, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was deferred for a period of 48 hours.

Senator Tokuda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1665, S.D. 2, presented a report (Conf. Com. Rep. No. 94) recommending that S.B. No. 1665, 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. 94 and S.B. No. 1665, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," 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. 1223, S.D. 1, presented a report (Conf. Com. Rep. No. 95) recommending that S.B. No. 1223, 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. 95 and S.B. No. 1223, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MADE PRODUCTS," was deferred for a period of 48 hours.

Senator Espero, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 539, S.D. 1, presented a report (Conf. Com. Rep. No. 96) recommending that S.B. No. 539, 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. 96 and S.B. No. 539, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO CORRECTIONS,” 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. 851, S.D. 1, presented a report (Conf. Com. Rep. No. 97) recommending that S.B. No. 851, 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. 97 and S.B. No. 851, S.D. 1, H.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT,” was deferred for a period of 48 hours.

At 6:48 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:25 p.m.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1547 (Gov. Msg. Nos. 429, 554, 555, 556, 557, and 558):

Senator Tokuda moved that Stand. Com. Rep. No. 1547 be received and placed on file, seconded by Senator Sakamoto and carried.

Senator Tokuda then moved 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, term to expire June 30, 2012 (Gov. Msg. No. 429);

MARIAN A. CRISLIP, term to expire June 30, 2012 (Gov. Msg. No. 554);

SALLY A. HARPER, term to expire June 30, 2012 (Gov. Msg. No. 555);

ALBERT D. KIM, term to expire June 30, 2012 (Gov. Msg. No. 556);

NADINE N. NISHIOKA, term to expire June 30, 2012 (Gov. Msg. No. 557); and

CHRISTOPHER J. WONG, term to expire June 30, 2012 (Gov. Msg. No. 558),

seconded by Senator Sakamoto.

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

Ayes, 23. Noes, none. Excused, 2 (Bunda, Chun Oakland).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM THURSDAY, APRIL 30, 2009

Stand. Com. Rep. No. 1545 (H.C.R. No. 10, 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. 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 adopted.

Stand. Com. Rep. No. 1546 (H.C.R. No. 13):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 13, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING,” was adopted.

H.C.R. No. 92, 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. 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,” was adopted.

FINAL READING

Conf. Com. Rep. No. 10 (H.B. No. 615, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 10 and H.B. No. 615, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HARASSMENT,” was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 11 (H.B. No. 590, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 11 and H.B. No. 590, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES,” was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 12 (H.B. No. 1071, H.D. 3, S.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 12 and H.B. No. 1071, H.D. 3, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS,” was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 13 (H.B. No. 1351, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 13 and H.B. No. 1351, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRIVATE AGRICULTURAL PARKS,” was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 59 (S.B. No. 714, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 59 and S.B. No. 714, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES,” was deferred until Tuesday, May 5, 2009.

Conf. Com. Rep. No. 60 (S.B. No. 564, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, action on Conf. Com. Rep. No. 60 and S.B. No. 564, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIRE PROTECTION,” was deferred until Tuesday, May 5, 2009.

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

By unanimous consent, action on S.B. No. 876, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” was deferred until Tuesday, May 5, 2009.

At this time, by order of the President, the following proclamation was read by the Clerk and was placed on file:

P R O C L A M A T I O N

We, Colleen Hanabusa, President of the Senate, and Calvin K.Y. Say, Speaker of the House of Representatives, of the Twenty-Fifth Legislature of the State of Hawaii pursuant to the power vested in us by Section 10, Article III of the Constitution of the State of Hawaii, and at the written request of two-thirds of the members to which each house is entitled, do hereby extend the Regular Session of 2009 of the Twenty-Fifth Legislature of the State of Hawaii for a period of Two Days beyond the Sixtieth day of the 2009 Regular Session, excluding Saturdays, Sundays, holidays, and any days in recess pursuant to a concurrent resolution.

/s/ Colleen Hanabusa
COLLEEN HANABUSA
President of the Senate

/s/ Calvin K.Y. Say
CALVIN K.Y. SAY
Speaker of the House
of Representatives”

HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 721) was read by the Clerk and was placed on file:

Hse. Com. No. 721, informing the Senate that on May 1, 2009, H.C.R. No. 313, entitled: “HOUSE CONCURRENT RESOLUTION RELATING TO RECESS AND SESSION DAYS OF THE REGULAR SESSION OF 2009,” was adopted in the House of Representatives.

Senator Sakamoto moved that H.C.R. No. 313 be adopted, seconded by Senator Slom.

Senator Slom rose in opposition to the motion and said:

“Yes, thank you Madam President. I rise in opposition to the resolution. I have difficulty in understanding why we are going to extend the legislative session for two days. I did see a press release from the Majority Party saying that this was being to help the Governor. I further don’t see how this is going to help the governor and in addition I know that we require a two-thirds support and vote for an extension and I don’t recall if the Minority was even approached to discuss this or to have an opportunity to sign. So, for these reasons I oppose the resolution and I would like to request a roll call vote. Thank you.”

Senator Hemmings rose on a point of personal inquiry and said:

“I would like to request from you, the President of the Senate, or from one of your colleagues, what the reason for the extension is.”

The Chair responded:

“Senator Hemmings, it is the opinion of the Senate that—or the President—let me respond for myself. That we need to ensure that because these bills are available to us that we make a very clear statement as to what the policy is of the majority of the Senate as to what the revenue generations are that the Governor can rely on as she faces a new Council of Revenue projections of May 28, as well as we proceed to July when the final budget is adopted.”

Senator Hemmings continued:

“I’m having a difficult time interpreting that. Let me repeat what I think I heard you say: that we’re extending the session in case the Governor vetoes the tax increase bills so we can override them.”

The Chair responded.

“I don’t believe that I necessarily said that, but if that is your interpretation then Senator Hemmings you may proceed.”

Senator Hemmings responded.

“Thank you, Madam President.”

The Chair replied.

“You’re very welcome, Senator Hemmings.”

The motion was put by the Chair and carried, H.C.R. No. 313, entitled: “HOUSE CONCURRENT RESOLUTION RELATING TO RECESS AND SESSION DAYS OF THE REGULAR SESSION OF 2009,” Roll Call vote having been requested, was adopted on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Ihara). Noes, 2 (Hemmings, Slom). Excused, 1 (Bunda).

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

“Madam President, I thought someone else would have raised this issue by now, but nonetheless... Tuesday of this week, the front page of section B of *The Honolulu Advertiser* indicated that the Kamehameha School’s three estate trustee finalists have been selected, and I guess one of three members graduated from the school. I wanted to offer some comments on the article, not so much because two of the three are alumni, but rather because two of the three were political appointments, and one of the three is a sitting cabinet member of the present administration. But the issue here for me is that in the article, ‘Randy Roth, co-author of the 2006 book *Broken Trust* that chronicled the 1990s political and ethics scandals at the Kamehameha School said, Soon and Kane are ‘excellent candidates.’ Roth, a University of Hawai‘i law professor, added that Kane, with whom he worked with in the Lingle administration, has done an impressive job at the DHHL and ‘would be a terrific trustee.’ Randy Roth wrote the book, *Broken Trust*, along with four Hawaiians. He says on page 7: ‘Trustee compensation, though reduced, remained high for part-time overseers of a charitable trust. The chairman was paid \$120,000 and other members \$97,500, compared to a national average of \$6,500 for trustees of charities with assets of more than \$500 million. Trustees selection,’ he continued, ‘was shifted from the Supreme Court to the Probate Court. Critics, however, saw potential for continued political favoritism with an unchanged judicial selection process, compensation still temptingly high, and an absence of transparent criteria for choosing trustees. The new trustees remained secretive in their actions, and the attorney general and the Probate Court reverted to their pre-scandal reluctance to provide close oversight of trustees. The impact of the Bishop Estate scandal in the broad community was far-reaching and profound. It exposed Hawai‘i’s political rot and helped set the stage for putting a new party in the Governor’s office for the first time in 40 years.’ It’s interesting because the person that Professor Roth had said would make an excellent candidate in an article by the *Hawaii Reporter* said that when Linda Lingle ran for Governor of Hawai‘i on the Republican ticket in ‘98 and ‘02, one of her top three campaign promises, in addition to reforming the state’s public school system and boosting the economy, was ‘to clean up political corruption.’ The article continues and says, ‘However, two and a half years into her four year term, an investigation by *Hawaii Reporter* shows the Lingle Administration, mainly the state attorney general and DAGS, have done virtually nothing to clean up political corruption, especially in the areas of government procurement.’

“I am not here to quibble with Randy Roth other than to say he evidently, now that the parties have changed on the fifth floor, has changed the mantra from ‘do as I say, not as I do.’

All of this can be avoided in my opinion—the appointment of a sitting cabinet member, unprecedented in the history of the state; the appointment of one of the three who sat as the head of the Minority party, unprecedented for this particular process. If the trustees served at no compensation, no compensation, not unlike Punahou School, 'Iolani School, Harvard University, Stanford University, Yale University, because if they served at no compensation, who could claim that the political corruption and rot that Professor Roth talked about was not here today? So when I looked up the trustees of Punahou School—Ethan Abbott, David Carey, Steve Case, Margaret Cole, Wendy Crabb, Judith Sheehan Dawson, Mark Fukunaga, Ron Higgins, Constance Lau, Warren Luke, Duncan MacNaughton, Randolph Moore, Michael Pietsch, Jefferey Watanabe, Kathleen Sullivan Wo—these are people who could easily be attributed to the excellent scholastic and athletic achievements of the number one school in the nation, Punahou School, and they serve for no compensation. Zero compensation. 'Iolani Board of Governors: William Aull, James Kawashima, David Hulihee, Dr. Mark Mugiishi. 'Iolani, one of the top scholastic schools in the State of Hawai'i; they serve for free. They serve because they want to serve, and there's no discussion on whether or not they serve for the compensation. That's the process of making evidently a good school because it dismisses the argument that if you don't pay them, they won't come. In fact, they do come; the only difference is they come for the right reasons. And it is too bad that, in my opinion with this group, at least for two—one who is an appointment of a Democrat governor and one who is a sitting cabinet member of the Republican Governor—that in those two instances, unfortunately the selection has been one where you had to reach up to touch bottom. Thank you, Madam President.”

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 7:41 p.m., the Senate took the following actions:

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. 464, S.D. 2, presented a report (Conf. Com. Rep. No. 98) recommending that S.B. No. 464, 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. 98 and S.B. No. 464, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was deferred for a period of 48 hours.

Senator Takamine, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 695, S.D. 1, presented a report (Conf. Com. Rep. No. 99) recommending that S.B. No. 695, 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. 99 and S.B. No. 695, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION,” was deferred for a period of 48 hours.

Senator Takamine, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1664, S.D. 2, presented a report (Conf. Com. Rep. No. 100) recommending that S.B. No. 1664, 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. 100 and

S.B. No. 1664, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,” 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. 1250, S.D. 1, presented a report (Conf. Com. Rep. No. 101) recommending that S.B. No. 1250, 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. 101 and S.B. No. 1250, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” 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. 1218, S.D. 2, presented a report (Conf. Com. Rep. No. 102) recommending that S.B. No. 1218, 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. 102 and S.B. No. 1218, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS,” 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. 1164, S.D. 2, presented a report (Conf. Com. Rep. No. 103) recommending that S.B. No. 1164, 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. 103 and S.B. No. 1164, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN,” 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. 266, S.D. 2, presented a report (Conf. Com. Rep. No. 104) recommending that S.B. No. 266, 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. 104 and S.B. No. 266, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GLOBAL WARMING,” 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. 1224, S.D. 1, presented a report (Conf. Com. Rep. No. 105) recommending that S.B. No. 1224, 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. 105 and S.B. No. 1224, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS,” 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. 1352, S.D. 2, presented a report (Conf. Com. Rep. No. 106) recommending that S.B. No. 1352, 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. 106 and S.B. No. 1352, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR

AN ACT RELATING TO BUREAU OF CONVEYANCES," 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. 1345, S.D. 1, presented a report (Conf. Com. Rep. No. 107) recommending that S.B. No. 1345, 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. 107 and S.B. No. 1345, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," 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. 1160, S.D. 2, presented a report (Conf. Com. Rep. No. 108) recommending that S.B. No. 1160, 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. 108 and S.B. No. 1160, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," 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. 109, S.D. 2, presented a report (Conf. Com. Rep. No. 109) recommending that S.B. No. 109, S.D. 2, 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. 109 and S.B. No. 109, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT FOR JUVENILES," 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. 1461, S.D. 2, presented a report (Conf. Com. Rep. No. 110) recommending that S.B. No. 1461, 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. 110 and S.B. No. 1461, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 381, H.D. 2, presented a report (Conf. Com. Rep. No. 111) recommending that H.B. No. 381, 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. 111 and H.B. No. 381, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," 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. 1536, H.D. 2, presented a report (Conf. Com. Rep. No. 112) recommending that H.B. No. 1536, 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. 112 and H.B. No. 1536, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALARIES," 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. 1016, H.D. 2, presented a report (Conf. Com. Rep. No. 113) recommending that H.B. No. 1016, 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. 113 and H.B. No. 1016, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1550, H.D. 2, presented a report (Conf. Com. Rep. No. 114) recommending that H.B. No. 1550, 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. 114 and H.B. No. 1550, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 952, H.D. 1, presented a report (Conf. Com. Rep. No. 115) recommending that H.B. No. 952, 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. 115 and H.B. No. 952, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," 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. 981, H.D. 2, presented a report (Conf. Com. Rep. No. 116) recommending that H.B. No. 981, 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. 116 and H.B. No. 981, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," 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. 1166, H.D. 1, presented a report (Conf. Com. Rep. No. 117) recommending that H.B. No. 1166, 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. 117 and H.B. No. 1166, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," 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. 1552, H.D. 2, presented a report (Conf. Com. Rep. No. 118) recommending that H.B. No. 1552, 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. 118 and H.B. No. 1552, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred for a period of 48 hours.

Senator Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 610, H.D. 2, presented a report (Conf. Com. Rep. No. 119) recommending that H.B. No. 610, 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. 119 and H.B. No. 610, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," 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. 586, H.D. 1, presented a report (Conf. Com. Rep. No. 120) recommending that H.B. No. 586, 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. 120 and H.B. No. 586, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," 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. 1525, H.D. 1, presented a report (Conf. Com. Rep. No. 121) recommending that H.B. No. 1525, 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. 121 and H.B. No. 1525, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," 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. 111, presented a report (Conf. Com. Rep. No. 122) recommending that H.B. No. 111, 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. 122 and H.B. No. 111, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SALARIES," 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. 343, H.D. 1, presented a report (Conf. Com. Rep. No. 123) recommending that H.B. No. 343, 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. 123 and H.B. No. 343, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," 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. 1692, H.D. 2, presented a report (Conf. Com. Rep. No. 124) recommending that H.B. No. 1692, 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. 124 and H.B. No. 1692, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," 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. 1809, H.D. 2, presented a report (Conf.

Com. Rep. No. 125) recommending that H.B. No. 1809, 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. 125 and H.B. No. 1809, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," 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. 1807, H.D. 1, presented a report (Conf. Com. Rep. No. 126) recommending that H.B. No. 1807, 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. 126 and H.B. No. 1807, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY," 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. 371, H.D. 2, presented a report (Conf. Com. Rep. No. 127) recommending that H.B. No. 371, 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. 127 and H.B. No. 371, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 986, H.D. 1, presented a report (Conf. Com. Rep. No. 128) recommending that H.B. No. 986, 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. 128 and H.B. No. 986, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," 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. 1378, H.D. 2, presented a report (Conf. Com. Rep. No. 129) recommending that H.B. No. 1378, 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. 129 and H.B. No. 1378, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," 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. 1504, H.D. 1, presented a report (Conf. Com. Rep. No. 130) recommending that H.B. No. 1504, 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. 130 and H.B. No. 1504, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," 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 House to S.B. No. 1058, S.D. 2, presented a report (Conf. Com. Rep. No. 131) recommending that S.B. No. 1058, 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. 131 and S.B. No. 1058, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred for a period of 48 hours.

Senator Kim, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 199, S.D. 1, presented a report (Conf. Com. Rep. No. 132) recommending that S.B. No. 199, S.D. 1, H.D. 1, C.D. 1, as amended in C.D. 2, 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. 132 and S.B. No. 199, S.D. 1, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 917, S.D. 2, presented a report (Conf. Com. Rep. No. 133) recommending that S.B. No. 917, 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. 133 and S.B. No. 917, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THIRD PARTY LIABILITY FOR MEDICAID," 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. 423, S.D. 1, presented a report (Conf. Com. Rep. No. 134) recommending that S.B. No. 423, 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. 134 and S.B. No. 423, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," 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. 1677, S.D. 1, presented a report (Conf. Com. Rep. No. 135) recommending that S.B. No. 1677, 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. 135 and S.B. No. 1677, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," 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. 387, S.D. 1, presented a report (Conf. Com. Rep. No. 136) recommending that S.B. No. 387, 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. 136 and S.B. No. 387, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," 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. 427, presented a report (Conf. Com. Rep. No. 137) recommending that S.B. No. 427, 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. 137 and

S.B. No. 427, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," 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. 1263, S.D. 2, presented a report (Conf. Com. Rep. No. 138) recommending that S.B. No. 1263, S.D. 2, 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. 138 and S.B. No. 1263, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," 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. 166, S.D. 1, presented a report (Conf. Com. Rep. No. 139) recommending that S.B. No. 166, 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. 139 and S.B. No. 166, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," 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. 1202, S.D. 2, presented a report (Conf. Com. Rep. No. 140) recommending that S.B. No. 1202, 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. 140 and S.B. No. 1202, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES," 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. 912, S.D. 2, presented a report (Conf. Com. Rep. No. 141) recommending that S.B. No. 912, 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. 141 and S.B. No. 912, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS," was deferred for a period of 48 hours.

Senator Kim, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 292, S.D. 1, presented a report (Conf. Com. Rep. No. 142) recommending that S.B. No. 292, 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. 142 and S.B. No. 292, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDS," 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. 972, S.D. 2, presented a report (Conf. Com. Rep. No. 143) recommending that S.B. No. 972, 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. 143 and S.B. No. 972, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO TAX ADMINISTRATION,” 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. 1142, S.D. 1, presented a report (Conf. Com. Rep. No. 144) recommending that S.B. No. 1142, 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. 144 and S.B. No. 1142, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS,” 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. 415, S.D. 2, presented a report (Conf. Com. Rep. No. 145) recommending that S.B. No. 415, 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. 145 and S.B. No. 415, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES,” 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. 496, S.D. 2, presented a report (Conf. Com. Rep. No. 146) recommending that S.B. No. 496, 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. 146 and S.B. No. 496, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS,” 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. 1248, S.D. 1, presented a report (Conf. Com. Rep. No. 147) recommending that S.B. No. 1248, 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. 147 and S.B. No. 1248, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES,” was deferred for a period of 48 hours.

Senator Tokuda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1674, S.D. 2, presented a report (Conf. Com. Rep. No. 148) recommending that S.B. No. 1674, 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. 148 and S.B. No. 1674, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” was deferred for a period of 48 hours.

Senator Tokuda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 43, S.D. 2, presented a report (Conf. Com. Rep. No. 149) recommending that S.B. No. 43, 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. 149 and S.B. No. 43, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT,” 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. 1329, S.D. 2, presented a report (Conf. Com. Rep. No. 150) recommending that S.B. No. 1329, 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. 150 and S.B. No. 1329, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EARLY LEARNING,” 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. 427, H.D. 1, presented a report (Conf. Com. Rep. No. 151) recommending that H.B. No. 427, 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. 151 and H.B. No. 427, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE,” 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. 1627, H.D. 2, presented a report (Conf. Com. Rep. No. 152) recommending that H.B. No. 1627, 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. 152 and H.B. No. 1627, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS,” 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. 1628, H.D. 1, presented a report (Conf. Com. Rep. No. 153) recommending that H.B. No. 1628, 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. 153 and H.B. No. 1628, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC,” 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. 1483, H.D. 1, presented a report (Conf. Com. Rep. No. 154) recommending that H.B. No. 1483, 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. 154 and H.B. No. 1483, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR BETTER PLACE HAWAII, INC,” 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. 1678, H.D. 1, presented a report (Conf. Com. Rep. No. 155) recommending that H.B. No. 1678, 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. 155 and H.B. No. 1678, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL

PURPOSE REVENUE BONDS,” was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 34, presented a report (Conf. Com. Rep. No. 156) recommending that H.B. No. 34, 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. 156 and H.B. No. 34, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE BONDS,” was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 35, H.D. 1, presented a report (Conf. Com. Rep. No. 157) recommending that H.B. No. 35, 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. 157 and H.B. No. 35, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT,” was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1495, H.D. 1, presented a report (Conf. Com. Rep. No. 158) recommending that H.B. No. 1495, 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. 158 and H.B. No. 1495, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE INCOME TAX,” was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1544, H.D. 1, presented a report (Conf. Com. Rep. No. 159) recommending that H.B. No. 1544, 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. 159 and H.B. No. 1544, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS,” was deferred for a period of 48 hours.

Senator Nishihara, for the majority of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 754, H.D. 1, presented a report (Conf. Com. Rep. No. 160) recommending that H.B. No. 754, 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. 160 and H.B. No. 754, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY,” 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. 899, H.D. 1, presented a report (Conf. Com. Rep. No. 161) recommending that H.B. No. 899, 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. 161 and H.B. No. 899, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,” was deferred for a period of 48 hours.

Senator Kim, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1364, H.D. 1, presented a report (Conf. Com. Rep. No. 162) recommending that H.B. No. 1364, 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. 162 and H.B. No. 1364, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BUDGET,” 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. 183, H.D. 1, presented a report (Conf. Com. Rep. No. 163) recommending that H.B. No. 183, 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. 163 and H.B. No. 183, 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 Fukunaga, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1405, H.D. 2, presented a report (Conf. Com. Rep. No. 164) recommending that H.B. No. 1405, 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. 164 and H.B. No. 1405, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX,” was deferred for a period of 48 hours.

Senator Hee, for the majority of the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 900, H.D. 2, presented a report (Conf. Com. Rep. No. 165) recommending that H.B. No. 900, 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. 165 and H.B. No. 900, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS,” 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. 300, H.D. 1, presented a report (Conf. Com. Rep. No. 166) recommending that H.B. No. 300, 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. 166 and H.B. No. 300, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE JUDICIARY,” 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. 21, S.D. 1, presented a report (Conf. Com. Rep. No. 168) recommending that S.B. No. 21, 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. 168 and S.B. No. 21, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” 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. 1678, S.D. 3, presented a report (Conf. Com. Rep. No. 169) recommending that S.B. No. 1678, S.D. 3, 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. 169 and S.B. No. 1678, S.D. 3, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 585, S.D. 2, presented a report (Conf. Com. Rep. No. 170) recommending that S.B. No. 585, 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. 170 and S.B. No. 585, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," 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. 884, S.D. 2, presented a report (Conf. Com. Rep. No. 171) recommending that S.B. No. 884, 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. 171 and S.B. No. 884, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," was deferred for a period of 48 hours.

Senator Sakamoto, for the majority of the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1350, S.D. 2, presented a report (Conf. Com. Rep. No. 172) recommending that S.B. No. 1350, 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. 172 and S.B. No. 1350, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," was deferred for a period of 48 hours.

DISCHARGE OF CONFEREES

S.B. No. 1350, S.D. 2 (H.D. 1):

The President discharged Senator Tsutsui as a co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1350, S.D. 2.

ADJOURNMENT

At 12:00 midnight, the Senate adjourned until 9:00 a.m., Tuesday, May 5, 2009.