

**JOURNAL**  
**of the**  
**SENATE OF THE**  
**TWENTY - FIFTH LEGISLATURE**  
**of the**  
**STATE OF HAWAII**

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**Regular Session of 2009**

**Convened Wednesday, January 21, 2009**

**Adjourned Friday, May 8, 2009**

**OFFICERS OF THE SENATE**

**President**

**HONORABLE COLLEEN HANABUSA..... Honolulu, Hawaii**

**Vice President**

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**Sergeant at Arms**

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**JAYSON M. WATTS..... Honolulu, Hawaii**

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of the  
**SENATE OF THE TWENTY-FIFTH LEGISLATURE**  
of the  
**STATE OF HAWAII**

<b>DISTRICT</b>	<b>NAME</b>	<b>ADDRESS</b>
<b>First</b>	<b>TAKAMINE, DWIGHT Y. (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Second</b>	<b>KOKUBUN, RUSSELL S. (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Third</b>	<b>GREEN, JOSH, M.D. (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
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<b>Fifth</b>	<b>BAKER, ROSALYN H. (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Sixth</b>	<b>ENGLISH, J. KALANI (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Seventh</b>	<b>HOOSER, GARY L. (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Eighth</b>	<b>SLOM, SAM (R)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Ninth</b>	<b>IHARA, JR., LES (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Tenth</b>	<b>TANIGUCHI, BRIAN T. (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Eleventh</b>	<b>FUKUNAGA, CAROL (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>

<b>DISTRICT</b>	<b>NAME</b>	<b>ADDRESS</b>
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<b>Fourteenth</b>	<b>KIM, DONNA MERCADO (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
<b>Fifteenth</b>	<b>SAKAMOTO, NORMAN (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
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<b>Twenty-Third</b>	<b>HEE, CLAYTON (D)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>
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<b>Twenty-Fifth</b>	<b>HEMMINGS, FRED (R)</b>	<b>The Senate State Capitol Honolulu, Hawaii 96813</b>

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Senator Jill N. Tokuda  
Senator Fred Hemmings

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TWENTY - FIFTH LEGISLATURE  
STATE OF HAWAII  
REGULAR SESSION OF 2009**



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**CLAYTON HEE**  
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Chair: Water, Land, Agriculture and  
Hawaiian Affairs



**DONNA MERCADO KIM**  
14th Senatorial District  
Chair: Ways and Means



**BRICKWOOD GALUTERIA**  
12th Senatorial District



**JOSH GREEN, M.D.**  
3rd Senatorial District



**MICHELLE N. KIDANI**  
17th Senatorial District



**CAROL T. TANIGUCHI**  
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**LAUREL A. JOHNSTON**  
Assistant Clerk



**BIENVENIDO C. VILLAFLO**  
Sergeant at Arms



**JAYSON M. WATTS**  
Assistant Sergeant at Arms

## TABLE OF CONTENTS

	PAGE
First Day, Wednesday, January 21, 2009 .....	1
Second Day, Thursday, January 22, 2009 .....	9
Third Day, Friday, January 23, 2009 .....	18
Fourth Day, Monday, January 26, 2009 .....	52
Fifth Day, Wednesday, January 28, 2009 .....	86
Sixth Day, Friday, January 30, 2009 .....	128
Seventh Day, Monday, February 2, 2009 .....	161
Eighth Day, Tuesday, February 3, 2009 .....	166
Ninth Day, Wednesday, February 4, 2009 .....	168
Tenth Day, Thursday, February 5, 2009 .....	175
Eleventh Day, Friday, February 6, 2009 .....	176
Twelfth Day, Monday, February 9, 2009 .....	178
Thirteenth Day, Tuesday, February 10, 2009 .....	181
Fourteenth Day, Wednesday, February 11, 2009 .....	183
Fifteenth Day, Thursday, February 12, 2009 .....	185
Sixteenth Day, Friday, February 13, 2009 .....	188
Seventeenth Day, Tuesday, February 17, 2009 .....	192
Eighteenth Day, Wednesday, February 18, 2009 .....	194
Nineteenth Day, Thursday, February 19, 2009 .....	201
Twentieth Day, Friday, February 20, 2009 .....	209
Twenty-First Day, Monday, February 23, 2009 .....	232
Twenty-Second Day, Tuesday, February 24, 2009 .....	236
Twenty-Third Day, Wednesday, February 25, 2009 .....	238
Twenty-Fourth Day, Thursday, March 5, 2009 .....	240
Twenty-Fifth Day, Friday, March 6, 2009 .....	251
Twenty-Sixth Day, Tuesday, March 10, 2009 .....	280
Twenty-Seventh Day, Thursday, March 12, 2009 .....	326
Twenty-Eighth Day, Friday, March 13, 2009 .....	357
Twenty-Ninth Day, Monday, March 16, 2009 .....	362
Thirtieth Day, Tuesday, March 17, 2009 .....	368
Thirty-First Day, Wednesday, March 18, 2009 .....	376
Thirty-Second Day, Thursday, March 19, 2009 .....	395
Thirty-Third Day, Friday, March 20, 2009 .....	397
Thirty-Fourth Day, Monday, March 23, 2009 .....	399
Thirty-Fifth Day, Tuesday, March 24, 2009 .....	405
Thirty-Sixth Day, Wednesday, March 25, 2009 .....	407
Thirty-Seventh Day, Friday, March 27, 2009 .....	423
Thirty-Eighth Day, Monday, March 30, 2009 .....	434
Thirty-Ninth Day, Tuesday, March 31, 2009 .....	436
Fortieth Day, Thursday, April 2, 2009 .....	441
Forty-First Day, Friday, April 3, 2009 .....	446
Forty-Second Day, Monday, April 6, 2009 .....	453
Forty-Third Day, Tuesday, April 7, 2009 .....	459
Forty-Fourth Day, Wednesday, April 8, 2009 .....	464
Forty-Fifth Day, Thursday, April 9, 2009 .....	467
Forty-Sixth Day, Tuesday, April 14, 2009 .....	481
Forty-Seventh Day, Thursday, April 16, 2009 .....	515
Forty-Eighth Day, Friday, April 17, 2009 .....	533
Forty-Ninth Day, Monday, April 20, 2009 .....	556
Fiftieth Day, Tuesday, April 21, 2009 .....	581
Fifty-First Day, Wednesday, April 22, 2009 .....	589
Fifty-Second Day, Thursday, April 23, 2009 .....	600
Fifty-Third Day, Friday, April 24, 2009 .....	604
Fifty-Fourth Day, Monday, April 27, 2009 .....	606
Fifty-Fifth Day, Tuesday, April 28, 2009 .....	612
Fifty-Sixth Day, Wednesday, April 29, 2009 .....	617
Fifty-Seventh Day, Thursday, April 30, 2009 .....	625
Fifty-Eighth Day, Friday, May 1, 2009 .....	636
Fifty-Ninth Day, Tuesday, May 5, 2009 .....	647
Sixtieth Day, Wednesday, May 6, 2009 .....	675
Sixty-First Day, Thursday, May 7, 2009 .....	682
Sixty-Second Day, Friday, May 8, 2009 .....	713

Note: In accordance with Article III, Section 10, of the Constitution of the State of Hawaii, the mandatory (five days) recess was held on February 26 and 27, March 2, 3, 4; other recesses were held on January 27, January 29, March 9 and 11, April 1, 13, 15, and May 4 and 6.

	<b>PAGE</b>
<b>Communications received after adjournment:</b>	
Governor’s Messages.....	728
House Communications.....	782
Departmental Communications.....	783
 <b>Appendix:</b>	
Rules of the Senate.....	784
Special Committee Reports.....	802
Conference Committee Reports.....	814
Standing Committee Reports.....	917
 <b>History:</b>	
Senate Bills.....	1598
Senate Concurrent Resolutions .....	1735
Senate Resolutions .....	1755
House Bills.....	1769
House Concurrent Resolutions .....	1798
House Resolution .....	1810

THE  
 TWENTY-FIFTH LEGISLATURE  
 STATE OF HAWAI'I  
 REGULAR SESSION OF 2009  
 JOURNAL OF THE SENATE

FIRST DAY

**Wednesday, January 21, 2009**

In accordance with the provisions of Section 10 of Article III of the Constitution of the State of Hawai'i, the Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, was called to order at 10:07 a.m., by the Honorable Dwight Y. Takamine, Temporary Chair of the Senate.

The Ho'oumau Address was delivered by Pono Shim and the Pule was invoked by Daniel Akaka, Jr.

At this time, the members of the Senate and guests rose to sing the National Anthem and "Hawai'i Pono'i," led by Eric Wahilani.

Nominations now being in order for a temporary clerk, Senator Kokubun nominated Carol Taniguchi, seconded by Senator Chun Oakland.

Senator Gabbard moved that the nominations be closed, seconded by Senator Tokuda and carried.

The Chair declared Carol Taniguchi as Temporary Clerk of the Senate.

Senator Taniguchi then moved that a committee of three Senators be appointed by the Chair as a Committee on Credentials to examine the certificates of election of the newly elected members of the Senate and to submit a report of its findings to the Senate, seconded by Senator Ihara and carried.

The Chair thereupon appointed Senators Kokubun, Sakamoto, and Hemmings to serve on such committee.

At 10:25 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:27 a.m.

**SPECIAL COMMITTEE REPORT**

Senator Kokubun, for the Committee on Credentials, presented a report (Spec. Com. Rep. No. 2) as follows:

"Honorable Dwight Y. Takamine  
 Temporary Chair of the Senate  
 Twenty-Fifth State Legislature  
 Regular Session of 2009  
 State of Hawai'i

Sir:

Your Committee on Credentials begs leave to report that it has examined the Certificates of Election of the Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, and finds that the following persons have been legally elected and are fully qualified to sit as members of the Senate.

The newly elected Senators whose respective terms of office will expire on November 6, 2012, are:

First Senatorial District

Dwight Y. Takamine

Third Senatorial District

Josh Green, M.D.

Fifth Senatorial District

Rosalyn H. Baker

Sixth Senatorial District

J. Kalani English

Seventh Senatorial District

Gary L. Hooser

Twelfth Senatorial District

Brickwood Galuteria

Sixteenth Senatorial District

David Y. Ige

Seventeenth Senatorial District

Michelle N. Kidani

Eighteenth Senatorial District

Clarence K. Nishihara

Twenty-First Senatorial District

Colleen Hanabusa

Twenty-Second Senatorial District

Robert Bunda

Twenty-Third Senatorial District

Clayton Hee

Respectfully submitted,

/s/Russell S. Kokubun  
 /s/Norman Sakamoto  
 /s/Fred Hemmings"

Senator Tsutsui moved that Special Committee Report No. 2 be adopted, seconded by Senator Espero and carried.

The Committee on Credentials was thereupon discharged with thanks.

The Chair called upon Chief Justice Ronald T.Y. Moon of the Hawai'i State Supreme Court to the rostrum to administer the oath of office to the newly elected members of the Senate.

Chief Justice Moon administered the oath of office to the newly elected members of the Senate who were standing at their respective desks.

The Roll was then called by the Temporary Clerk showing all Senators present.

Nominations for officers of the Senate being next in order, Senator Kokubun placed in nomination the name of Senator Colleen Hanabusa for President of the Senate, seconded by Senator Hee.

Senator English moved that the nominations be closed, seconded by Senator Taniguchi.

The motion to close the nominations was then put by the Chair and carried unanimously and the Temporary Clerk was directed to cast a unanimous ballot for Senator Colleen Hanabusa as President of the Senate.

The ballot having been so cast, Senator Colleen Hanabusa was declared unanimously elected President of the Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009.

The Chair then appointed Senators Kokubun and Hemmings to escort the President to the rostrum and the President addressed the members of the Senate and guests as follows:

"Governor Lingle, Lt. Governor and Mrs. Aiona, Chief Justice Moon, former Governor and Mrs. Ariyoshi, former Governor and Mrs. Waihee, former Governor and Mrs. Cayetano, esteemed colleagues, honored guests, ladies and gentlemen: *Aloha*.

"Yesterday we witnessed a shining moment in American history, and a historic day for Hawai'i as well. Barack Obama—our nation's first African American President—is also the first President born, raised, and educated here in Hawai'i.

"Throughout his long campaign, he challenged us to ask who we are, what we stand for, and what our nation can truly be.

"And as he ascended to lead the greatest nation on Earth—as one chapter ended and another chapter began—our nation and the world saw that this son of Hawai'i has succeeded in drawing our people around him by giving them hope through the rallying cry: 'Yes, We Can.' That belief has defined the American spirit from the beginning, and kept our people steadfast through challenges of every kind. 'Yes, we can.'

"He assumes the leadership of our nation facing one of the greatest challenges any new President has had to address. Still, America expresses confidence in his ability to see us through these difficult times not because of decades of experience or a celebrated lineage, but because he embodies hope, courage, and the opportunity for change.

"Here at home, where we felt the pride of accomplishment in the example of a young President whose life foundation was laid just a few miles from this building, we face our own challenges.

"Hawai'i has not been spared the crisis facing the rest of this nation. We cringed when the Council on Revenues said the deficit for the upcoming biennium will be \$1.8 billion. A twenty-five percent reduction in general fund revenues.

"The State's revenue crisis is just another indicator of what our people are enduring. Unemployment is up two points since a year ago, when our rate was the lowest in the nation. Homelessness is growing and the safety net, which people rely upon the government to provide, is full of *pukas*.

"Governor, members of the executive branch and my colleagues, these are the times when we show the people what we are made of.

"These are the times when we ask the hard question of what the role of government is.

"These are the times when we must say what we can do and what we will do.

"These are the times when we can no longer afford partisanship or politics as usual. Times when our obligation is to bring the service, vision, and leadership we were elected to provide. Times when we stop looking for political points and start looking for solutions.

"As President of the Senate, I am here to pledge this body's unflinching commitment to putting the needs of Hawai'i's people before all other considerations. During my ten years in office, I do not recall my colleagues working as diligently as they have in the past weeks, assembling a majority package to place before all of you for public discussion.

"Let there be no mistake: Yes, the projections with which we must frame our budget are down. But there is a budget and we must not lose sight of the fact that how we appropriate these resources must be guided by what matters most to the people we represent: their jobs, their economic security, their future. Senator Donna Mercado Kim will tackle this formidable challenge.

"The federal government can help stimulate our national economy through the extremely helpful ability to print more money. We can't. Like every family in Hawai'i, we can only rely on the money we bring home. That means that to get our economy moving again, we must be creative with what we have.

"We in the Senate propose that a special oversight committee be formed to meet on a weekly basis to oversee and have input into the capital improvement projects that need to be released. Our representative on that committee will be Senator Shan Tsutsui. I am confident that the Governor will welcome the participation of the Legislature to ensure public confidence that we are doing all we can to keep our construction industry on the job.

"For all businesses, we propose that the Unemployment Insurance Fund be used in the short term to keep your employees as part of your work force. We are asking that Senator Dwight Takamine, our Labor chair, look creatively at the UI Fund and redefine eligibility so that we can truly partner with those employers who have made contributions to this fund for situations like this. If necessary, we stand ready to extend benefits.

"We are committed to examining tax credits to ensure that they are performing and enhancing the economy as they should. We also know that the time has come for us to follow the national trend in adopting the streamlined sales tax, ensuring that out-of-state sales are accounted for in the State's treasury. We must thank Senator Carol Fukunaga for her tenacity in calling upon this Legislature to recognize the lost revenues associated with Internet sales. She was truly a pioneer in this regard.

"At the same time, there are vital issues on which there is as yet no consensus, but where serious discussions must continue. Questions including executive, judicial and legislative pay; legalized gaming; and deferring the transit tax for a year or more to provide relief to Hawai'i tax payers. Everything is on the table for debate and discussion.

"As well, we know we must address the sense of betrayal that many in our Native Hawaiian community feel on the issue of ceded lands, and in particular the case now pending before the United States Supreme Court. We will not turn a deaf ear to these questions, as difficult as they may be. We have heard the call of the people and we must respond.

“Government has always played a vital role in ensuring that those who are less fortunate and in need of temporary assistance are provided for. This is our social safety net. Senators David Ige and Suzanne Chun Oakland will take on the challenge of looking at how we will prioritize the issues of health, food and social service programs with limited funds and growing needs. They are also ready to address changes in the structure of health care, and help ensure that families and children who rely on us do not face locked doors.

“We have a unique opportunity to ask for assistance from Congress and the Obama administration in the form of increased Medicaid assistance through the Federal Medical Assistance Percentage Program. We are prepared to act within days on a Senate Concurrent Resolution asking President Obama and our congressional delegation—particularly Senator Inouye—to appropriate these funds. This will assist us in closing one of those *pukas* in the safety net.

“We face challenges, but we will overcome them. We have reason to be confident in our future, because we have seen that confidence reflected in others.

“Our visitor industry is still the main driver of our local economy, and that has been one of the factors leading the current downturn. We know that tourism is an industry that responds to outside factors. When rising oil costs drove up air fares, our visitor numbers dropped. Now, with oil prices and fares down, we find that individual uncertainty about the global economic picture prevents some from spending their money on trips to our state. And so the question becomes, how do we boost that confidence and rekindle interest in Hawai‘i vacations?

“Our answer lies in the fact that when industry leaders express their support for Hawaii as a visitor destination, others will follow. And a name that resonates around the world when it comes to travel is Disney.

“Less than a week ago, Disney Parks and Resorts awarded the first phase of the construction contract for their project at Ko Olina. That is an expression of their confidence in the long-term viability of Hawai‘i as a visitor destination. By reiterating their commitment to building and operating a landmark resort on our Leeward Coast, a world leader in the hospitality and visitor market has said, ‘We will put our money where our mouth is. Hawai‘i is the future.’ We can share that confidence. We can reclaim and keep our share of the global visitor market through the cooperation of industry leaders, through effective marketing of what is uniquely ours, and by building on our strengths and preserving our identity.

“In addition, many have looked upon the Disney project as an anchor to ensure the completion of the Second City of Kapolei. This project will help stimulate construction in the Kapolei region which, along with the release of pending state projects, will assist us in keeping our people employed.

“We must also continue investing in our future, despite the challenges we face today. We must take this opportunity to cut our dependence on fossil fuels, one of the root causes of the current economic crisis. It doesn’t matter what the initiative is called. What matters is that we all join hands in the construction of energy-efficient buildings, the production of renewable energy, and the move toward motor vehicles that do not run on petroleum products.

“In this light we need to recognize the military, which has led the way in energy-efficient construction and in the provision of jobs and opportunities for our community. They are and have long been one of the most stable forces in our economy. We must applaud the Department of Defense for projects such as the production of jet-grade fuel from algae which, when it

becomes reality, will address many of our concerns into the future.

“We in the Senate have dedicated so many years to our efforts at Sustainability 2050, and we are now beginning to see the fruits of that commitment. Senator Russell Kokubun is pleased with how far along these efforts have come. He sees the challenges that remain, preeminent among them the task of preserving lands for agriculture for future generations and how to balance our need for food with our need for energy. We are confident that we will be able to achieve both.

“I am confident that we will rise above these difficult times. Hawai‘i has always been a place of hope. Whether your family arrived by canoe fifteen hundred years ago or by plane just last week, they set out on their journey with visions of a new beginning. Laborers and businessmen. Asian and European. People of every color and from every social stratum. A family from Kansas by way of Seattle. A young man from Kenya planning to study at the University of Hawai‘i. All came because Hawai‘i offers hope.

“My hope continues today. Not just because of my faith in my colleagues and their individual and unique abilities, but because of my faith in the people of this state. We have come to learn to share and live together in a very special place, and we carry that with us everywhere. Many of us believe that President Obama was able to achieve greatness and carry his message of hope because he was shaped by this special place. General Eric Shinseki, who will be President Obama’s Secretary of Veterans’ Affairs, comes from this special place. Senator Daniel Inouye, chair of the most powerful committee in the United States Senate, comes from this special place. True sons of Hawai‘i, aligned like stars to aid us in meeting our challenge.

“The people of Hawai‘i: working a *lo‘i* in Hanalei, on a farm in Ka‘u, in a Bishop Street board room or a Ka‘anapali hotel. They are the foundation upon which we will build our efforts, and the reason we will not shy away from the task before us. *Mahalo.*”

At this time the Chair called on Senate Minority Leader Fred Hemmings.

Senator Hemmings then rose and stated:

“Thank you, Madam President; thank you for your inspiring words of *Aloha*. The future will bright. I request to yield the honor of the Minority response to the good Senator from Hawai‘i Kai, Senator Sam Slom.”

Senator Slom, Minority Floor Leader of the Senate, then responded as follows:

“Thank you, Madam President. *Aloha*. This is truly a historic day; you can write this down in your book—this is a day that a Republican yields. Republicans never yield to anyone or any position!

“*Mahalo* Senate President Hanabusa, Governor Lingle, Lieutenant Governor, Chief Justice, former governors Ariyoshi, Waihe‘e and Cayetano, to all of our distinguished guests and to you, the overburdened taxpayers of the State of Hawai‘i. We, too, offer our congratulations to President Obama and all re-elected lawmakers. Some of you may know that I lived in the same apartment building with Barry Obama for many years and that I worked with his grandmother, the late Madelyn Dunham, at the Bank of Hawai‘i. So I echo the words of the Senate President—this truly is a special place that brings all of us together.

“Senate President, I also want to commend you on your words and pledge the continued support of the Minority to help enact positive legislation for ALL the people of Hawai‘i. And I

know that it's going to be a positive year because you're not wearing black, you're wearing your bright orange sunshine.

"You've heard from the Majority and now you're going to hear the rest of the story. Some may wonder what the Senate Minority stands for and how we can have any relevancy or impact on policy in Hawai'i, outnumbered as we are, twelve to one. (How would you like to make this speech today?) And yet, one person, one idea, one effort has always been extremely important. One person, just last week, U.S. Airways Captain Chesley B. 'Sully' Sullenberger saved the lives of more than 150 other people in what is described as the 'Miracle on the Hudson'. It shows what one person and good leadership can do for all others, and that's what we strive for today.

"In the opening prayer you heard the words 'stand firm'. This is extremely important and this is what we intend to do. Your Republican Minority, in number, may be just two of twenty-five state senators, but in actuality we represent more than 40 percent of all of the votes cast, many thousands more of the 'silent majority,' and we have a strong and consistent philosophy, an unwavering voice, and a vote. We also have good humor—a useful trait in this building, in good times and bad. We strive to work hard, do our legislative homework and support leadership when we believe they are right—and to tell them when they're not. We never forget who sent us here and what you expect of all of us.

"Have we had an impact? We shape legislation, we point out errors and omissions in proposals, we actively take part in committees and the advise and consent process, and, if we're lucky, some of our bills are so good that the Majority will take them for their own and enact them. Now, we don't care who gets the credit as long as Hawai'i gets good legislation.

"Now many people and the media have approached this 25<sup>th</sup> state legislative session with an outlook of gloom, doom, grim times and negative choices. Your Minority approaches this legislative session not with fear, but with enthusiasm for the opportunities that these tough times present to all of us.

"There is a two-party system here, or at least two distinct philosophies. Now, one party has been expert at winning elections and controlling the government for more than 45 years, and they have stressed taxation, spending and decision-making by government. Selective sacrifice has been their mantra. The buzz word of the recent election was—say it—'change,' but yet change seems to have escaped Hawai'i's government and our public education.

"Our philosophy emphasizes individual risk and accomplishment, lower taxes on families and businesses, transparency in government and more economic choices for everyone. We stand for individual rights superior to those of the federal or state government, and we want the government chained by the Constitution and the Bill of Rights. Recent events have shown us that too much reliance on government has resulted in government inaction, corruption, conflicts of interest, unwise redistribution of your wealth through subsidies, preferential treatment and ill-conceived bailouts. In short, government has not solved problems; it treats symptoms and creates unintended consequences.

"There has been widespread public discontent with legislative bodies—the Congress, City Councils, and even the State Legislature. Many believe we spend too much time on increasing our own salaries and our own benefits, exempting us from the laws that we passed for others, and for covering up questionable ethics. Your Minority has spoken out and introduced legislation to correct these abuses and we will continue to do so. I said months ago that we in government should not have a pay increase when so many people in our community are suffering and having a difficult time

economically. Instead of exempting us from laws, we should be held to a higher standard. I've got to tell you, for four years now I've attended sexual harassment training classes and mandated ethics training. What's wrong with this picture when you have to teach your elected officials not to sexually harass and to be ethical? Maybe what we should do instead, at least in the Senate, is install breathalyzers at every desk before we speak.

"Our opinion today is that our problems are not economic but they are political. And we can address these economic challenges through support of competitive private market capitalism which allows us more of the greatest amount of freedom and individual choice, unavailable under more government control. The market hasn't failed us; individuals and part of government has.

"We don't want to urge you to just hunker down, reduce your consumer spending and economic activity and further reduce your standard of living. We stress success and prosperity, not just survival, and we know this is possible even in these difficult times.

"We are positive and believe we have reason to be so. We need to get back to work, stop whining, not look for government handouts, and be more productive and creative. Successful businesses do just that—they reinvent themselves for changing times. We have numerous examples of that in Hawai'i, including Ko Olina, Hawaiian Airlines, City Mill, The Systemcenter, Oils of Aloha, CyberCom, and many others that we can cite.

"The good news is that we have the tools and resources despite slowing revenues, rising unemployment, business closures and home foreclosures. The recession is real but we do not have to be mesmerized or paralyzed by bad news. Everything in life is cyclical. And your Minority always has hope and faith in Hawai'i's talented and remarkable individual people.

"This year, Hawai'i is celebrating its 50<sup>th</sup> anniversary of statehood and we proudly proclaim the many blessings of citizenship as Americans. We are appreciative and respectful of our Native Hawaiian culture and its many contributions. And the best way to show that respect is to expand the rights of every citizen in the State of Hawai'i.

"We honor all of our men and women in uniform and are grateful for the military's many contributions, not just the financial part—the contributions in leadership they make every day to our community. We must not hesitate to stand up for them vocally, not just when it is convenient to do so, because every day they sacrifice a great deal and risk their lives to protect all of us.

"To those in law enforcement and our first responders who keep us safe, even during power blackouts and earthquakes—we thank you. We cherish our *kupuna* and the lessons that we learn from them. And hopefully I'm getting old enough that I can join them.

"But we are also invigorated by our youth who have unlimited potential. Moanalua grad turned golf pro Tadd Fujikawa made us all—and the nation—proud of us this past weekend, as do surfer Carissa Moore and football star Manti Te'o of Punahou, Castle High grad and Olympic gold medalist Bryan Clay. And right here with me, I'm so happy that we've got young people—Dylan Encarnacion, and we've got Aina Kay, Gordon Hemmings, and also Jake Taniguchi. These are the young faces and the future of Hawai'i; *mahalo*. But there's so much more. There are so many amazing people from Hawai'i who are talented in music, art, dance, acting, production, robotics, business, technology and much more. These are individuals with God-given talent.

“This session we pledge to the people of Hawai‘i, who look to all of us for leadership, to listen even more, to work even harder, to cooperate for the good of all of our people, and to passionately continue to stand up against bad laws, poor economics and loss of freedom and choice. Now, some have suggested that they want to jettison some values and positions just because they are old. We will retain and honor the permanent values which stand the test of time and should not be partisan.

“In the words of Winston Churchill, ‘We will never give up, never, never, never, never, never.’ Your Minority stands for the enforcement of existing laws rather than duplication with more legislation, and specifically (so you know where we stand):

- **No more taxes.** Hawai‘i residents are taxed too much; we are among the top four taxed states in the nation. The best economic stimulus is money left with you so that you can spend it on your own family and your own business in the ways that you think best. We support a tax holiday for general excise taxation and elimination of excessive taxes and fees.
- As the Senate President talked about the budget, it will be difficult. We must honestly balance the budget—as every individual, family and small business must do every day. We’ve got to stop raiding the ‘special funds’ such as the Hurricane Relief Fund, or be honest, do the right thing and abolish all those funds. We need to eliminate those non-productive programs and expenditures; among them: tax credits given without proper oversight, grants to ‘special’ friends of lawmakers, costly mandates and projects such as outside, that \$1 million ‘bounce-about’ which is covering up the tile restoration. One million bucks for that. We can do better than that.
- Let me talk about gambling. It may be on the table, but we will continue to oppose gambling as neither an economic nor social benefit, especially since no tax reduction give-back has been proposed with gambling, only more money for the government to spend.
- Education. We all say we want better education. We in the Minority support more educators in the school, less money for questionable programs with no outcome accountability, less money for a bloated bureaucracy, and a full audit of the Department of Education. We also support small community schools. Now, it’s strange to me; for years we pump money into reducing the teacher-pupil ratio. Now that we’ve achieved it, we want to close those schools which mean so much to various communities. We will oppose that. We also support strongly more charter schools, substitute teachers and home schooling parity.
- Energy. The two of us have got a great deal of energy here and you’ll see that during this legislative session. We continue to support voluntary, incentivized alternative energy, including wind, solar, geothermal, OTEC and nuclear. My colleague Senator Hemmings has proposed a bold nuclear option incorporating a nuclear commission exploring possibilities. Now for those of you that are frightened by the word ‘nuclear,’ let’s remember that we already host nuclear activities on our submarines, and in some of its darkest days, the island of Kaua‘i was saved by a nuclear power plant generated by that military submarine.
- Environment. Republicans understand we can’t have a viable economy without a protected environment. It’s not ‘either/or,’ but certain mandates, regulations and invasive species prohibitions need to be examined adequately and

objectively for their important impact and unintended consequences.

- Turning to health, we must now stop the cause of losing those in the medical profession by saving our doctors with a real change in tort reform, equitable fee reimbursement, the abolition of state SHPDA, and by embracing private, non-tax investment in medical facilities on all the neighbor islands.
- I was enthused by the President’s remarks about the tax surcharge, which is damaging so many individuals and businesses. We can’t afford billions of dollars for ego steel-on-steel transit when congestion relief and new design is what will help O‘ahu residents and taxpayers the most. We need to speed alternative transportation construction and alternatives.
- And turning to law enforcement, we fully support the law enforcement coalition initiatives. But instead of giving lip service to justice, we support tougher judges, more choices, protection and services for victims, and swift, equal enforcement for those who break our laws and harm our residents.
- Finally, on the sanctity of life: we will continue for protection of the unborn and oppose so-called partial birth abortions. If we cannot stand up for life at its beginning, than all of the other basic laws are useless.

“Your Minority has many other ideas for diversifying our economy and reducing dependence on the visitor industry. We don’t want just one egg producer, one dairy, one electric company and fewer farmers. We propose expanded private-public partnerships, targeted tax incentives for job creation, and state water and land policy reform to help the farmers and ranchers insure agriculture sustainability. We also see that we can better use our resources and facilities such as Senator Hemmings’ idea of making the Ke‘ehi Private Boat Harbor both more accessible to the public and a great marina. We need to cease class warfare between those with wealth and those without. Hawai‘i is short of venture capital and we support an improved business climate to clearly signal that we are serious about business investment and new jobs here and now.

“While we may appear small in number, we are large in the willingness and capacity to think and act outside this square building. We have considerable ideas, tremendous dreams on how wonderful Hawai‘i can be if its people aren’t hampered by poor government choices. And we have the energy to make it all a reality. That’s our stand.

“Hawai‘i honored Dr. Martin Luther King, Jr. this week. He once said, ‘Almost always, the creative dedicated minority has made the world better.’ That’s what we pledge to do. We are compassionate, but not at the expense of complacency of our fiscal responsibilities.

“Can we make a difference? Help bring true change to Hawai‘i? Yes, we can—more importantly, yes, we will, with your support.

“As Edward Everett Hale said more than 200 years ago, ‘I am only one, but still I am one. I can’t do everything, yet I can do something. And just because I can’t do everything, I won’t refuse to do the something I can do.’ Aloha, mahalo and God bless Hawai‘i.”

At 11:15 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:24 a.m.



At this time, the members of the Senate and their guests were entertained by the Honolulu Boy Choir, under the direction of Mr. Kale Chang.

The President then announced that nominations were in order for the office of Vice President of the Senate.

Senator Taniguchi placed in nomination the name of Senator Russell S. Kokubun for Vice President of the Senate, seconded by Senator Tokuda.

Senator Hee moved that the nominations be closed, seconded by Senator Green.

The motion was then put by the Chair and carried unanimously and the Temporary Clerk was directed to cast a unanimous ballot for Senator Russell S. Kokubun as Vice President of the Senate.

The ballot having been so cast, Senator Russell S. Kokubun was declared unanimously elected as Vice President of the Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009.

**SENATE RESOLUTION**

The following resolution (S.R. No. 1) was read by the Temporary Clerk and was disposed of as follows:

S.R. No. 1, entitled: "ELECTING OFFICERS OF THE TWENTY-FIFTH LEGISLATURE," was offered by Senators Hooser and Hemmings.

On motion by Senator Hooser, seconded by Senator Hemmings and carried, S.R. No. 1 was adopted

The President thereupon administered the oath of office to the newly elected officers of the Senate: Clerk Carol T. Taniguchi, Assistant Clerk Laurel A. Johnston, Sergeant-at-Arms Bienvenido C. Villaflor and Assistant Sergeant-at-Arms Jayson M. Watts.

At 11:49 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:53 a.m.

At this time, the members of the Senate and their guests were entertained by renowned singer and songwriter, Willie K.

**INTRODUCTION OF SENATE BILLS**

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the following bills passed First Reading by title and were deferred:

S.B. No. 1. "A BILL FOR AN ACT RELATING TO OPIHI."

Introduced by: Senator Hee.

S.B. No. 2 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Senator Hee, by request.

S.B. No. 3 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Introduced by: Senator Hee.

S.B. No. 4 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Hee.

S.B. No. 5 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Senator Hee.

S.B. No. 6 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."

Introduced by: Senator Hee.

S.B. No. 7 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."

Introduced by: Senator Nishihara, by request.

S.B. No. 8 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Senator Nishihara.

S.B. No. 9 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Senator Nishihara.

S.B. No. 10 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."

Introduced by: Senator Nishihara.

S.B. No. 11 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senator Nishihara.

S.B. No. 12 "A BILL FOR AN ACT RELATING TO STATE PARKS."

Introduced by: Senator Nishihara.

S.B. No. 13 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Taniguchi.

S.B. No. 14 "A BILL FOR AN ACT RELATING TO GAMBLING."

Introduced by: Senator Taniguchi.

S.B. No. 15 "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST."

Introduced by: Senator Taniguchi.

S.B. No. 16 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS."

Introduced by: Senator Taniguchi.

S.B. No. 17 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Senator Taniguchi.

S.B. No. 18 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."

Introduced by: Senator Taniguchi.

S.B. No. 19 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senator Taniguchi.

S.B. No. 20 "A BILL FOR AN ACT RELATING TO CRIMES."

Introduced by: Senator Taniguchi.

S.B. No. 21 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Senator Taniguchi.

S.B. No. 22 “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII.”

Introduced by: Senator Taniguchi.

S.B. No. 23 “A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING.”

Introduced by: Senator Taniguchi.

S.B. No. 24 “A BILL FOR AN ACT RELATING TO ELECTIONS.”

Introduced by: Senator Taniguchi.

S.B. No. 25 “A BILL FOR AN ACT RELATING TO HAWAII REVISED STATUTES.”

Introduced by: Senator Taniguchi.

S.B. No. 26 “A BILL FOR AN ACT RELATING TO JUSTICE.”

Introduced by: Senator Taniguchi.

S.B. No. 27 “A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL.”

Introduced by: Senator Taniguchi.

S.B. No. 28 “A BILL FOR AN ACT RELATING TO ATTORNEYS.”

Introduced by: Senator Taniguchi.

S.B. No. 29 “A BILL FOR AN ACT RELATING TO SENTENCING.”

Introduced by: Senator Taniguchi, by request.

S.B. No. 30 “A BILL FOR AN ACT RELATING TO ANIMALS.”

Introduced by: Senator Taniguchi, by request.

S.B. No. 31 “A BILL FOR AN ACT RELATING TO LAND USE.”

Introduced by: Senator Taniguchi, by request.

At this time, the following Senate leadership assignments were announced by Senate President Hanabusa:

Majority Leader:  
Senator Gary L. Hooser

Majority Floor Leader:  
Senator Norman Sakamoto

Majority Caucus Leader:  
Senator Shan S. Tsutsui

Majority Technology Leader:  
Senator David Y. Ige

Majority Policy Leader:  
Senator Les Ihara, Jr.

Majority Whips:  
Senator Suzanne Chun Oakland  
Senator Jill N. Tokuda

President Emeritus:  
Senator Robert Bunda

Minority Leader:  
Senator Fred Hemmings

Minority Floor Leader:  
Senator Sam Slom

The President also announced the following standing committees of the Senate, their respective chairs and members:

COMMERCE AND CONSUMER PROTECTION

Senator Rosalyn H. Baker, Chair  
Senator David Y. Ige, Vice Chair  
Senator Will Espero  
Senator Josh Green, M.D.  
Senator Les Ihara, Jr.  
Senator Norman Sakamoto  
Senator Fred Hemmings

ECONOMIC DEVELOPMENT AND TECHNOLOGY

Senator Carol Fukunaga, Chair  
Senator Rosalyn H. Baker, Vice Chair  
Senator Clayton Hee  
Senator David Y. Ige  
Senator Sam Slom

EDUCATION AND HOUSING

Senator Norman Sakamoto, Chair  
Senator Michelle N. Kidani, Vice Chair  
Senator Suzanne Chun Oakland  
Senator Brickwood Galuteria  
Senator Shan S. Tsutsui  
Senator Fred Hemmings

ENERGY AND ENVIRONMENT

Senator Mike Gabbard, Chair  
Senator J. Kalani English, Vice Chair  
Senator Josh Green, M.D.  
Senator Gary L. Hooser  
Senator Les Ihara, Jr.  
Senator Russell S. Kokubun  
Senator Fred Hemmings

HEALTH

Senator David Y. Ige, Chair  
Senator Josh Green, M.D., Vice Chair  
Senator Rosalyn H. Baker  
Senator Will Espero  
Senator Clarence K. Nishihara  
Senator Fred Hemmings

HIGHER EDUCATION

Senator Jill N. Tokuda, Chair  
Senator Norman Sakamoto, Vice Chair  
Senator Rosalyn H. Baker  
Senator Russell S. Kokubun  
Senator Dwight Y. Takamine  
Senator Brian T. Taniguchi  
Senator Sam Slom

HUMAN SERVICES

Senator Suzanne Chun Oakland, Chair  
Senator Les Ihara, Jr., Vice Chair  
Senator Josh Green, M.D.  
Senator Fred Hemmings

JUDICIARY AND GOVERNMENT OPERATIONS

Senator Brian T. Taniguchi, Chair  
Senator Dwight Y. Takamine, Vice Chair  
Senator Robert Bunda  
Senator Mike Gabbard  
Senator Clarence K. Nishihara  
Senator Sam Slom

LABOR

Senator Dwight Y. Takamine, Chair  
Senator Brian T. Taniguchi, Vice Chair  
Senator Robert Bunda  
Senator Clayton Hee  
Senator Sam Slom

PUBLIC SAFETY AND MILITARY AFFAIRS

Senator Will Espero, Chair  
Senator Robert Bunda, Vice Chair  
Senator J. Kalani English  
Senator Mike Gabbard  
Senator Brickwood Galuteria  
Senator Michelle N. Kidani  
Senator Fred Hemmings

TOURISM

Senator Clarence K. Nishihara, Chair  
Senator Brickwood Galuteria, Vice Chair  
Senator Michelle N. Kidani  
Senator Shan S. Tsutsui  
Senator Sam Slom

TRANSPORTATION, INTERNATIONAL AND  
INTERGOVERNMENTAL AFFAIRS

Senator J. Kalani English, Chair  
Senator Mike Gabbard, Vice Chair  
Senator Will Espero  
Senator Clarence K. Nishihara  
Senator Sam Slom

WATER, LAND, AGRICULTURE AND HAWAIIAN  
AFFAIRS

Senator Clayton Hee, Chair  
Senator Jill N. Tokuda, Vice Chair  
Senator Robert Bunda  
Senator Carol Fukunaga  
Senator Russell S. Kokubun  
Senator Dwight Y. Takamine  
Senator Fred Hemmings

WAYS AND MEANS

Senator Donna Mercado Kim, Chair  
Senator Shan S. Tsutsui, Vice Chair  
Senator Suzanne Chun Oakland  
Senator J. Kalani English  
Senator Carol Fukunaga  
Senator Brickwood Galuteria  
Senator Clayton Hee  
Senator Gary L. Hooser  
Senator Michelle N. Kidani  
Senator Russell S. Kokubun  
Senator Jill N. Tokuda  
Senator Fred Hemmings

**ADJOURNMENT**

At 12:17 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, January 22, 2009.

## SECOND DAY

**Thursday, January 22, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Rosalyn H. Baker, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the First Day.

At this time, the Chair made the following announcement:

"I'd like to thank the members for using your laptops in the Chamber today. The electronic Order of the Day includes links to the measures being considered and provides information to make it easy for you to view the bill status, testimony and other relevant information as we are proceeding. Members, you should access the electronic O.D. through the Senate portal.

"Data Systems staff will be available to assist anyone who needs help during the session; please signal one of them if you need assistance. Could the Data Systems staff raise their hands so everyone knows where you are? Thank you very much."

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 1 to 166, and 168 to 207) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 1, dated August 28, 2008, transmitting the Report of the Temporary Hawaii Inter-Island Ferry Oversight Task Force, prepared by the Department of Transportation pursuant to Act 2, Second Special Session of 2007.

Gov. Msg. No. 2, dated August 29, 2008, transmitting a Report on the Descriptive Statistics on the Operations of Qualified High Technology Businesses from 2002 through 2007, prepared by the Department of Taxation pursuant to Act 206, SLH 2007.

Gov. Msg. No. 3, dated September 8, 2008, transmitting the 2007 Annual Report of the State of Hawaii Community-Based Economic Development Technical and Financial Assistance Program, prepared by the Department of Business, Economic Development, and Tourism pursuant to Chapter 210D, HRS.

Gov. Msg. No. 4, dated September 15, 2008, transmitting a report prepared by the Department of Health on its litigation against Waste Management of Hawaii, Inc. and the City and County of Honolulu, pursuant to H.C.R. No. 76 (2006).

Gov. Msg. No. 5, dated September 24, 2008, transmitting the Department of Accounting and General Services Interim Report on the Museum of Hawaiian Music and Dance Committee, pursuant to Act 230, SLH 2007, as amended by Act 48, SLH 2008.

Gov. Msg. No. 6, dated September 29, 2008, transmitting the Report of the Temporary Hawaii Inter-Island Ferry Oversight Task Force, prepared by the Department of Transportation pursuant to Act 2, Second Special Session of 2007.

Gov. Msg. No. 7, dated October 22, 2008, transmitting a Report on the Status of the Kaho'olawe Rehabilitation Trust Fund, prepared by the Department of Land and Natural Resources, Kaho'olawe Island Reserve Commission, pursuant to Section 6K-9.5, HRS.

Gov. Msg. No. 8, dated October 22, 2008, transmitting the Report on Receipts and Expenditures of the Antitrust Trust

Fund, prepared by the Department of Attorney General pursuant to Section 28-13, HRS.

Gov. Msg. No. 9, dated October 22, 2008, transmitting the Report on Litigation Deposits Trust Fund Transactions and Collections Made on Behalf of Other Departments and Agencies, prepared by the Department of the Attorney General pursuant to Act 178, SLH 2002.

Gov. Msg. No. 10, dated October 22, 2008, transmitting the Report on Identification of Rivers and Streams Worthy of Protection, prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, pursuant to Section 174C-31, HRS.

Gov. Msg. No. 11, dated October 22, 2008, transmitting a Report on Budgetary and Other Issues Regarding Invasive Species, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 194-2, HRS, and Act 158, Section 28, SLH 2008.

Gov. Msg. No. 12, dated October 22, 2008, transmitting the Annual Report of the Stadium Authority for the Fiscal Year ended June 30, 2008, prepared by the Department of Accounting and General Services, pursuant to Section 109-3, HRS.

Gov. Msg. No. 13, dated October 24, 2008, transmitting a Report on the Operations of the Filing Office for Financing Statements Under the Uniform Commercial Code, Secured Transactions, prepared by the Department of Land and Natural Resources pursuant to Section 490:9-527, HRS.

Gov. Msg. No. 14, dated October 24, 2008, transmitting a Report on Expenditures to Fund Positions Used for Protection of Monk Seals and Turtle Population, prepared by the Department of Land and Natural Resources pursuant to Act 158, Section 27.1, SLH 2008.

Gov. Msg. No. 15, dated October 30, 2008, transmitting the Report of the Temporary Hawaii Inter-Island Ferry Oversight Task Force, prepared by the Department of Transportation pursuant to Act 2, Second Special Session of 2007.

Gov. Msg. No. 16, dated November 6, 2008, transmitting the Disability and Communication Access Board's Annual Report for Fiscal Year 2007-2008, prepared by the Department of Health pursuant to Section 348F-4, HRS.

Gov. Msg. No. 17, dated November 6, 2008, transmitting the Annual Report Outlining the Status of the Office of Health Care Assurance Special Fund, Including the Amount of Monies Deposited Into and Expended From the Fund, and Sources of Receipts and Uses of Expenditures, prepared by the Department of Health pursuant to Section 321-1.4, HRS.

Gov. Msg. No. 18, dated November 6, 2008, transmitting a Report on Geothermal Royalties Dispositions and the Status of Geothermal and Cable System Development, prepared by the Department of Land and Natural Resources pursuant to Sections 182-18 and 196D-11, HRS.

Gov. Msg. No. 19, dated November 6, 2008, transmitting a Report on the Installation of Back Flow Preventers for Waiahole-Waikane Community Association Water System Users, prepared by the Department of Land and Natural Resources pursuant to Act 158, Section 15.1, SLH 2008.

Gov. Msg. No. 20, dated November 6, 2008, transmitting the Report on the Hawaii Dam and Reservoir Safety Program, prepared by the Department of Land and Natural Resources pursuant to Section 179D-29, HRS.

Gov. Msg. No. 21, dated November 7, 2008, transmitting a Report Relating to Claims Against the State, pursuant to Act 213, Section 187, SLH 2007.

Gov. Msg. No. 22, dated November 7, 2008, transmitting a Report on the Status of the Environmental Health Education Fund, prepared by the Department of Health pursuant to Section 321-27, HRS.

Gov. Msg. No. 23, dated November 7, 2008, transmitting a Report on the Number of Pen Register Orders and Orders for Trap and Trace Devices Applied for by Law Enforcement Agencies of the State, prepared by the Department of Attorney General pursuant to Section 803-47, HRS.

Gov. Msg. No. 24, dated November 7, 2008, transmitting a Report Relating to the Forest Stewardship Program, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195F-6, HRS.

Gov. Msg. No. 25, dated November 7, 2008, transmitting a Report Relating to Public Land Liability, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Act 82, Section 4, SLH 2003.

Gov. Msg. No. 26, dated November 7, 2008, transmitting a Report on Revenues Generated from General Administrative Penalties Imposed Under Chapter 183, Hawaii Revised Statutes, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 183-5, HRS.

Gov. Msg. No. 27, dated November 7, 2008, transmitting a Report Relating to the Land Conservation Fund and the Legacy Land Conservation Program, prepared by the Department of Land and Natural Resources pursuant to Section 173A-5, HRS.

Gov. Msg. No. 28, dated November 7, 2008, transmitting a Report Relating to the Wildlife Revolving Fund for Fiscal Year 2007-2008, prepared by the Department of Land and Natural Resources pursuant to Section 183D-10.5, HRS.

Gov. Msg. No. 29, dated November 7, 2008, transmitting a Report on the Status of the Program for Environmentally-Themed Products to Support the Environment, prepared by the Department of Land and Natural Resources pursuant to Section 195D-5.5, HRS.

Gov. Msg. No. 30, dated November 7, 2008, transmitting a Report on the Status of the Issuance of Incidental Take Licenses for Endangered, Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund for the Period July 1, 2007-June 30, 2008, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-26, HRS.

Gov. Msg. No. 31, dated November 7, 2008, transmitting the Annual Report on All Moneys Deposited Into and Disbursed From the Pesticide Use Revolving Fund for Fiscal Year 2008, prepared by the Department of Agriculture pursuant to Section 149A-13.5, HRS.

Gov. Msg. No. 32, dated November 14, 2008, transmitting the Annual Report of the Tobacco Enforcement Unit, prepared by the Department of Attorney General pursuant to Section 28-15, HRS.

Gov. Msg. No. 33, dated November 20, 2008, transmitting the Hawaii State Public Library System's Annual Report for Fiscal Year Ending June 30, 2008, prepared by the Department of Education pursuant to Act 129, SLH 1989 and Act 327, SLH 1993, as amended by Act 45, SLH 1999.

Gov. Msg. No. 34, dated November 20, 2008, transmitting the Foreign-Trade Zone No. 9's Annual Report to the

Foreign-Trade Zones Board for Federal Fiscal Year Ending September 30, 2007.

Gov. Msg. No. 35, dated November 21, 2008, transmitting a Report on the Hawaii Statewide Trail and Access System, "Na Ala Hele," prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 198D-9, HRS.

Gov. Msg. No. 36, dated November 24, 2008, transmitting a report prepared by the Department of Land and Natural Resources pursuant to Act 100, SLH 1999, Requiring All Departments and Agencies to Identify their Goals, Objectives, and Policies, to Provide a Basis for Determining Priorities and Allocating Limited Public Funds and Human Resources.

Gov. Msg. No. 37, dated November 24, 2008, transmitting a Report on Disaster Relief Expenditures Resulting from the October 15, 2006 Kiholo Bay Earthquake, prepared by the Department of Land and Natural Resources pursuant to Act 78, Section 5, SLH 2007.

Gov. Msg. No. 38, dated November 24, 2008, transmitting a report prepared by the Department of Business, Economic Development and Tourism pursuant to H.C.R. No. 258 (2008), Requesting the Office of Planning to Coordinate the City and State Agencies in Addressing the Overgrowth of Vegetation on Kahala Beach.

Gov. Msg. No. 39, dated November 26, 2008, transmitting the Annual Report on Administratively Established Appropriations, prepared by the Department of Agriculture pursuant to Act 178, SLH 2002.

Gov. Msg. No. 40, dated November 28, 2008, transmitting the Report of the Temporary Hawaii Inter-Island Ferry Oversight Task Force, prepared by the Department of Transportation pursuant to Act 2, Second Special Session of 2007.

Gov. Msg. No. 41, dated December 2, 2008, transmitting the Annual Report of Proceedings Under the Hawaii Omnibus Criminal Forfeiture Act, prepared by the Department of the Attorney General pursuant to Section 712A-16, HRS.

Gov. Msg. No. 42, dated December 2, 2008, transmitting a Report on Administratively Established Accounts and Funds of the Department of Land and Natural Resources, prepared by the Department of Land and Natural Resources pursuant to Section 37-52.5, HRS.

Gov. Msg. No. 43, dated December 2, 2008, transmitting a Report Relating to the Natural Area Reserves System, Natural Area Partnership Program, and the Financial Condition of the Natural Area Reserve Fund, prepared by the Department of Land and Natural Resources pursuant to Section 195-6.6, HRS.

Gov. Msg. No. 44, dated December 2, 2008, transmitting a Report on the Recommendations of the Task Force on Beach and Water Safety, prepared by the Department of Land and Natural Resources, Task Force on Beach and Water Safety, pursuant to Act 152, SLH 2007.

Gov. Msg. No. 45, dated December 3, 2008, transmitting the Report on the Case-Based Strategy Pilot Project of the Child Support Enforcement Agency, prepared by the Department of the Attorney General pursuant to Act 213, Section 63, SLH 2007.

Gov. Msg. No. 46, dated December 3, 2008, transmitting the Report of the Hawaii Anti-Trafficking Task Force, prepared by the Department of the Attorney General pursuant to Act 260, SLH 2006, as amended by Act 176, SLH 2008.

Gov. Msg. No. 47, dated December 4, 2008, transmitting a Report on the Activities of the Kaneohe Bay Regional Council

for 2008, prepared by the Department of Land and Natural Resources pursuant to Section 200D-5, HRS.

Gov. Msg. No. 48, dated December 5, 2008, transmitting the Report of the Task Force Established by Act 152, SLH 2007, prepared by the Department of the Attorney General.

Gov. Msg. No. 49, dated December 5, 2008, transmitting a Report on the Goals and Objectives of the Department of the Attorney General, pursuant to Act 100, SLH 1999, as amended by Act 154, SLH 2005.

Gov. Msg. No. 50, dated December 5, 2008, transmitting a Report on the Accomplishments, Recommendations for Changes in State Plan or Future Programs and an Account of all Income, Expenditures and Fund Balance of the Hawaii Historic Preservation Fund for Fiscal Year 2007-2008, prepared by the Department of Land and Natural Resources pursuant to Section 6E-3, HRS.

Gov. Msg. No. 51, dated December 8, 2008, transmitting a report prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-59.9, HRS.

Gov. Msg. No. 52, dated December 8, 2008, transmitting the Annual Report on the Enrollment and Financial Status of the State Pharmacy Assistance Program, prepared by the Department of Human Services, Med QUEST Division, pursuant to Section 346-347, HRS.

Gov. Msg. No. 53, dated December 8, 2008, transmitting a Report on Administrative Appeals for the Child Protective Services Program, Child Welfare Services Branch, and the Adult Protective Services Program, Adult and Community Care Services Branch, prepared by the Department of Human Services, Social Services Division, pursuant to Act 213, Sections 56 and 60, SLH 2007.

Gov. Msg. No. 54, dated December 8, 2008, transmitting a Report on the Statewide Interpreter Referral Service for Public and Private Agencies and for Persons who are Deaf, Hard of Hearing, or Deaf-Blind, prepared by the Department of Human Services, Vocational Rehabilitation and Services for the Blind Division, pursuant to Act 213, Section 16, SLH 2007.

Gov. Msg. No. 55, dated December 15, 2008, transmitting the Institutional Network ("INET") Report, prepared by the Department of Commerce and Consumer Affairs, Cable Television Division, pursuant to Act 213, Section 111, SLH 2007.

Gov. Msg. No. 56, dated December 15, 2008, transmitting the Annual Report of the Medical Claims Conciliation Panel and the Design Claims Conciliation Panel, prepared by the Department of Commerce and Consumer Affairs pursuant to Sections 671-20 and 672B-17, HRS.

Gov. Msg. No. 57, dated December 15, 2008, transmitting the Loss Mitigation Grant Program Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 431:22-102, HRS.

Gov. Msg. No. 58, dated December 15, 2008, transmitting the Annual External Review Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 432E-13, HRS.

Gov. Msg. No. 59, dated December 15, 2008, transmitting the Report on the Hawaii Council on Economic Education Economics Cadre Program, prepared by the Department of Commerce and Consumer Affairs, Business Registration Division, pursuant to Act 158, Section 4, SLH 2008.

Gov. Msg. No. 60, dated December 15, 2008, transmitting a Report on the Use of Remote Dispensing Machines by a Licensed Pharmacy or Pharmacist, prepared by the Department

of Commerce and Consumer Affairs, Professional and Vocational Licensing Division, Board of Pharmacy, pursuant to Act 212, SLH 2008.

Gov. Msg. No. 61, dated December 15, 2008, transmitting a Report on the Conversion of Exempt Positions to Civil Service, prepared by the Department of Commerce and Consumer Affairs, pursuant to S.C.R. No. 222 (2008).

Gov. Msg. No. 62, dated December 15, 2008, transmitting a Report on Money Transmitters, prepared by the Department of Commerce and Consumer Affairs pursuant to Act 158, Section 4, SLH 2008.

Gov. Msg. No. 63, dated December 15, 2008, transmitting the 2008 Annual Compliance Resolution Fund Report, prepared by the Department of Commerce and Consumer Affairs.

Gov. Msg. No. 64, dated December 15, 2008, transmitting the 2008 Annual Report of the Hawaii Real Estate Commission, prepared by the Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division, Real Estate Branch.

Gov. Msg. No. 65, dated December 15, 2008, transmitting the 2008 Report of the Insurance Commissioner of Hawaii, prepared by the Department of Commerce and Consumer Affairs.

Gov. Msg. No. 66, dated December 15, 2008, transmitting a Report on the TANF-funded After School Hours Programs, prepared by the Department of Human Services pursuant to Act 158, Section 204.2, SLH 2008.

Gov. Msg. No. 67, dated December 15, 2008, transmitting a Report on the State Children's Health Insurance Program's Enrollment for the Months January-September 2008, prepared by the Department of Human Services pursuant to Act 158, SLH 2008.

Gov. Msg. No. 68, dated December 15, 2008, transmitting a Report on the Number of Exempt Positions Converted to Civil Service Positions During the Previous Twelve Months, prepared by the Department of Human Resources Development pursuant to Act 300, SLH 2006.

Gov. Msg. No. 69, dated December 16, 2008, transmitting a Report on the Status on the Effort to Acquire Turtle Bay, prepared by the Office of the Governor pursuant to Act 140, SLH 2008.

Gov. Msg. No. 70, dated December 17, 2008, transmitting the Department of Budget and Finance's Plan of Action for Implementation of Goals and Objections, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 71, dated December 17, 2008, transmitting a Report on the Hawaii Venture Capital Investment Program, prepared by the Employees' Retirement System pursuant to Act 260, SLH 2007.

Gov. Msg. No. 72, dated December 17, 2008, transmitting a Report on Direct Holdings in Sudan Scrutinized Companies, prepared by the Employees' Retirement System pursuant to Act 192, SLH 2007.

Gov. Msg. No. 73, dated December 18, 2008, transmitting the Department of Labor and Industrial Relations' Hawaii Labor Relations Board's Annual Report, pursuant to Section 89-5, HRS.

Gov. Msg. No. 74, dated December 18, 2008, transmitting the Hawaii Occupational Safety and Health Report of Contested Cases for fiscal year ending June 30, 2008, prepared by the Department of Labor and Industrial Relations pursuant to Section 396-11, HRS.

Gov. Msg. No. 75, dated December 18, 2008, transmitting a Report on the Impact of the High Technology Business Investment Tax Credit on Hawaii's Economy for Calendar Year 2007, prepared by the Department of Taxation pursuant to Act 206, SLH 2007.

Gov. Msg. No. 76, dated December 18, 2008, transmitting the Report on the Employment and Training Fund Program for fiscal year ending June 30, 2008, prepared by the Department of Labor and Industrial Relations pursuant to Section 383-128, HRS.

Gov. Msg. No. 77, dated December 19, 2008, transmitting the Public Utilities Commission's Annual Report for fiscal year ending June 30, 2008, pursuant to Section 269-5, HRS, and the Report on Net Energy Metering, pursuant to Act 150, SLH 2008.

Gov. Msg. No. 78, dated December 19, 2008, transmitting a Report on the State's Progress Toward Meeting the Milestones and Objectives of the Energy Feedstock Program, prepared by the Department of Agriculture pursuant to Section 141-9, HRS.

Gov. Msg. No. 79, dated December 19, 2008, transmitting the Final Report on the Assessment of the State of Hawaii's Ability to Achieve 2010 Renewable Portfolio Standards, prepared by the University of Hawaii, Hawaii Natural Energy Institute, School of Ocean and Earth Science Technology, pursuant to Section 269-95, HRS.

Gov. Msg. No. 80, dated December 19, 2008, transmitting a Report on the Status of Hiring the Positions Authorized by Act 213, Section 112, and on the Progress Made Towards Implementation of the Restructuring Plan Resulting from the Organizational Review Conducted Pursuant to Act 143, SLH 2006, prepared by the Public Utilities Commission pursuant to Act 213, Section 112, SLH 2007.

Gov. Msg. No. 81, dated December 19, 2008, transmitting the Public Utilities Commission's Special Fund Report for fiscal year ending June 30, 2008, pursuant to Section 269-33, HRS.

Gov. Msg. No. 82, dated December 19, 2008, transmitting the 2008 Report on the Hawaii Petroleum Market under the Petroleum Industry Monitoring, Analysis and Reporting Program, prepared by ICF International for the Public Utilities Commission pursuant to Act 78, SLH 2006.

Gov. Msg. No. 83, dated December 19, 2008, transmitting a Report on the Drinking Water Treatment Revolving Loan Fund, prepared by the Department of Health pursuant to Section 340E-33, HRS.

Gov. Msg. No. 84, dated December 19, 2008, transmitting a Report on the State Water Pollution Control Revolving Fund, prepared by the Department of Health pursuant to Section 342D-82, HRS.

Gov. Msg. No. 85, dated December 19, 2008, transmitting a Report on Decabromodiphenylether and Feasible Flame Retardant Alternatives, prepared by the Department of Health pursuant to H.C.R. No. 84 (2006).

Gov. Msg. No. 86, dated December 19, 2008, transmitting a Report to Assess the Advantages and Disadvantages of Requiring Cervical Cancer Vaccinations for Girls Before they Enter the Seventh Grade, prepared by the Department of Health pursuant to H.C.R. 51 (2008).

Gov. Msg. No. 87, dated December 22, 2008, transmitting the Hawaii Civil Rights Commission's 2007-2008 Annual Report, prepared by the Department of Labor and Industrial Relations pursuant to Section 368-3, HRS.

Gov. Msg. No. 88, dated December 19, 2008, transmitting a Report on Purchasing Equipment for the State Laboratory, prepared by the Department of Health, State Laboratories Division, pursuant to Act 231, Section 51, SLH 2007.

Gov. Msg. No. 89, dated December 22, 2008, transmitting a Report on the Hybrid Plan Communications Campaign, prepared by the Employees' Retirement System pursuant to Act 158, Section 124.1, SLH 2008.

Gov. Msg. No. 90, dated December 22, 2008, transmitting the Sanitation Branch Annual Audit, prepared by the Department of Health pursuant to Section 321-27.5, HRS.

Gov. Msg. No. 91, dated December 22, 2008, transmitting a Report Relating to Activities of the Division of Conservation and Resources Enforcement and Improvements Made Due to Increased Funding for Equipment Upgrades, Additional DOCARE Officers, Clerical Staff and Data Collection, prepared by the Department of Land and Natural Resources pursuant to Act 213, SLH 2007 and Act 158, SLH 2008.

Gov. Msg. No. 92, dated December 22, 2008, transmitting the Annual Evaluation of the Hawaii Unemployment Compensation Fund, prepared by the Department of Labor and Industrial Relations pursuant to section 383-126.5, HRS.

Gov. Msg. No. 93, dated December 22, 2008, transmitting a Report on the Implementation of Chapter 190D, Hawaii Revised Statutes, Ocean and Submerged Lands Leasing, prepared by the Department of Agriculture and the Department of Land and Natural Resources pursuant to Act 176, Section 12, SLH 1999.

Gov. Msg. No. 94, dated December 22, 2008, transmitting the Multi-Year Program and Financial Plan and Executive Budget for the Period 2009-15, pursuant to Sections 37-69 and 37-71, HRS; the Variance Report for FYs 2008-09, pursuant to Section 37-75, HRS; and the Budget in Brief for FB 2009-2011, prepared by the Department of Budget and Finance.

Gov. Msg. No. 95, dated December 23, 2008, transmitting the Report of the Adam Walsh Act Compliance Working Group, prepared by the Department of the Attorney General pursuant to Act 80, SLH 2008.

Gov. Msg. No. 96, dated December 23, 2008, transmitting the Department of Taxation's Annual Report on Appropriations Used for Contracting with Specialized Experts to Support Income, General Excise, and other Tax Audits, pursuant to Act 213, Section 119, SLH 2007.

Gov. Msg. No. 97, dated December 23, 2008, transmitting the Department of Taxation's Electronic Funds Transfer Report, pursuant to Act 177, SLH 1997.

Gov. Msg. No. 98, dated December 23, 2008, transmitting a Report on Student Transportation Services, prepared by the Department of Education pursuant to Act 213, SLH 2007.

Gov. Msg. No. 99, dated December 23, 2008, transmitting a Report on Federal and Trust Funds, prepared by the Department of Education pursuant to Section 29-25, HRS.

Gov. Msg. No. 100, dated December 23, 2008, transmitting a Report on the Carryover of Funds, prepared by the Department of Education pursuant to Section 37-41.5, HRS.

Gov. Msg. No. 101, dated December 23, 2008, transmitting a Report on School-Level Minor Repairs and Maintenance Accounts, prepared by the Department of Education pursuant to Section 302A-1504, HRS.

Gov. Msg. No. 102, dated December 23, 2008, transmitting a Report on the Detailed Services Provided and Costs Incurred for the McKinney-Vento Homeless Education Assistance Act,

prepared by the Department of Education pursuant to Act 158, SLH 2008.

Gov. Msg. No. 103, dated December 23, 2008, transmitting a Report on the Transfers of Appropriated Funds and Positions, prepared by the Department of Education pursuant to Section 37-74(d), HRS.

Gov. Msg. No. 104, dated December 23, 2008, transmitting a Report on Various Energy Efficiency Projects and Change in Energy Usage, prepared by the Department of Education pursuant to Act 213, SLH 2007.

Gov. Msg. No. 105, dated December 23, 2008, transmitting a Report on Activities Toward Implementation of the Agriculture Education Program, prepared by the Department of Education pursuant to Act 111, SLH 2007.

Gov. Msg. No. 106, dated December 23, 2008, transmitting the Annual Report on the Teacher Education Coordinating Committee, prepared by the Department of Education pursuant to Section 304-20, HRS.

Gov. Msg. No. 107, dated December 23, 2008, transmitting the Progress and Status Report on the Implementation of the Electronic Student Information System, prepared by the Department of Education pursuant to Act 213, SLH 2007.

Gov. Msg. No. 108, dated December 23, 2008, transmitting the October, 2008 Report on the Medicaid School-based Claiming Program, prepared by the Department of Education pursuant to Act 141, SLH 2005.

Gov. Msg. No. 109, dated December 23, 2008, transmitting a Report on the Superintendent's Fund, prepared by the Department of Education pursuant to Act 213, SLH 2007.

Gov. Msg. No. 110, dated December 23, 2008, transmitting the Report on Requests for a Due Process Hearing, prepared by the Department of Education pursuant to Act 179, SLH 2008.

Gov. Msg. No. 111, dated December 23, 2008, transmitting a Report on the Progress of the Study for DOE Anger Management Programs, prepared by the Department of Education pursuant to H.C.R. No. 126 (2008) and H.R. No. 108 (2008).

Gov. Msg. No. 112, dated December 23, 2008, transmitting a Report on "No Child Left Behind" Restructured Schools, prepared by the Department of Education pursuant to Act 213, SLH 2007.

Gov. Msg. No. 113, dated December 23, 2008, transmitting the Annual Report for Repair and Maintenance, prepared by the Department of Education pursuant to Sections 36-35, 36-36 and 302A-1312, HRS.

Gov. Msg. No. 114, dated December 23, 2008, transmitting a Report on School Impact Fees, prepared by the Department of Education pursuant to Act 245, SLH 2007.

Gov. Msg. No. 115, dated December 23, 2008, transmitting the Feasibility Study to Examine Various Impacts of a Longer School Day and Increasing the Number of Days in the School Year on Kindergarten through Grade Twelve Students, prepared by the Department of Education pursuant to S.C.R. No. 72 (2008).

Gov. Msg. No. 116, dated December 23, 2008, transmitting a Report on the Development of Prototype Models or Guidelines When Installing or Creating Shaded Play Areas at Public Schools, prepared by the Department of Education pursuant to S.C.R. No. 88 (2008).

Gov. Msg. No. 117, dated December 23, 2008, transmitting a Report on Preparing Curricular Materials that Reflect the

Hawaii Standards to Assist a Teacher who Temporarily Teaches in an Area of Not Highly Qualified, prepared by the Department of Education pursuant to S.C.R. No. 111 (2008).

Gov. Msg. No. 118, dated December 23, 2008, transmitting the Secondary School Student Conference Report, prepared by the Department of Education pursuant to Section 317-6, HRS.

Gov. Msg. No. 119, dated December 23, 2008, transmitting a Report on the Mandatory Expulsion Policy for Possession of a Firearm for School Year 2007-08, prepared by the Department of Education pursuant to Section 302A-1134, HRS.

Gov. Msg. No. 120, dated December 23, 2008, transmitting a Report on Continuing Project Graduation Training Through Driver Education Underwriters' Fees as Part of Traffic Safety Education, prepared by the Department of Education pursuant to S.C.R. No. 220 (2008).

Gov. Msg. No. 121, dated December 23, 2008, transmitting the Interim Report on Guidelines Regarding Truancy Reduction and Increase in Academic Success, prepared by the Department of Education pursuant to S.C.R. No. 74 (2008).

Gov. Msg. No. 122, dated December 23, 2008, transmitting the Incentive and Innovation Grant Trust Fund Report, prepared by the Department of Education pursuant to Section 302A-301, HRS.

Gov. Msg. No. 123, dated December 23, 2008, transmitting the Annual Reports on Educational Assessment and Accountability, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 124, dated December 24, 2008, transmitting the Annual Report of the Narcotics Enforcement Division for Fiscal Year 2008, prepared by the Department of Public Safety pursuant to Section 329-11, HRS.

Gov. Msg. No. 125, dated December 24, 2008, transmitting a Report on the Hawaii Employer-Union Health Benefits Trust Fund, pursuant to Act 158, SLH 2008.

Gov. Msg. No. 126, dated December 24, 2008, transmitting a Report on the Number of Individuals with Developmental Disabilities or Mental Retardation Who Choose to Live Independently, the Financial Impact on the State, and the Findings, Recommendations, and the Financial Impact of Act 303, SLH, 2006, prepared by the Department of Health pursuant to Act 40, SLH, 2007.

Gov. Msg. No. 127, dated December 24, 2008, transmitting a Report on the Activities to Support a Statewide Self-Advocacy Network, prepared by the Department of Health pursuant to Act 213, Section 53, SLH, 2007.

Gov. Msg. No. 128, dated December 24, 2008, transmitting the Annual Report on the Receipts and Expenditures from the Emergency Medical Services Special Fund, prepared by the Department of Health pursuant to Section 321-234, HRS.

Gov. Msg. No. 129, dated December 24, 2008, transmitting a Report on the Establishment and Implementation of a Suicide Early Intervention and Prevention Program, prepared by the Department of Health pursuant to Act 213, SLH 2007.

Gov. Msg. No. 130, dated December 27, 2008, transmitting the Small Business Regulatory Review Board's Review of Agency Submitted Administrative Rules, prepared by the Department of Business, Economic Development, and Tourism pursuant to Section 201M-7, HRS.

Gov. Msg. No. 131, dated December 29, 2008, transmitting the Annual Report on the Building Code Council, prepared by the Department of Accounting and General Services pursuant to Act 82, SLH 2007.



Gov. Msg. No. 132, dated December 29, 2008, transmitting the Annual Report on the Wireless Enhanced 911 Board for the period July 1, 2007 through June 30, 2008, prepared by the Department of Accounting and General Services pursuant to Section 138-6, HRS.

Gov. Msg. No. 133, dated December 29, 2008, transmitting the Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for \$10,000 or Less for Fiscal Year 2007-2008, prepared by the Department of Accounting and General Services pursuant to Section 41D-4, HRS.

Gov. Msg. No. 134, dated December 29, 2008, transmitting the Department of Accounting and General Services' Annual Report on Goals and Objectives for fiscal year ending June 30, 2008, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 135, dated December 30, 2008, transmitting the Department of Transportation's Annual Report on Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 136, letter dated December 30, 2008, informing the Senate that pursuant to Act 156, SLH 2008, the Department of Human Resources Development reports that there was no employment of retirants in civil service positions under this authority in the executive branch for the 2008 calendar year.

Gov. Msg. No. 137, letter dated December 30, 2008, informing the Senate that pursuant to Act 253, SLH 2000, the Department of Human Resources Development reports that there was no selection of Separation of Incentives by any employee as there was no Reduction-in-Force (RIF) in the Executive Branch for the 2008 calendar.

Gov. Msg. No. 138, dated December 30, 2008, transmitting a Report on Parental Preferences in Government Contracts, Programs, and Services, prepared by the Department of Human Resources Development pursuant to Act 162, SLH 2002.

Gov. Msg. No. 139, dated December 30, 2008, transmitting a Report on Land Dispositions Made of Public Lands for Calendar Year 2008, prepared by the Department of Land and Natural Resources pursuant to Section 171-29, HRS.

Gov. Msg. No. 140, dated December 30, 2008, transmitting the Final Report of the Temporary Hawaii Inter-Island Ferry Oversight Task Force, prepared by the Department of Transportation pursuant to Act 2, Second Special Session of 2007.

Gov. Msg. No. 141, dated December 30, 2008, transmitting the 50th Anniversary of Statehood Commission's Preliminary Report pursuant to Act 140, SLH 2007.

Gov. Msg. No. 142, dated December 31, 2008, transmitting a Report on Security Breach of Personal Information, prepared by the Department of Land and Natural Resources pursuant to Section 487N-4, HRS.

Gov. Msg. No. 143, dated December 31, 2008, transmitting a Report on the Effectiveness of the Graduated Provisional Licensing Program in Reducing Traffic Fatalities and Accidents in the State, prepared by the Department of Health and the Department of Transportation pursuant to Act 72, SLH 2005.

Gov. Msg. No. 144, dated December 31, 2008, transmitting the Annual Report on the Transportation Improvement Special Fund from Act 370, SLH 1997, prepared by the Department of Transportation pursuant to Section 264-19, HRS.

Gov. Msg. No. 145, dated December 31, 2008, transmitting a Report Relating to Pedestrian Safety, prepared by the Department of Transportation pursuant to Act 10, Special Session of 2007.

Gov. Msg. No. 146, dated December 31, 2008, transmitting the Annual Report on Bikeway Projects and Expenditures, prepared by the Department of Transportation pursuant to Section 264-18, HRS.

Gov. Msg. No. 147, dated December 31, 2008, transmitting Report on Pedestrian Safety, prepared by the Department of Transportation pursuant to Act 232, SLH 2008.

Gov. Msg. No. 148, dated December 31, 2008, transmitting a Report on Special Repair and Maintenance Appropriations, prepared by the Department of Transportation pursuant to Act 158, SLH 2008.

Gov. Msg. No. 149, dated December 31, 2008, transmitting a Report on Security Appropriations, prepared by the Department of Transportation pursuant to Act 158, SLH 2008.

Gov. Msg. No. 150, dated December 31, 2008, transmitting a Report on Expenditures of Security Appropriations for Marsec II or Higher, prepared by the Department of Transportation pursuant to Act 158, SLH 2008.

Gov. Msg. No. 151, dated December 31, 2008, transmitting a Report on Routine Repair and Maintenance Appropriations, prepared by the Department of Transportation pursuant to Act 158, SLH 2008.

Gov. Msg. No. 152, dated December 31, 2008, transmitting a Report Relating to Health Insurance, prepared by the Department of Health pursuant to Act 221, SLH 2008.

Gov. Msg. No. 153, dated December 31, 2008, transmitting the Annual Report of the Office of Information Practices for fiscal year ending June 30, 2008, pursuant to Chapter 92F, HRS.

Gov. Msg. No. 154, dated December 31, 2008, transmitting a Report on the Status of the Federal Grants Search, Development, and Application Revolving Fund, prepared by the Department of Education pursuant to Section 302A-1405, HRS.

Gov. Msg. No. 155, dated December 31, 2008, transmitting the Annual Report of the State Educational Facilities Improvement Special Fund, prepared by the Department of Education pursuant to Section 36-32, HRS.

Gov. Msg. No. 156, dated December 31, 2008, transmitting a Report on the Comprehensive Accountability System, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 157, dated December 31, 2008, transmitting the Even-numbered Year's Report of the Classification/Compensation Appeals Board's Educational Officer/Classification/Compensation Plan and Related Cost, prepared by the Department of Education pursuant to Section 302A-620, HRS.

Gov. Msg. No. 158, dated December 31, 2008, transmitting the FY 2009 Expenditure Report on the Department of Education's Mentor and Para-Educator Programs, prepared by the Department of Education pursuant to Act 158, SLH 2008.

Gov. Msg. No. 159, dated December 31, 2008, transmitting a Report Relating to Early Learning, prepared by the Department of Education pursuant to Act 14, SLH 2008.

Gov. Msg. No. 160, dated December 31, 2008, transmitting the a Report on Seat Belts in School Buses, prepared by the Department of Education pursuant to H.C.R. No. 71 (2008) and H.R. No. 62 (2008).

Gov. Msg. No. 161, dated December 31, 2008, transmitting a Report to Develop Nutritionally-Sound Public School Menu

Plans that Include Vegetarian and Vegan Meals, prepared by the Department of Education pursuant to S.C.R. No. 84 (2008).

Gov. Msg. No. 162, dated December 31, 2008, transmitting a Report to Re-Engineer the Department of Education's Office of Human Resources, prepared by the Department of Education pursuant to S.C.R. No. 114 (2008).

Gov. Msg. No. 163, dated December 31, 2008, transmitting the School-by-School Expenditure Report, prepared by the Department of Education pursuant to Section 302A-1004, HRS.

Gov. Msg. No. 164, dated December 31, 2008, transmitting a Report on Cost Saving Measures for School Food Services, prepared by the Department of Education pursuant to Act 213, SLH 2007.

Gov. Msg. No. 165, dated December 31, 2008, transmitting a Report on the Current and Projected Usage and Costs of Electricity, Sewer, and Water Services, prepared by the Department of Education pursuant to Act 213, SLH 2007.

Gov. Msg. No. 166, dated January 6, 2009, transmitting the Final Report of the Compacts of Free Association Task Force, prepared by the Department of Attorney General pursuant to S.R. No. 142 (2007).

Gov. Msg. No. 168, informing the Senate that on January 14, 2009, in accordance with the provisions of Chapter 17, Section 4 of the Hawaii Revised Statutes, the Governor has appointed Gilbert Keith-Agaran to fill the remaining term of the late Robert Nakasone as the member from the Ninth Representative District, House of Representatives, Twenty-Fifth Legislature, State of Hawaii.

Gov. Msg. No. 169, dated December 22, 2008, transmitting the Annual Report of the Activities of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities, prepared by the Department of Health pursuant to Section 340B-12, HRS.

Gov. Msg. No. 170, dated December 23, 2008, transmitting Hawaii Employer-Union Health Benefits Trust Fund's Annual Report for Fiscal Year 2007- 2008, pursuant to Chapter 87A.

Gov. Msg. No. 171, dated December 27, 2008, transmitting the Annual Report Summary of the Small Business Regulatory Review Board, prepared by the Department of Business, Economic Development, and Tourism pursuant to Chapter 201M, HRS.

Gov. Msg. No. 172, letter dated December 29, 2008, fulfilling the reporting requirements of Act 213, SLH 2008.

Gov. Msg. No. 173, dated December 29, 2008, transmitting the following reports prepared by the Department of Labor and Industrial Relations: Employment and Training Fund, pursuant to Section 383-128, HRS; Premium Supplementation Fund (PHC), pursuant to Section 393-41, HRS; Special Compensation Fund, pursuant to Section 386-151, HRS; Special Fund for Temporary Disability Benefits, pursuant to Section 392-61, HRS; Unemployment Insurance Trust Fund, pursuant to Section 383-121, HRS; and Special Unemployment Insurance Administration Fund, pursuant to Section 383-127, HRS.

Gov. Msg. No. 174, dated December 29, 2008, transmitting a Report on the Enrollment and Financial Status of the Hawaii RX Plus Program, prepared by the Department of Human Services pursuant to Section 346-319, HRS.

Gov. Msg. No. 175, dated December 29, 2008, transmitting a report pursuant to Act 213, Section 200, SLH 2007, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division.

Gov. Msg. No. 176, dated December 30, 2008, transmitting the Energy Resources Coordinator's 2008 Annual Report, prepared by the Department of Business, Economic Development, and Tourism pursuant to Section 196-4, HRS.

Gov. Msg. No. 177, dated December 31, 2008, transmitting the Interim Report Relating to the West Maui Transportation Access Plan, prepared by the Department of Transportation, pursuant to Act 214, SLH 2008.

Gov. Msg. No. 178, dated December 31, 2008, transmitting the Department of Land and Natural Resources' Report on the Accounting of All Receipts From Lands Described in Section 5(f) of the Admission Act for Fiscal Year 2007-2008, pursuant to Act 178, SLH 2006.

Gov. Msg. No. 179, dated December 31, 2008, transmitting the Annual Report of the Hawaii Project EAST (Environmental and Spatial Technology) Program, prepared by the Department of Business, Economic Development and Tourism pursuant to Chapter 302A-1314, HRS.

Gov. Msg. No. 180, dated January 2, 2009, transmitting the 2008 Annual Report of the Office of Language Access, prepared by the Department of Labor and Industrial Relations pursuant to Act 290, SLH 2006.

Gov. Msg. No. 181, dated January 6, 2009, transmitting the 2007-2008 Annual Report of the Hoisting Machine Operator's Advisory Board, prepared by the Department of Labor and Industrial Relations pursuant to Section 396-20, HRS.

Gov. Msg. No. 182, dated January 7, 2009, transmitting the Department of Taxation's Report on the Department's Goals and Objectives, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 183, dated January 7, 2009, transmitting the following reports prepared by the Department of Public Safety pursuant to Act 213, SLH 2007: Mason Apprenticeship Program, Comprehensive Offender Reentry Plan, Inmate Transitional Work Furlough Substance Abuse Treatment Services, and Inmate Transition and Job Development Program.

Gov. Msg. No. 184, dated January 7, 2009, transmitting a Report on Capital Improvement Program Appropriations, prepared by the Department of Public Safety pursuant to Act 213, SLH 2007.

Gov. Msg. No. 185, dated January 7, 2009, transmitting a Report on Overtime Costs, prepared by the Department of Public Safety pursuant to Act 158, SLH 2008.

Gov. Msg. No. 186, dated January 7, 2009, transmitting a Report on Inmates Mental Health Services at Oahu Community Correctional Center, Halawa Correctional Facility, and the Women's Community Correctional Center, prepared by the Department of Public Safety pursuant to Act 213, SLH 2007.

Gov. Msg. No. 187, dated January 7, 2009, transmitting the Annual Report on Strategic Plan, Timetable and Performance Measures, prepared by the Department of Public Safety pursuant to Act 100, SLH 1999.

Gov. Msg. No. 188, dated January 7, 2009, transmitting the following reports prepared by the Department of Public Safety pursuant to Act 8, Special Session of 2007: Return of Out-of-State Inmates, Inmate Transition and Reentry Into the Community, and Inmate Reentry into the Community.

Gov. Msg. No. 189, dated January 7, 2009, transmitting a Report on Gender Responsive Community Based Programs for Women, prepared by the Department of Public Safety pursuant to Section 367D-8, HRS.

Gov. Msg. No. 190, dated January 7, 2009, transmitting the Annual Report of the Hawaii Correctional Industries, prepared

by the Department of Public Safety pursuant to Section 354D-3.5, HRS.

Gov. Msg. No. 191, dated January 7, 2009, transmitting a Report on the Criminal Offender Treatment Act, prepared by the Department of Public Safety pursuant to Chapter 353G, HRS.

Gov. Msg. No. 192, dated January 7, 2009, transmitting the Annual Report on the Status of the Federal Reimbursement Maximization Special Fund, prepared by the Department of Public Safety pursuant to Section 353C-7, HRS.

Gov. Msg. No. 193, dated January 7, 2009, transmitting a Report on Services for Children of Incarcerated Parents, prepared by the Department of Public Safety pursuant to Act 240, SLH 2008.

Gov. Msg. No. 194, dated January 7, 2009, transmitting a Report on the Strategic Plan to Provide Services to Female Offenders Returning from the Mainland, prepared by the Department of Public Safety pursuant to Act 219, SLH 2008.

Gov. Msg. No. 195, dated January 7, 2009, transmitting the Annual Report on Dental Health Activities, Expenditures, and Recommendations, prepared by the Department of Health pursuant to Section 321-63, HRS.

Gov. Msg. No. 196, dated January 7, 2009, transmitting the 2008 Bioenergy Master Plan Report, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 253, SLH 2007.

Gov. Msg. No. 197, dated January 7, 2009, transmitting a Report on the Early Intervention Services Program's Purchase of Service and Fee-for-Service Contracts, prepared by the Department of Health, Early Intervention Section pursuant to Act 213, SLH 2007.

Gov. Msg. No. 198, dated January 7, 2009, transmitting the Annual Report on the Domestic Violence and Sexual Assault Special Fund, prepared by the Department of Health pursuant to Section 321-1.3, HRS.

Gov. Msg. No. 199, dated January 7, 2009, transmitting a Report on the Primary Care Incentive Program, prepared by the Department of Health pursuant to Section 321-1.5, HRS.

Gov. Msg. No. 200, dated January 8, 2009, transmitting a Report on the Purchase of Family Planning Services for Women's Health for FY 2008, prepared by the Department of Health pursuant to Act 213, Section 41, SLH 2007.

Gov. Msg. No. 201, dated January 8, 2009, transmitting the Executive Office on Aging's Annual Evaluation Report on Elder Programs, prepared by the Department of Health, pursuant to Section 349-5, HRS.

Gov. Msg. No. 202, dated January 8, 2009, transmitting a Report on the Environmental Response Law and the Hawaii Emergency Planning and Community Right to Know Act Financial and Environmental Site Information for FY 2008, prepared by the Department of Health pursuant to Chapters 128D and 128E, HRS.

Gov. Msg. No. 203, dated January 8, 2009, transmitting a Report on the Collection, Transportation, and Recycling of Televisions Sold in the State of Hawaii, prepared by the Department of Health and the Television Temporary Working Group pursuant to Act 13, First Special Session of 2008.

Gov. Msg. No. 204, dated January 8, 2009, transmitting a Report with the Breakdown of Emergency Ambulance Services by Contracts, Cost Categories, and Expenditure Amounts and on Expenditures for an Emergency Medical Technician

Training Stipend Program, prepared by the Department of Health that, pursuant to Act 213, SLH 2007.

Gov. Msg. No. 205, dated January 8, 2009, transmitting an Expenditure Report on the \$100,000 General Fund Appropriation for Additional or Continued HIV/AIDS Services in the Community on Oahu for FY 2008-09, prepared by the Department of Health pursuant to Act 158, SLH 2008.

Gov. Msg. No. 206, dated January 8, 2009, transmitting a Report on the Hawaii Small Business Regulatory Review Board Working Group's Findings and Recommendations, prepared by the Department of Business, Economic Development, and Tourism pursuant to ACT 230, SLH 2008.

Gov. Msg. No. 207, dated January 13, 2009, transmitting a Report on the Progress for the Adoption of Rules to Regulate the Ornamental Reef Fishery Industry in South Maui and Kaneohe Bay, Oahu, to Confer with Geographical Stakeholders and to Propose Appropriate Legislation, prepared by the Department of Land and Natural Resources pursuant to H.C.R. No. 347 (2008).

At 11:42 a.m. the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:44 a.m.

#### HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 1) was read by the Clerk and was placed on file:

Hse. Com. No. 1, transmitting H.R. No. 5, entitled "HOUSE RESOLUTION SENDING MESSAGES THAT THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FIFTH LEGISLATURE HAS ASSEMBLED AND IS READY TO TRANSACT BUSINESS," which was adopted by the House of Representatives on January 21, 2009.

#### JUDICIARY COMMUNICATION

The following communication from the Judiciary (Jud. Com. No. 1) was read by the Clerk and was placed on file:

Jud. Com. No. 1, informing the Senate of the postponement of the 2009 State of Judiciary address by Chief Justice Ronald T. Y. Moon.

#### INTRODUCTION OF SENATE BILLS

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the following bills passed First Reading by title and were deferred:

S.B. No. 32 "A BILL FOR AN ACT RELATING TO FUEL."

Introduced by: Senators Baker, English.

S.B. No. 33 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Senators Baker, Espero, Fukunaga, Hee, Tsutsui.

S.B. No. 34 "A BILL FOR AN ACT RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT."

Introduced by: Senators Baker, Green, Espero, Galuteria, Hemmings, Ige, Ihara, Sakamoto.

S.B. No. 35 "A BILL FOR AN ACT RELATING TO MORTGAGES."

Introduced by: Senators Baker, English, Espero, Fukunaga, Ige, Ihara, Nishihara.

S.B. No. 36 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."

Introduced by: Senator Baker, by request.

S.B. No. 37 "A BILL FOR AN ACT RELATING TO INTRA-COUNTY FERRY SERVICE."

Introduced by: Senators Baker, English, Tsutsui.

S.B. No. 38 "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES."

Introduced by: Senators Baker, English, Green, Hemmings, Ige.

S.B. No. 39 "A BILL FOR AN ACT RELATING TO REPORTS ON THE HAWAII CANCER RESEARCH SPECIAL FUND."

Introduced by: Senators Baker, Green, Espero, Hemmings, Ige, Nishihara.

S.B. No. 40 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senators Baker, Ihara, Sakamoto, Fukunaga, Ige.

S.B. No. 41 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Baker, English, Green, Ige, Tsutsui, Espero, Nishihara.

S.B. No. 42 "A BILL FOR AN ACT RELATING TO THE LIQUOR TAX LAW."

Introduced by: Senators Baker, Green, Ige.

S.B. No. 43 "A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT."

Introduced by: Senators Baker, Green, Ige.

S.B. No. 44 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senators Baker, English, Green, Ige, Tsutsui, Espero, Nishihara.

S.B. No. 45 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAMPBELL HIGH SCHOOL"

Introduced by: Senator Espero.

S.B. No. 46 "A BILL FOR AN ACT RELATING TO FAMILY COURT JURISDICTION OVER MINORS."

Introduced by: Senator Espero.

S.B. No. 47 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Senator Espero.

S.B. No. 48 "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES."

Introduced by: Senator Espero.

S.B. No. 49 "A BILL FOR AN ACT RELATING TO SERIOUS OFFENSES COMMITTED BY MINORS."

Introduced by: Senator Espero.

S.B. No. 50 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY PRODUCERS."

Introduced by: Senators Hee, Kokubun, Takamine.

#### SENATE RESOLUTION

The following resolution (S.R. No. 2) was read by the Clerk and was disposed of as follows:

S.R. No. 2, entitled: "SENATE RESOLUTION ADOPTING THE RULES OF THE SENATE OF THE TWENTY-FIFTH LEGISLATURE," was offered by Senators Hooser and Hemmings.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 2 was adopted.

At 11:46 a.m. the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 p.m.

#### STANDING COMMITTEE REPORTS

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1) recommending that the Senate consent to the nomination of ROM A. TRADER to the Circuit Court of the First Circuit, in accordance with Gov. Msg. No. 167.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1 and Gov. Msg. No. 167 was deferred until Friday, January 23, 2009.

#### ADJOURNMENT

At 12:00 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, January 23, 2009.

## THIRD DAY

## Friday, January 23, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Andrei Plotnik, Office of the Honorable Robert Bunda, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Second Day.

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

Senators Kokubun, Sakamoto, Gabbard, Baker, Takamine, Tokuda, and Kidani introduced FLEX/YES program shadows: Sayeda Tehniyat Bukhari of Pakistan, Aleksandre Matcharashvili of Georgia Mykhaylo Oberemok of Eastern Ukraine, Nigar Sharifli of Azerbaijan, Nikita Yakovenko of Russia, Mariya Yepimakhina of Russia, Myahri Babakuliyeva of Turkmenistan, Yevgeniya Tustanovskaya of Russia, Hala Abdulhaq of Palestine, Kateryna Zhupanova of Ukraine, and Fadel Makhzoum of Lebanon.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 208 to 218) were read by the Clerk and were placed on file:

Gov. Msg. No. 208, dated January 9, 2009, transmitting a report prepared by ICF International for the Hawaii Department of Business, Economic Development and Tourism on the Hawaii Greenhouse Gas Inventory, 1990 and 2007, pursuant to Act 234, SLH 2007.

Gov. Msg. No. 209, dated January 9, 2009, transmitting a report prepared by the Department of Commerce and Consumer Affairs on How the Department's Expenditures will be Aligned with its Special Fund Revenue Collections, pursuant to Act 213, Section 196, SLH 2007.

Gov. Msg. No. 210, dated January 13, 2009, transmitting the report, "20-Year Review of Water Use Permits," prepared by the Department of Land and Natural Resources, pursuant to Section 174C-56, HRS.

Gov. Msg. No. 211, dated January 16, 2009, transmitting a report prepared by the Department of Human Services required by Act 2, Special Session of 2008.

Gov. Msg. No. 212, dated January 16, 2009, transmitting a report prepared by the Department of Labor and Industrial Relations, Occupational Safety and Health Division, on Meeting Staffing Benchmarks, pursuant to Act 158, SLH 2008.

Gov. Msg. No. 213, dated January 21, 2009, transmitting a report prepared by the Department of Health requesting the Executive Office on Aging to Coordinate Family Caregiver Support Services, pursuant to Act 213, SLH 2007.

Gov. Msg. No. 214, dated January 21, 2009, transmitting a Report on the Activities of the Deposit Beverage Container Program, prepared by the Department of Health pursuant to Sections 342G-102.5(h), 342G-114.5(b), and 342G-123, HRS.

Gov. Msg. No. 215, dated January 21, 2009, transmitting a Report on the Detailed Accounting of All Revenues and Expenditures of the Hawaii Tobacco Settlement Special Fund, prepared by the Department of Health and the University of Hawaii pursuant to Act 264, Section 2, SLH 2007.

Gov. Msg. No. 216, dated January 21, 2009, transmitting the Annual Report on Solid Waste Management prepared by the Department of Health pursuant to Section 342G-15, HRS.

Gov. Msg. No. 217, dated January 22, 2009, transmitting a Report on Shaken Baby Syndrome, prepared by the Department of Health pursuant to Section 321-33, Section 3, HRS.

Gov. Msg. No. 218, dated January 22, 2009, transmitting the Annual Report on the Activities Under the Neurotrauma Special Fund, prepared by the Department of Health pursuant to Section 321H-4, HRS.

## DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 1 to 54) were read by the Clerk and were placed on file:

Dept. Com. No. 1, from the Department of Business, Economic Development and Tourism, dated September 17, 2008, transmitting DBEDT's CD-ROM, the 2008 Hawaii Data Disc containing the 2003 through 2007 State of Hawaii Data Books.

Dept. Com. No. 2, from the Hawaii Tourism Authority, dated December 19, 2008, transmitting the executive summary and two discs containing the electronic files of all nine modules.

Dept. Com. No. 3, from the Office of Hawaiian Affairs dated December 31, 2008, transmitting a report on the Taro Security and Purity Task Force, pursuant to Act 211.

Dept. Com. No. 4, from the Department of Education dated October 10, 2008, transmitting the Financial Report of the Department of Education for fiscal year 2006-07.

Dept. Com. No. 5, from the University of Hawaii dated November 14, 2008, transmitting the Annual Report on Hawaii P-20 Partnerships for Education and Plans for Education in the Twenty-First Century, pursuant to Act 281, SLH 2007.

Dept. Com. No. 6, from the University of Hawaii dated November 25, 2008, transmitting the Annual Report on Government Operations pursuant to Act 100, SLH 1999, and the Biennium Report on Benchmarks and Performance Indicators pursuant to Section 304-4.5, HRS 2005 and Section 304A-2001, HRS 2006.

Dept. Com. No. 7, from the University of Hawaii dated November 25, 2008, transmitting the Annual Report on the Construction Academy Curriculum pursuant to Section 304A-1144, HRS.

Dept. Com. No. 8, from the University of Hawaii dated November 26, 2008, transmitting the Annual Report on Operations of the Hawaii Research Center for Future Studies, pursuant to Section 304A-3253, HRS.

Dept. Com. No. 9, from the University of Hawaii dated November 26, 2008, transmitting a Report on Grandparents Raising Grandchildren for 2009 pursuant to Act 11, Special Session of 2008.

Dept. Com. No. 10, from the University of Hawaii dated December 5, 2008, transmitting the Annual Report from the Medical Education Council, pursuant to Section 304A-1704, HRS.

Dept. Com. No. 11, from the University of Hawaii dated December 5, 2008, transmitting a Report by the College of Tropical Agriculture and Human Resources on the Feasibility of Constructing a Multipurpose, Multi-User Processing Facility in Ewa for 2009 pursuant to H.C.R. No. 357 (2008).

Dept. Com. No. 12, from the University of Hawaii dated December 8, 2008, transmitting a Report from the Agricultural Diagnostic Service Center on the Need of Hawaii's Agricultural Industry for 2009 pursuant to H.C.R. No. 116 (2008).

Dept. Com. No. 13, from the University of Hawaii dated December 11, 2008, transmitting the Annual Report on the Transfer of Appropriated Funds and Positions, pursuant to Section 37-74, HRS.

Dept. Com. No. 14, from the University of Hawaii dated December 12, 2008, transmitting the Annual Report of the University of Hawaii on All Revenue Bonds Issued, pursuant to Section 304A-2689, HRS.

Dept. Com. No. 15, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report for the John A. Burns School of Medicine Substance Abuse Pilot Program for 2008 and 2009, pursuant to Act 178, SLH 2007.

Dept. Com. No. 16, from the University of Hawaii dated December 30, 2008, transmitting a Report on the University of Hawaii's Information Technology Center pursuant to Act 158, Section 131.2, SLH 2008.

Dept. Com. No. 17, from the University of Hawaii dated December 30, 2008, transmitting a Report on the Stem Professional Development Program and the Status on the Transition to Teaching Program, pursuant to Act 111, Sections 15 and 18, SLH 2007.

Dept. Com. No. 18, from the University of Hawaii dated December 30, 2008, transmitting a Report on Hawaii Excellence through Science and Technology Academy Pilot Program, pursuant to Act 111, Section 8, SLH 2007.

Dept. Com. No. 19, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report on the Nursing Scholars Program, pursuant to Section 304A-3305, HRS.

Dept. Com. No. 20, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report on the Community College Conference Center Revolving Fund, pursuant to Section 304A-2273, HRS.

Dept. Com. No. 21, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report of the Student Scholarship and Assistance Special Fund 2007-2008, pursuant to Section 304A-2159, HRS.

Dept. Com. No. 22, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report on the University of Hawaii Risk Management Special Fund, pursuant to Section 304A-2151, HRS/Act 186, SLH 2003.

Dept. Com. No. 23, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report from the Hawaii Natural Energy Institute, pursuant to Section 304A-1891, HRS.

Dept. Com. No. 24, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report on Salaries Paid to Executive/Managerial and Faculty Employees, pursuant to Section 304A-1004, HRS.

Dept. Com. No. 25, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report on University of Hawaii Uncollectible Accounts FY2007, pursuant to Chapter 40-82, HRS.

Dept. Com. No. 26, from the University of Hawaii dated December 30, 2008, transmitting a Report on University of Hawaii-Community Colleges' Enrollment Growth Funding, pursuant to Act 213, Section 93, SLH 2007.

Dept. Com. No. 27, from the University of Hawaii dated December 30, 2008, transmitting the Annual Report on University of Hawaii Tuition and Fees Special Fund Expenditures, pursuant to Section 304A-2153, HRS.

Dept. Com. No. 28, from the University of Hawaii dated January 7, 2009, transmitting a Report on the University of Hawaii's Hyperbaric Treatment Center, pursuant to Act 158, Section 90.2, SLH 2008.

Dept. Com. No. 29, from the University of Hawaii dated January 7, 2009, transmitting a Report on the Hawaii AIDS Research Program for 2008 and 2009, pursuant to Act 213, SLH 2007.

Dept. Com. No. 30, from the University of Hawaii dated January 12, 2009, transmitting the Interim Report by the Hawaii State Center for Nursing, pursuant to Act 173, SLH 2008.

Dept. Com. No. 31, from the University of Hawaii dated January 13, 2009, transmitting the Progress Report by the Public Policy Center to Propose a More Effective and Transparent Public Understanding of the Funding for the Department of Education Programs and Services for 2009, pursuant to S.C.R. No. 118 (2008).

Dept. Com. No. 32, from the University of Hawaii dated January 15, 2009, transmitting a Preliminary Report by the John A. Burns School of Medicine on the Current Practices of Hawaii Telemedicine System for 2009, pursuant to H.C.R. No. 138 (2008).

Dept. Com. No. 33, from the University of Hawaii dated January 15, 2009, transmitting a Report on the University of Hawaii Security and Prevention Measures, pursuant to Act 158, Section 90.3, SLH 2008.

Dept. Com. No. 34, from the University of Hawaii dated January 15, 2009, transmitting a Report on the University of Hawaii at Manoa Library Collections and Services for 2009, pursuant to Act 158, Section 90.1, SLH 2008.

Dept. Com. No. 35, from the University of Hawaii dated January 15, 2009, transmitting the Annual Report on the Research and Training Revolving Fund 2007-2008, pursuant to Section 304A-2253, HRS.

Dept. Com. No. 36, from the State Ombudsman dated December 29, 2008, transmitting its Annual Report (Report No. 38).

Dept. Com. No. 37, from the State Auditor dated November 6, 2008, transmitting a report, "Sunrise Analysis of the Industrial Hygiene, Safety, and Health Physics Professions," (Report No. 08-10).

Dept. Com. No. 38, from the State Auditor dated December 16, 2008, transmitting a report, "Performance Audit on the State Administration's Actions Exempting Certain harbor Improvements to Facilitate Large Capacity Ferry Vessels from the Requirements of the Hawaii Environmental Impact Statements Law; Phase II," (Report No.08-11).

Dept. Com. No. 39, from the State Auditor dated December 30, 2008, transmitting a report, "Hawaii Broadband Task Force Final Report."

Dept. Com. No. 40, from the State Auditor dated January 7, 2009, transmitting a report, "Review of Revolving Funds, Trust Funds, and Trust Accounts for the Departments of Accounting and General Services, Agriculture, Budget and Finance, and Land and Natural Resources," (Report No. 09-11).

Dept. Com. No. 41, from the State Auditor dated January 13, 2009, transmitting a report, "Management and Financial Audit

of Hawaii Tourism Authority's Major Contracts," (Report No. 09-02).

Dept. Com. No. 42, from the Honolulu City Council dated September 26, 2008, transmitting Resolution No. 08-183, CD1, which was adopted on September 24, 2008.

Dept. Com. No. 43, from the Honolulu City Council dated September 26, 2008, transmitting Resolution No. 08-202 which was adopted on September 24, 2008.

Dept. Com. No. 44, from the Kauai County Council dated September 12, 2008, transmitting Resolution No. 2008-42, Supporting the Recovery of the Hawaii State Mammal, the Critically Endangered Endemic Hawaiian Monk Seal, which was adopted on September 10, 2008.

Dept. Com. No. 45, from the Kauai County Council dated October 9, 2008, transmitting Resolution No. 2008-44, Supporting the Efforts by the State of Hawaii, County of Kauai and Other Stakeholders to Improve Bicycle Safety in the County of Kauai, which was adopted on October 8, 2008.

Dept. Com. No. 46, from the Kauai County Council dated October 23, 2008, transmitting Resolution No. 2008-43, Encourage the State of Hawaii Department of Agriculture to Protect Kauai from Any Potential Infestation of the Varroa Mite, which was adopted on October 22, 2008.

Dept. Com. No. 47, from the Hawaii Police Department dated December 4, 2008, transmitting a report concerning electric guns and their use during the past year, pursuant to Section 134-16(d), HRS.

Dept. Com. No. 48, from the Hawaii Police Department dated December 4, 2008, transmitting a report Concerning Electric Guns in the Custody and Control of the Honolulu Police Department (HPD), pursuant to Section 134-16(d), HRS.

Dept. Com. No. 49, from the Hawaii Police Department dated December 3, 2008, transmitting a report on disciplinary action taken against sworn police personnel of the Hawaii Police Department for 2008, pursuant to Chapter 52D-3.5, HRS.

Dept. Com. No. 50, from the Honolulu Police Department dated December 16, 2008, transmitting the 2008 Annual Report Relating to Uniform Information Practices.

Dept. Com. No. 51, from the Maui Police Department dated January 2, 2009, transmitting the 2008 Annual Report Relating to Uniform Information Practices.

Dept. Com. No. 52, from the Department of the Prosecuting Attorney, City and County of Honolulu, dated December 18, 2008, transmitting a report relating to the Recommendations of the Senate Special Investigative Committee on the Hydrogen Investment Capital Special Management Contract Award pursuant to S.R. No. 2 (2008).

Dept. Com. No. 53, from the Honolulu City Council dated December 5, 2008, transmitting Resolution 08-259, CD1, which was adopted on December 3, 2008.

Dept. Com. No. 54, from the County of Kauai Police Department dated January 9, 2009, transmitting its 2008 annual report relating to Uniform Information Practices, pursuant to section 52D-3.5, HRS.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 2 and 3) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 2, transmitting H.C.R. No. 1, which was adopted by the House of Representatives on January 21, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2009," was adopted.

Hse. Com. No. 3, transmitting H.C.R. No. 2, which was adopted by the House of Representatives on January 21, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was adopted.

**SPECIAL COMMITTEE REPORT**

Senator Chun Oakland, for the Committee on Human Services and Public Housing, presented a report (Spec. Com. Rep. No. 1) of conclusions and recommendations of the Committee.

The President then ordered the Clerk to file Spec. Com. No. 1.

**INTRODUCTION OF SENATE BILLS**

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the following bills passed First Reading by title and were deferred:

S.B. No. 51 "A BILL FOR AN ACT RELATING TO DENTISTRY."

Introduced by: Senators Baker, Espero, Green, Ige, Ihara, Nishihara.

S.B. No. 52 "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTAL EXAMINERS."

Introduced by: Senators Baker, Espero, Green, Ige, Ihara, Nishihara, Sakamoto.

S.B. No. 53 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Senators Baker, Green, Espero, Ige, Ihara.

S.B. No. 54 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senators Baker, Espero, Green, Hemmings, Ihara, Sakamoto, Ige.

S.B. No. 55 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY."

Introduced by: Senators Baker, Green, Ihara, Hemmings, Ige.

S.B. No. 56 "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF THE SMOKING PROHIBITION."

Introduced by: Senators Baker, English, Chun Oakland, Espero, Fukunaga, Green, Ige, Ihara, Sakamoto.

S.B. No. 57 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Baker.

S.B. No. 58 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Baker.

<p>S.B. No. 59      “A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT.”</p> <p>Introduced by: Senators Baker, Green, Chun Oakland, Espero, Fukunaga, Ige, Ihara, Nishihara, Tsutsui.</p> <p>S.B. No. 60      “A BILL FOR AN ACT RELATING TO WILDLIFE.”</p> <p>Introduced by: Senator Bunda.</p> <p>S.B. No. 61      “A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.”</p> <p>Introduced by: Senator Green.</p> <p>S.B. No. 62      “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”</p> <p>Introduced by: Senators Takamine, Baker, Ige, Kidani, Nishihara.</p> <p>S.B. No. 63      “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”</p> <p>Introduced by: Senators Takamine, Green, Baker, Kidani.</p> <p>S.B. No. 64      “A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD.”</p> <p>Introduced by: Senators Takamine, English, Ige, Kidani, Kokubun, Nishihara, Tsutsui.</p> <p>S.B. No. 65      “A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE.”</p> <p>Introduced by: Senators Takamine, Bunda, Green, Kokubun, Taniguchi.</p> <p>S.B. No. 66      “A BILL FOR AN ACT RELATING TO THE BOXING COMMISSION.”</p> <p>Introduced by: Senator Bunda.</p> <p>S.B. No. 67      “A BILL FOR AN ACT RELATING TO THE STATE BOXING COMMISSION OF HAWAII.”</p> <p>Introduced by: Senator Bunda.</p> <p>S.B. No. 68      “A BILL FOR AN ACT RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 69      “A BILL FOR AN ACT RELATING TO BIODIESEL FEEDSTOCK.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 70      “A BILL FOR AN ACT RELATING TO GRANTS AND SUBSIDIES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 71      “A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 72      “A BILL FOR AN ACT RELATING TO PRESCRIPTIONS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p>	<p>S.B. No. 73      “A BILL FOR AN ACT RELATING TO TORT ACTIONS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 74      “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 75      “A BILL FOR AN ACT RELATING TO AQUATIC LIFE.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 76      “A BILL FOR AN ACT RELATING TO TAXATION.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 77      “A BILL FOR AN ACT RELATING TO TAXATION.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 78      “A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 79      “A BILL FOR AN ACT RELATING TO DOGS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 80      “A BILL FOR AN ACT RELATING TO AGRIBUSINESS DEVELOPMENT CORPORATION.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 81      “A BILL FOR AN ACT RELATING TO SENTENCING.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 82      “A BILL FOR AN ACT RELATING TO SENTENCING OF REPEAT OFFENDERS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 83      “A BILL FOR AN ACT RELATING TO CORRECTIONS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 84      “A BILL FOR AN ACT RELATING TO SENTENCING.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 85      “A BILL FOR AN ACT RELATING TO RIGHTS OF THE ACCUSED.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 86      “A BILL FOR AN ACT RELATING TO MAKUA.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 87      “A BILL FOR AN ACT RELATING TO TAXATION.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 88      “A BILL FOR AN ACT RELATING TO ELECTIONS BY MAIL.”</p> <p>Introduced by: Senator Hanabusa, by request.</p>
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| <p>S.B. No. 89      “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6 OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL.”</p> <p>Introduced by: Senator Hanabusa.</p> <p>S.B. No. 90      “A BILL FOR AN ACT RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 91      “A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 92      “A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 93      “A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 94      “A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 95      “A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 96      “A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE JUDICIAL SELECTION COMMISSION.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 97      “A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAILUA EMERGENCY BYPASS ROAD REPAIR AND RESURFACING, AND WAIMEA WASTEWATER TREATMENT PLANT UPGRADES FOR THE COUNTY OF KAUA‘I.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 98      “A BILL FOR AN ACT RELATING TO PROCUREMENT.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 99      “A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> | <p>S.B. No. 100     “A BILL FOR AN ACT RELATING TO HOUSING.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 101     “A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS BY COUNTIES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 102     “A BILL FOR AN ACT RELATING TO THE JUDICIARY.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 103     “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 3.5, OF THE HAWAII CONSTITUTION, TO REQUIRE THE SALARY COMMISSION TO RECOMMEND SALARIES FOR THE ADMINISTRATIVE DIRECTOR AND DEPUTY ADMINISTRATIVE DIRECTOR OF THE COURTS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 104     “A BILL FOR AN ACT RELATING TO COMMISSION ON SALARIES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 105     “A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 106     “A BILL FOR AN ACT RELATING TO PERSONAL LIABILITY OF TRUSTEE TO THIRD PARTIES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 107     “A BILL FOR AN ACT RELATING TO ADMINISTRATIVE REVOCATION.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 108     “A BILL FOR AN ACT RELATING TO FAMILY COURT.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 109     “A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT FOR JUVENILES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 110     “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS FOR JUDICIARY FACILITIES STATEWIDE.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 111     “A BILL FOR AN ACT RELATING TO THE PENAL CODE.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 112     “A BILL FOR AN ACT RELATING TO THE CHILDREN’S JUSTICE PROGRAM.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 113     “A BILL FOR AN ACT RELATING TO DENTISTS.”</p> |
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Introduced by: Senators Taniguchi, Baker.	S.B. No. 129	“A BILL FOR AN ACT RELATING TO CRIMINAL HOMICIDE.”
S.B. No. 114 “A BILL FOR AN ACT RELATING TO DENTAL CARE.”	Introduced by: Senator Ihara, by request.	
Introduced by: Senators Taniguchi, Baker.	S.B. No. 130	“A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES.”
S.B. No. 115 “A BILL FOR AN ACT RELATING TO DENTISTRY.”	Introduced by: Senator Ihara.	
Introduced by: Senators Taniguchi, Baker.	S.B. No. 131	“A BILL FOR AN ACT RELATING TO CHILDREN.”
S.B. No. 116 “A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES.”	Introduced by: Senator Chun Oakland, by request.	
Introduced by: Senators Taniguchi, Baker.	S.B. No. 132	“A BILL FOR AN ACT RELATING TO THE CIVIL RIGHTS COMMISSION.”
S.B. No. 117 “A BILL FOR AN ACT RELATING TO PARASAILING.”	Introduced by: Senator Chun Oakland, by request.	
Introduced by: Senator Taniguchi.	S.B. No. 133	“A BILL FOR AN ACT RELATING TO UTILITIES.”
S.B. No. 118 “A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senator Chun Oakland, by request.	
Introduced by: Senator Taniguchi.	S.B. No. 134	“A BILL FOR AN ACT RELATING TO CHILDREN.”
S.B. No. 119 “A BILL FOR AN ACT RELATING TO THE UNIFORM FOREIGN-COUNTRY MONEY JUDGMENTS RECOGNITION ACT.”	Introduced by: Senator Chun Oakland, by request.	
Introduced by: Senator Taniguchi.	S.B. No. 135	“A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS.”
S.B. No. 120 “A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT.”	Introduced by: Senator Chun Oakland, by request.	
Introduced by: Senator Taniguchi.	S.B. No. 136	“A BILL FOR AN ACT RELATING TO RELIGIOUS FREEDOM DAY IN HAWAII.”
S.B. No. 121 “A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT.”	Introduced by: Senator Chun Oakland, by request.	
Introduced by: Senator Taniguchi.	S.B. No. 137	“A BILL FOR AN ACT RELATING TO INSURANCE.”
S.B. No. 122 “A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES.”	Introduced by: Senator Chun Oakland, by request.	
Introduced by: Senator Taniguchi, by request.	S.B. No. 138	“A BILL FOR AN ACT RELATING TO EMPLOYMENT.”
S.B. No. 123 “A BILL FOR AN ACT RELATING TO MOTOR VEHICLES.”	Introduced by: Senator Chun Oakland.	
Introduced by: Senator Taniguchi, by request.	S.B. No. 139	“A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION RELATING TO ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS.”
S.B. No. 124 “A BILL FOR AN ACT RELATING TO INSURANCE.”	Introduced by: Senator Sakamoto.	
Introduced by: Senator Ihara.	S.B. No. 140	“A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS.”
S.B. No. 125 “A BILL FOR AN ACT RELATING TO CRIMINAL TRESPASS.”	Introduced by: Senator Sakamoto.	
Introduced by: Senator Ihara, by request.	S.B. No. 141	“A BILL FOR AN ACT RELATING TO EDUCATION.”
S.B. No. 126 “A BILL FOR AN ACT RELATING TO DANGEROUS WEAPONS.”	Introduced by: Senator Sakamoto.	
Introduced by: Senator Ihara, by request.	S.B. No. 142	“A BILL FOR AN ACT RELATING TO EDUCATION.”
S.B. No. 127 “A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT.”	Introduced by: Senator Sakamoto.	
Introduced by: Senator Ihara, by request.	S.B. No. 143	“A BILL FOR AN ACT RELATING TO EDUCATION.”
S.B. No. 128 “A BILL FOR AN ACT RELATING TO ETHICS.”	Introduced by: Senators Sakamoto, Chun Oakland, Kidani, Nishihara.	
Introduced by: Senator Ihara.		

S.B. No. 144	“A BILL FOR AN ACT RELATING TO LEGAL SERVICES.”	S.B. No. 160	“A BILL FOR AN ACT RELATING TO SCHOOL MEALS.”
	Introduced by: Senators Sakamoto, Chun Oakland, Kidani, Nishihara.		Introduced by: Senator Sakamoto.
S.B. No. 145	“A BILL FOR AN ACT RELATING TO EDUCATION.”	S.B. No. 161	“A BILL FOR AN ACT RELATING TO EDUCATION.”
	Introduced by: Senators Sakamoto, Chun Oakland, Kidani, Nishihara.		Introduced by: Senator Sakamoto.
S.B. No. 146	“A BILL FOR AN ACT RELATING TO SCHOOL BUSES.”	S.B. No. 162	“A BILL FOR AN ACT RELATING TO EDUCATION.”
	Introduced by: Senators Sakamoto, Chun Oakland, Kidani, Nishihara.		Introduced by: Senator Sakamoto.
S.B. No. 147	“A BILL FOR AN ACT RELATING TO PLANNING.”	S.B. No. 163	“A BILL FOR AN ACT RELATING TO EDUCATION.”
	Introduced by: Senators Sakamoto, Chun Oakland, Ige.		Introduced by: Senator Sakamoto.
S.B. No. 148	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”	S.B. No. 164	“A BILL FOR AN ACT RELATING TO THE FEDERAL GRANTS SEARCH, DEVELOPMENT, AND APPLICATION REVOLVING FUND.”
	Introduced by: Senators Sakamoto, Chun Oakland, Ige.		Introduced by: Senator Sakamoto.
S.B. No. 149	“A BILL FOR AN ACT RELATING TO CORRECTIONAL INDUSTRIES.”	S.B. No. 165	“A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL CAFETERIA WORKERS.”
	Introduced by: Senator Sakamoto.		Introduced by: Senator Sakamoto.
S.B. No. 150	“A BILL FOR AN ACT RELATING TO TRANSPORTATION.”	S.B. No. 166	“A BILL FOR AN ACT RELATING TO INSURANCE.”
	Introduced by: Senator Sakamoto.		Introduced by: Senators Green, Baker, Chun Oakland, Kim, Takamine.
S.B. No. 151	“A BILL FOR AN ACT RELATING TO ENERGY.”	S.B. No. 167	“A BILL FOR AN ACT RELATING TO CONSERVATION CORPS.”
	Introduced by: Senator Sakamoto.		Introduced by: Senators Green, Chun Oakland, Baker, Gabbard.
S.B. No. 152	“A BILL FOR AN ACT RELATING TO SUSTAINABILITY.”	S.B. No. 168	“A BILL FOR AN ACT RELATING TO TRANSPORTATION.”
	Introduced by: Senator Sakamoto.		Introduced by: Senators Green, Baker, Chun Oakland, Gabbard, Ige.
S.B. No. 153	“A BILL FOR AN ACT RELATING TO PUBLIC ACCESS.”	S.B. No. 169	“A BILL FOR AN ACT RELATING TO HAWAII HEALTH CORPS.”
	Introduced by: Senator Sakamoto.		Introduced by: Senators Green, Chun Oakland, Baker, Gabbard, Ige.
S.B. No. 154	“A BILL FOR AN ACT RELATING TO TORTS.”	S.B. No. 170	“A BILL FOR AN ACT RELATING TO HEALTH.”
	Introduced by: Senators Sakamoto, Baker.		Introduced by: Senators Green, Baker, Chun Oakland, Ige.
S.B. No. 155	“A BILL FOR AN ACT RELATING TO ENERGY.”	S.B. No. 171	“A BILL FOR AN ACT RELATING TO THE PATIENTS’ BILL OF RIGHTS.”
	Introduced by: Senator Sakamoto.		Introduced by: Senators Green, Baker, Bunda, Chun Oakland, Gabbard, Ige.
S.B. No. 156	“A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION.”	S.B. No. 172	“A BILL FOR AN ACT RELATING TO HEALTH CARE.”
	Introduced by: Senator Sakamoto.		Introduced by: Senators Green, Chun Oakland, Bunda, Takamine.
S.B. No. 157	“A BILL FOR AN ACT RELATING TO LAND USE.”	S.B. No. 173	“A BILL FOR AN ACT RELATING TO UNIVERSAL HEALTH INSURANCE.”
	Introduced by: Senator Sakamoto.		Introduced by: Senators Green, Baker, Bunda, Gabbard, Ige.
S.B. No. 158	“A BILL FOR AN ACT RELATING TO EDUCATION.”		
	Introduced by: Senator Sakamoto.		
S.B. No. 159	“A BILL FOR AN ACT RELATING TO EDUCATION.”		
	Introduced by: Senator Sakamoto.		

S.B. No. 174 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Takamine, Baker, English, Green, Hooser, Kokubun, Tsutsui.

S.B. No. 175 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Senators Takamine, Baker, English, Green, Hooser, Kokubun, Tsutsui.

#### SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 1) was read by the Clerk and was disposed of as follows:

S.C.R. No. 1 "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS INITIATIVE INCREASING FEDERAL SUPPORT FOR THE MEDICAID PROGRAM."

Offered by: Senators Hanabusa, Baker, Chun Oakland, English, Espero, Fukunaga, Gabbard, Galuteria, Green, Hooser, Ige, Ihara, Kidani, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Hee, Kim, Takamine, Taniguchi.

Senator Sakamoto moved that S.C.R. No. 1 be adopted, seconded by Senator Slom.

Senator Hemmings rose in opposition to the measure and said:

"The resolution sounds innocuous. It sounds like something we all want—Medicaid, federal support for funding of the Medicaid program, which is in dire straits nationally. But I think it's important to note that hidden within the confines of this resolution is general support for the President's economic stimulus initiative, which needs to be gone over quite extensively before we sign on to it. There are a lot of contradictory elements in that economic stimulus package, like, for one, calling a 230 million—billion dollars, excuse me, (it's a lot of money)—an economic stimulus, part of it being called tax cuts when really it is giving money to people who did not pay taxes. So, before we sign on to supporting the entire stimulus package, we'd better examine through our congressional delegation and through better, doing better work, here in Hawai'i exactly what we signing on to. It sounds nice to vote in favor of supporting a resolution for Medicaid program, but this is a lot more than that and I would urge my colleagues to be careful when we make broad, sweeping resolutions like this because they do have an impact on others and others' perceptions. Thank you, Madam President."

Senator Slom requested that a 'no' vote be entered into the Journal.

Senator Baker rose in support of the measure and said:

"Madam President, this is one of the areas that we're hoping Congress will favorably act because it will help all of the states, because it improves a program known as the FMAP which is the percentage of reimbursement that the federal government will provide to the states to improve our services to those most needy in our community.

"An increase in the FMAP allows us to expand and make sure that everybody that's on Medicaid receives the services that they need because it allows the federal government to increase their share so it doesn't come from strapped states' budgets. And, as the Senate President noted so eloquently on Opening Day, 'we cannot print money'. The federal economic stimulus will help us and all of the other states, all of our sister states, to make sure that we will—our burdened states' coffers—will be able to reach out and assist those most needy in

our community with health care and with other important services. So I encourage all of my colleagues to vote in favor of this resolution. Thank you."

Senator Slom rose in opposition to the measure and said:

"I must rise now at this time to give some remarks about my opposition to this resolution. I think the Minority leader expressed it quite well. We have no problem whatsoever with supporting the increased funding for Medicaid. It's the right thing to do, and we want to make sure that Hawai'i gets its equitable funds.

"I think the problem, however, is that so many bills and resolutions that we debate in this chamber have something else embedded within them. If this had been solely about Medicaid, there would have been no problem and you would have had unanimous support. But because you're calling on us to blindly support the so-called economic stimulus package which will separate taxpayers from their money, and with little oversight by objective outside sources, we now see that we're over a trillion dollars in this amount of money, heading toward two trillion dollars. The money all comes from the same source, and that's the people, the taxpayers, who are suffering so much right now with unemployment and other problems. So we just urge you, in the future, if you're going to do bills and resolutions that call for Hawai'i to get its equitable share, then let's stick to that particular subject and then we can all join together in support. Thank you, Madam President."

Senator Hooser rose in support of the measure and said:

"I would just like to state for the record that my support is for the entire stimulus package, as well as the FMAP. You know, our country, our state, is going through very difficult times. There's no question that Congress is going to be passing the stimulus package. And, yes, we will not know those details of that package until it's passed, but I for one want to see Hawai'i get its fair share of support from the federal government to help rebuild our schools, our highways, our hospitals, and to help those most in need, and I encourage the members to vote enthusiastically in support. Thank you."

The motion was put by the Chair and carried, S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS INITIATIVE INCREASING FEDERAL SUPPORT FOR THE MEDICAID PROGRAM," was adopted with Senators Hemmings and Slom voting "No."

#### ORDER OF THE DAY

##### ADVISE AND CONSENT

Stand. Com. Rep. No. 1 (Gov. Msg. No. 167):

Senator Taniguchi moved that Stand. Com. Rep. No. 1 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate consent to the nomination of ROM A. TRADER to the office of Judge, Circuit Court of the First Circuit, for a term of ten years, in accordance with the provisions of Article VI, Section 3, of the Hawai'i State Constitution, seconded by Senator Takamine.

Senator Taniguchi rose in support of the nominee and said:

"Madam President, your Committee on Judiciary and Government Operations heard from Mr. Trader, and we are convinced that he will serve well in his capacity as a circuit court judge.

"The testimony received was overwhelmingly in support of Mr. Trader, including the offices of the Attorney General, the Prosecuting Attorney for the City & County of Honolulu, and

several criminal defense attorneys, including the Public Defender. We also received information regarding Mr. Trader's experience as a prosecutor, and we believe that his work experience will provide him with a solid foundation to begin his public service on the bench.

"For these reasons, I'm asking my colleagues to support the nomination of Rom Trader as circuit court judge for the first circuit. Thank you."

Senator Slom rose in support of the nominee and said:

"Thank you. On behalf of your Minority, here is a good example where you're going to see unanimous support.

"Mr. Trader is an outstanding individual. There were some questions before the hearing about why another prosecutor? What about the defense attorneys and so forth? I think it is a tribute to Mr. Trader as an individual, to Mr. Trader's experience and background, that we did have a unanimous support in testimony. There was not anyone who testified in opposition or even raised a question. And more importantly, the defense attorneys, who are on the other side with him, came and they supported him enthusiastically saying, 'The number one word about Rom Trader is his fairness.' His abilities, his experiences are well known but it was his fairness. And we did check with his wife about his temperament, and she said he's got a good temper, so that was good, too.

"We were a little reluctant though, at the end when we had to take a vote. We almost held him back because he has done so much for this office in the prosecuting attorney, in that department, particularly for domestic violence and for those issues which very few people stand up and volunteer for. And he has been a leader in this community in protecting women and children, and taking some of the most horrendous cases. He is going to be a very difficult person indeed to have his shoes filled, but we are buoyed by the knowledge that he is going to be an outstanding judge. And so we lend our support, and we're very, very happy to endorse Mr. Rom Trader. Thank you, Madam President."

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

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

At this time, Senator Taniguchi introduced Judge Trader and his family to the members of the Senate.

At 12:04 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:11 p.m.

At this time the Chair made the following announcements:

"The deadline to submit bills to the Clerk's office for introduction is 6:00 p.m. tonight. Please remember that after today, bill limits will be in effect for the duration of the bill introduction period. You may file up to five bills each on Monday, Tuesday, and Wednesday of next week.

"The Senate session on Monday, January 26<sup>th</sup> will convene at 9:00 a.m., after which we will meet in joint session with the House to receive the Governor's State of the State address at 10:00 a.m. in the House Chamber.

"Referrals are made in accordance with the referrals that will be listed on a supplemental Order of the Day and distributed to your offices later today."

**INTRODUCTION OF SENATE BILLS**

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 p.m. In consequence thereof

and subsequent to its recessing at 12:14 p.m., the following bills were introduced and placed on the calendar for further action on Monday, January 26, 2009:

S.B. No. 176 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Introduced by: Senators Kim, Chun Oakland, Espero, Galuteria, Green, Hooser, Ihara, Tsutsui, Baker, English, Hemmings, Kidani, Nishihara

S.B. No. 177 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Senators Kim, Fukunaga, Galuteria, Green, Hooser, Ige, Ihara, Nishihara, Sakamoto, Tokuda, Tsutsui, Chun Oakland, Kidani.

S.B. No. 178 "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING."

Introduced by: Senators Kim, Chun Oakland, Fukunaga, Galuteria, Hooser, Ige, Ihara, Tokuda, Tsutsui, Green, Kidani, Nishihara, Sakamoto.

S.B. No. 179 "A BILL FOR AN ACT RELATING TO NOISE."

Introduced by: Senator Hanabusa, by request.

S.B. No. 180 "A BILL FOR AN ACT RELATING TO SALARY PERIODS FOR PUBLIC EMPLOYEES."

Introduced by: Senator Hanabusa, by request.

S.B. No. 181 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."

Introduced by: Senator Hanabusa.

S.B. No. 182 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Senator Chun Oakland.

S.B. No. 183 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Chun Oakland.

S.B. No. 184 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Senators Chun Oakland, Baker, Gabbard, Green, Ihara, Takamine.

S.B. No. 185 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Chun Oakland.

S.B. No. 186 "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES."

Introduced by: Senators Chun Oakland, Gabbard, Green, Ihara, Takamine.

S.B. No. 187 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR AFFORDABLE HOUSING."

Introduced by: Senators Chun Oakland, Sakamoto, Gabbard, Green, Ihara, Takamine.

S.B. No. 188	“A BILL FOR AN ACT RELATING TO HOUSING.”	Introduced by: Senators Takamine, Green, Kokubun.
	Introduced by: Senators Chun Oakland, Sakamoto, Gabbard, Green, Ihara, Takamine.	
S.B. No. 189	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senators Takamine, Green, Kokubun.
	Introduced by: Senators Chun Oakland, Baker, Gabbard, Green, Ihara, Takamine.	
S.B. No. 190	“A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOME.”	Introduced by: Senators Takamine, Espero, English, Hee, Nishihara, Taniguchi.
	Introduced by: Senators Chun Oakland, Baker, Gabbard, Green, Ihara, Takamine.	
S.B. No. 191	“A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senator Sakamoto.
	Introduced by: Senators Chun Oakland, Green, Espero, Gabbard, Ige, Ihara, Tokuda.	
S.B. No. 192	“A BILL FOR AN ACT RELATING TO HEARING AID DEVICES.”	Introduced by: Senator Sakamoto.
	Introduced by: Senators Chun Oakland, Ige, Gabbard, Tokuda.	
S.B. No. 193	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”	Introduced by: Senator Sakamoto.
	Introduced by: Senators Chun Oakland, Espero, Fukunaga, Ige, Ihara, Tokuda, Bunda, Gabbard.	
S.B. No. 194	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
	Introduced by: Senators Chun Oakland, Gabbard, Ige, Tokuda.	
S.B. No. 195	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
	Introduced by: Senators Chun Oakland, Espero, Gabbard, Ige, Ihara.	
S.B. No. 196	“A BILL FOR AN ACT RELATING TO THE JUDICIARY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
	Introduced by: Senators Chun Oakland, Espero, Gabbard, Ige, Ihara.	
S.B. No. 197	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
	Introduced by: Senators Chun Oakland, Gabbard, Ige, Ihara.	
S.B. No. 198	“A BILL FOR AN ACT RELATING TO UTILITIES.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
	Introduced by: Senators Chun Oakland, Ige, Ihara.	
S.B. No. 199	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
	Introduced by: Senator Hooser.	
S.B. No. 200	“A BILL FOR AN ACT RELATING TO THE STATE BUDGET.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
	Introduced by: Senator Hanabusa, by request.	
S.B. No. 201	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL.”	Introduced by: Senators Espero, Gabbard.
S.B. No. 202	“A BILL FOR AN ACT MAKING A GRANT-IN-AID FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 203	“A BILL FOR AN ACT RELATING TO CONTRACTORS.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 204	“A BILL FOR AN ACT RELATING TO EDUCATION.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 205	“A BILL FOR AN ACT RELATING TO OWNER-BUILDERS.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 206	“A BILL FOR AN ACT RELATING TO TEACHERS.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 207	“A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 208	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 209	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 210	“A BILL FOR AN ACT RELATING TO CORRECTIONS.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 211	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 212	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 213	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 214	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 215	“A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 216	“A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY.”	Introduced by: Senators Espero, Bunda, Galuteria, Kidani.
S.B. No. 217	“A BILL FOR AN ACT PROPOSING AN AMENDMENT OF THE HAWAII	Introduced by: Senators Espero, Gabbard.

	CONSTITUTION RELATING TO RESIGNATION OF PUBLIC OFFICERS.”	S.B. No. 231	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”
Introduced by:	Senators Espero, Bunda, Galuteria, Nishihara.	Introduced by:	Senators Espero, Bunda, Galuteria, Hemmings.
S.B. No. 218	“A BILL FOR AN ACT RELATING TO IOLANI PALACE.”	S.B. No. 232	“A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY.”
Introduced by:	Senators Espero, Baker, Fukunaga, Gabbard, Kidani, Nishihara.	Introduced by:	Senators Gabbard, Chun Oakland, Espero.
S.B. No. 219	“A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT.”	S.B. No. 233	“A BILL FOR AN ACT RELATING TO ANIMALS.”
Introduced by:	Senators Espero, Bunda, Gabbard, Galuteria, Nishihara, Takamine.	Introduced by:	Senator Gabbard.
S.B. No. 220	“A BILL FOR AN ACT RELATING TO GRAFFITI.”	S.B. No. 234	“A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT.”
Introduced by:	Senators Espero, Baker, Fukunaga, Gabbard, Kidani, Nishihara.	Introduced by:	Senators Gabbard, Chun Oakland, Galuteria, Kidani.
S.B. No. 221	“A BILL FOR AN ACT RELATING TO THE COMMISSION ON SALARIES.”	S.B. No. 235	“A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION.”
Introduced by:	Senators Espero, Bunda, Gabbard, Slom, Takamine.	Introduced by:	Senators Gabbard, Chun Oakland, Espero, Kidani.
S.B. No. 222	“A BILL FOR AN ACT RELATING TO TOURISM.”	S.B. No. 236	“A BILL FOR AN ACT RELATING TO JUSTIFIABLE USE OF FORCE.”
Introduced by:	Senators Espero, Fukunaga, Kidani.	Introduced by:	Senator Gabbard.
S.B. No. 223	“A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA.”	S.B. No. 237	“A BILL FOR AN ACT RELATING TO GENETICALLY ENGINEERED FISH.”
Introduced by:	Senator Espero, by request.	Introduced by:	Senators Gabbard, English, Hooser, Kidani.
S.B. No. 224	“A BILL FOR AN ACT RELATING TO CHILD ABANDONMENT.”	S.B. No. 238	“A BILL FOR AN ACT RELATING TO LABELING OF GENETICALLY ENGINEERED CROPS.”
Introduced by:	Senators Espero, Bunda, Galuteria, Hemmings, Kidani.	Introduced by:	Senators Gabbard, English, Green.
S.B. No. 225	“A BILL FOR AN ACT RELATING TO THE USE OF FORCE.”	S.B. No. 239	“A BILL FOR AN ACT RELATING TO GENETICALLY ENGINEERED PLANTS.”
Introduced by:	Senators Espero, Bunda, Galuteria, Hemmings, Kidani.	Introduced by:	Senators Gabbard, English, Hooser, Kidani.
S.B. No. 226	“A BILL FOR AN ACT RELATING TO STATUTE OF LIMITATIONS.”	S.B. No. 240	“A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION.”
Introduced by:	Senators Espero, Bunda, Galuteria, Kidani.	Introduced by:	Senators Gabbard, Baker, Bunda, English, Takamine.
S.B. No. 227	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	S.B. No. 241	“A BILL FOR AN ACT RELATING TO ENERGY.”
Introduced by:	Senators Espero, Bunda, Galuteria, Hemmings, Kidani.	Introduced by:	Senators Gabbard, Green, Baker, English.
S.B. No. 228	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	S.B. No. 242	“A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING.”
Introduced by:	Senators Espero, Bunda, Galuteria, Hemmings, Kidani.	Introduced by:	Senators Gabbard, Green, Baker.
S.B. No. 229	“A BILL FOR AN ACT RELATING TO BILL OF RIGHTS FOR VICTIMS.”	S.B. No. 243	“A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.”
Introduced by:	Senators Espero, Bunda, Galuteria, Hemmings, Kidani.	Introduced by:	Senators Gabbard, Hooser.
S.B. No. 230	“A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS.”	S.B. No. 244	“A BILL FOR AN ACT RELATING TO SOLID WASTE.”
Introduced by:	Senators Espero, Bunda, Galuteria, Hemmings, Kidani.	Introduced by:	Senators Gabbard, English, Hooser, Kidani.
		S.B. No. 245	“A BILL FOR AN ACT RELATING TO RECYCLING.”
		Introduced by:	Senators Gabbard, English, Hooser, Kidani.

- S.B. No. 246 "A BILL FOR AN ACT RELATING TO AUTOMOBILE PARTS RECYCLING."  
Introduced by: Senators Gabbard, Baker, Bunda, Espero, Takamine.
- S.B. No. 247 "A BILL FOR AN ACT RELATING TO FISHING."  
Introduced by: Senators Gabbard, Kidani.
- S.B. No. 248 "A BILL FOR AN ACT RELATING TO ALOHA STADIUM."  
Introduced by: Senators Gabbard, Bunda, Takamine.
- S.B. No. 249 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."  
Introduced by: Senators Gabbard, Espero, Bunda, Galuteria, Takamine.
- S.B. No. 250 "A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE."  
Introduced by: Senators Gabbard, Chun Oakland, Galuteria, Kidani, Taniguchi.
- S.B. No. 251 "A BILL FOR AN ACT RELATING TO COUNTY HIGHWAY PATROLS."  
Introduced by: Senator Gabbard.
- S.B. No. 252 "A BILL FOR AN ACT RELATING TO SOCIAL SERVICES."  
Introduced by: Senators Gabbard, Chun Oakland, Galuteria, Bunda, Espero, Takamine.
- S.B. No. 253 "A BILL FOR AN ACT RELATING TO TAXATION."  
Introduced by: Senators Gabbard, Espero, Bunda, Galuteria, Takamine.
- S.B. No. 254 "A BILL FOR AN ACT RELATING TO TAXATION."  
Introduced by: Senators Gabbard, Chun Oakland, Espero, Green, Bunda, Galuteria, Ihara, Sakamoto, Tokuda.
- S.B. No. 255 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."  
Introduced by: Senators Gabbard, Chun Oakland, Green, Bunda, Galuteria, Ihara.
- S.B. No. 256 "A BILL FOR AN ACT RELATING TO TELEWORK."  
Introduced by: Senators Gabbard, Chun Oakland, Espero, Bunda, Ihara, Sakamoto, Tokuda.
- S.B. No. 257 "A BILL FOR AN ACT RELATING TO HEALTHCARE."  
Introduced by: Senator Gabbard.
- S.B. No. 258 "A BILL FOR AN ACT RELATING TO JURORS."  
Introduced by: Senator Nishihara.
- S.B. No. 259 "A BILL FOR AN ACT RELATING TO JURY DUTY."  
Introduced by: Senator Nishihara.
- S.B. No. 260 "A BILL FOR AN ACT RELATING TO GAMBLING."  
Introduced by: Senator Nishihara.
- S.B. No. 261 "A BILL FOR AN ACT RELATING TO EDUCATION."  
Introduced by: Senator Nishihara.
- S.B. No. 262 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."  
Introduced by: Senator Nishihara.
- S.B. No. 263 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."  
Introduced by: Senator Nishihara.
- S.B. No. 264 "A BILL FOR AN ACT RELATING TO TOURISM."  
Introduced by: Senators Nishihara, Tsutsui.
- S.B. No. 265 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."  
Introduced by: Senator Nishihara.
- S.B. No. 266 "A BILL FOR AN ACT RELATING TO GLOBAL WARMING."  
Introduced by: Senator Nishihara.
- S.B. No. 267 "A BILL FOR AN ACT RELATING TO LEEWARD COMMUNITY COLLEGE."  
Introduced by: Senator Nishihara.
- S.B. No. 268 "A BILL FOR AN ACT RELATING TO WITNESSES."  
Introduced by: Senator Nishihara.
- S.B. No. 269 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PHYSICIAN ASSISTANT PROGRAM."  
Introduced by: Senator Nishihara.
- S.B. No. 270 "A BILL FOR AN ACT RELATING TO SMALL BUSINESSES."  
Introduced by: Senator Nishihara.
- S.B. No. 271 "A BILL FOR AN ACT RELATING TO TOURISM EMERGENCY."  
Introduced by: Senators Nishihara, Tsutsui.
- S.B. No. 272 "A BILL FOR AN ACT RELATING TO THE INCOME TAX LAW."  
Introduced by: Senator Nishihara.
- S.B. No. 273 "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS."  
Introduced by: Senator Nishihara.
- S.B. No. 274 "A BILL FOR AN ACT RELATING TO AQUARIUM AQUATIC LIFE."  
Introduced by: Senators Nishihara, Baker, English, Galuteria, Green, Tsutsui, Gabbard.
- S.B. No. 275 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."  
Introduced by: Senator Nishihara.



S.B. No. 276	“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”	Introduced by: Senator Kim.
	Introduced by: Senator Nishihara, by request.	
S.B. No. 277	“A BILL FOR AN ACT RELATING TO STATE IDENTIFICATION.”	Introduced by: Senator Kim.
	Introduced by: Senator Nishihara.	
S.B. No. 278	“A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING.”	Introduced by: Senator Kim.
	Introduced by: Senator Nishihara.	
S.B. No. 279	“A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX.”	Introduced by: Senator Kim.
	Introduced by: Senator Nishihara.	
S.B. No. 280	“A BILL FOR AN ACT RELATING TO REGISTERED NURSES.”	Introduced by: Senators Gabbard, Chun Oakland, English, Green, Kidani, Baker, Fukunaga, Ige.
	Introduced by: Senator Nishihara.	
S.B. No. 281	“A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE.”	Introduced by: Senators Gabbard, Chun Oakland, Green, Kidani, Fukunaga.
	Introduced by: Senator Nishihara.	
S.B. No. 282	“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”	Introduced by: Senators Gabbard, Green, Ige, Kidani.
	Introduced by: Senator Nishihara.	
S.B. No. 283	“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”	Introduced by: Senator Baker, by request.
	Introduced by: Senator Nishihara.	
S.B. No. 284	“A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.”	Introduced by: Senator Baker, by request.
	Introduced by: Senator Nishihara.	
S.B. No. 285	“A BILL FOR AN ACT RELATING TO NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.”	Introduced by: Senator Baker, by request.
	Introduced by: Senators Green, Chun Oakland, Takamine.	
S.B. No. 286	“A BILL FOR AN ACT RELATING TO EDUCATION.”	Introduced by: Senators Baker, Chun Oakland, English, Fukunaga, Hooser, Ige, Kokubun, Nishihara, Takamine, Taniguchi, Tsutsui.
	Introduced by: Senators Green, Chun Oakland, Sakamoto, Takamine.	
S.B. No. 287	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senators Baker, Green, Ige, Sakamoto.
	Introduced by: Senators Green, Chun Oakland, Gabbard, Takamine.	
S.B. No. 288	“A BILL FOR AN ACT RELATING TO SCHOOLS.”	Introduced by: Senator Baker.
	Introduced by: Senators Green, Chun Oakland, Takamine.	
S.B. No. 289	“A BILL FOR AN ACT RELATING TO STATE BONDS.”	Introduced by: Senator Kim.
	Introduced by: Senator Kim.	
S.B. No. 290	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senator Kim.
	Introduced by: Senator Kim.	
S.B. No. 291	“A BILL FOR AN ACT RELATING TO STATE FINANCES.”	Introduced by: Senator Kim.
	Introduced by: Senator Kim.	
S.B. No. 292	“A BILL FOR AN ACT RELATING TO FUNDS.”	Introduced by: Senator Kim.
	Introduced by: Senator Kim.	
S.B. No. 293	“A BILL FOR AN ACT RELATING TO THE STATE BUDGET.”	Introduced by: Senator Kim.
	Introduced by: Senator Kim.	
S.B. No. 294	“A BILL FOR AN ACT RELATING TO STATE DEPARTMENTS.”	Introduced by: Senator Kim.
	Introduced by: Senator Kim.	
S.B. No. 295	“A BILL FOR AN ACT RELATING TO TRANSPORTATION.”	Introduced by: Senators Gabbard, Chun Oakland, English, Green, Kidani, Baker, Fukunaga, Ige.
	Introduced by: Senators Gabbard, Chun Oakland, Green, Kidani, Fukunaga.	
S.B. No. 296	“A BILL FOR AN ACT RELATING TO IMPOUNDMENT OF VEHICLES.”	Introduced by: Senators Gabbard, Green, Ige, Kidani.
	Introduced by: Senators Gabbard, Chun Oakland, Green, Kidani, Fukunaga.	
S.B. No. 297	“A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS’ TRAINING CORPS.”	Introduced by: Senators Gabbard, Green, Ige, Kidani.
	Introduced by: Senators Gabbard, Green, Ige, Kidani.	
S.B. No. 298	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”	Introduced by: Senator Baker, by request.
	Introduced by: Senator Baker, by request.	
S.B. No. 299	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATED TO RESIDENCE REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE.”	Introduced by: Senators Baker, Chun Oakland, English, Fukunaga, Hooser, Ige, Kokubun, Nishihara, Takamine, Taniguchi, Tsutsui.
	Introduced by: Senators Baker, Chun Oakland, English, Fukunaga, Hooser, Ige, Kokubun, Nishihara, Takamine, Taniguchi, Tsutsui.	
S.B. No. 300	“A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR.”	Introduced by: Senators Baker, Green, Ige, Sakamoto.
	Introduced by: Senators Baker, Green, Ige, Sakamoto.	
S.B. No. 301	“A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS ACT.”	Introduced by: Senator Baker.
	Introduced by: Senator Baker.	
S.B. No. 302	“A BILL FOR AN ACT RELATING TO THE LEGISLATURE.”	Introduced by: Senator Kim.
	Introduced by: Senator Kim.	
S.B. No. 303	“A BILL FOR AN ACT RELATING TO SCHOOLS.”	Introduced by: Senator Chun Oakland.
	Introduced by: Senator Chun Oakland.	
S.B. No. 304	“A BILL FOR AN ACT RELATING TO INSURANCE BENEFITS.”	Introduced by: Senator Chun Oakland.
	Introduced by: Senator Chun Oakland.	
S.B. No. 305	“A BILL FOR AN ACT RELATING TO THE WORKERS’ COMPENSATION INJURED WORKERS BILL OF RIGHTS.”	Introduced by: Senator Chun Oakland.
	Introduced by: Senator Chun Oakland.	

Introduced by: Senators Chun Oakland, Gabbard, Green, Ihara, Takamine, Taniguchi.	S.B. No. 320	“A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE FOR TIPPED EMPLOYEES.”
S.B. No. 306	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”	Introduced by: Senators Slom, Hemmings.
Introduced by: Senators Chun Oakland, Green, Takamine, Taniguchi.	S.B. No. 321	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”
S.B. No. 307	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”	Introduced by: Senator Slom.
Introduced by: Senators Chun Oakland, Ige, Taniguchi.	S.B. No. 322	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL.”
S.B. No. 308	“A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE.”	Introduced by: Senators Slom, Green, Hemmings, Ihara, Nishihara, Sakamoto.
Introduced by: Senators Chun Oakland, Espero, Ige, Ihara, Takamine.	S.B. No. 309	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”
S.B. No. 309	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”	Introduced by: Senators Slom, Green, Hemmings, Ihara, Nishihara, Sakamoto.
Introduced by: Senators Chun Oakland, Espero, Ige, Ihara, Takamine, Taniguchi.	S.B. No. 310	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION LAW.”
S.B. No. 310	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION LAW.”	Introduced by: Senator Slom.
Introduced by: Senator Chun Oakland.	S.B. No. 311	“A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES.”
S.B. No. 311	“A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES.”	Introduced by: Senator Slom.
Introduced by: Senator Chun Oakland.	S.B. No. 312	“A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS.”
S.B. No. 312	“A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS.”	Introduced by: Senator Slom.
Introduced by: Senator Chun Oakland.	S.B. No. 313	“A BILL FOR AN ACT RELATING TO TAXATION.”
S.B. No. 313	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senator Slom.
Introduced by: Senators Slom, Hemmings.	S.B. No. 314	“A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY.”
S.B. No. 314	“A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY.”	Introduced by: Senators Slom, Chun Oakland, Hemmings, Nishihara.
Introduced by: Senators Slom, Chun Oakland, Hemmings, Nishihara.	S.B. No. 315	“A BILL FOR AN ACT RELATING TO RECYCLING.”
S.B. No. 315	“A BILL FOR AN ACT RELATING TO RECYCLING.”	Introduced by: Senator Slom.
Introduced by: Senator Slom.	S.B. No. 316	“A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND.”
S.B. No. 316	“A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND.”	Introduced by: Senator Slom.
Introduced by: Senator Slom.	S.B. No. 317	“A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE.”
S.B. No. 317	“A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE.”	Introduced by: Senator Slom.
Introduced by: Senator Slom.	S.B. No. 318	“A BILL FOR AN ACT RELATING TO LEGISLATIVE FISCAL IMPACT STATEMENTS.”
S.B. No. 318	“A BILL FOR AN ACT RELATING TO LEGISLATIVE FISCAL IMPACT STATEMENTS.”	Introduced by: Senators Slom, Chun Oakland, Espero, Fukunaga, Green, Hemmings, Ihara, Nishihara.
Introduced by: Senators Slom, Chun Oakland, Espero, Fukunaga, Green, Hemmings, Ihara, Nishihara.	S.B. No. 319	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”
S.B. No. 319	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”	Introduced by: Senators Slom, Hemmings.
Introduced by: Senators Slom, Hemmings.		

Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 332 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE CONSTITUTION OF THE STATE OF HAWAII TO IMPOSE TERM LIMITS UPON STATE REPRESENTATIVES AND SENATORS."	S.B. No. 346 "A BILL FOR AN ACT RELATING TO BRIBES."
Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 333 "A BILL FOR AN ACT RELATING TO ELECTIONS."	S.B. No. 347 "A BILL FOR AN ACT RELATING TO JUSTIFIABLE USE OF FORCE."
Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 334 "A BILL FOR AN ACT RELATING TO COUNTIES."	S.B. No. 348 "A BILL FOR AN ACT RELATING TO CAPITAL PUNISHMENT."
Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 335 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN POWERS."	S.B. No. 349 "A BILL FOR AN ACT RELATING TO WATER SUPPLY."
Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 336 "A BILL FOR AN ACT RELATING TO FOOD AND MEDICAL SERVICES."	S.B. No. 350 "A BILL FOR AN ACT RELATING TO USE OF FORCE."
Introduced by: Senators Slom, Chun Oakland, Espero, Fukunaga, Hemmings, Ihara, Nishihara, Sakamoto.	Introduced by: Senator Slom.
S.B. No. 337 "A BILL FOR AN ACT RELATING TO CONFORMANCE OF STATE PERSONAL EXEMPTION TO FEDERAL PERSONAL EXEMPTION."	S.B. No. 351 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."
Introduced by: Senators Slom, Green.	Introduced by: Senator Slom.
S.B. No. 338 "A BILL FOR AN ACT RELATING TO TAXATION."	S.B. No. 352 "A BILL FOR AN ACT RELATING TO HEALTH."
Introduced by: Senators Slom, Hemmings.	Introduced by: Senator Slom.
S.B. No. 339 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE."	S.B. No. 353 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
Introduced by: Senators Slom, Hemmings.	Introduced by: Senators Slom, Hemmings.
S.B. No. 340 "A BILL FOR AN ACT RELATING TO MEDICAL SAVINGS ACCOUNTS."	S.B. No. 354 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 341 "A BILL FOR AN ACT RELATING TO TORTS."	S.B. No. 355 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
Introduced by: Senator Slom.	Introduced by: Senators Slom, Hemmings.
S.B. No. 342 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."	S.B. No. 356 "A BILL FOR AN ACT RELATING TO TAXABLE INCOME EXCLUSION."
Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 343 "A BILL FOR AN ACT RELATING TO TORTS."	S.B. No. 357 "A BILL FOR AN ACT RELATING TO FIREARMS."
Introduced by: Senators Slom, Green.	Introduced by: Senator Slom.
S.B. No. 344 "A BILL FOR AN ACT RELATING TO PARENTAL NOTIFICATION BEFORE AN ABORTION MAY BE PERFORMED ON CERTAIN MINORS."	S.B. No. 358 "A BILL FOR AN ACT RELATING TO FIREARMS."
Introduced by: Senator Slom.	Introduced by: Senator Slom.
S.B. No. 345 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."	S.B. No. 359 "A BILL FOR AN ACT RELATING TO SMALL CLAIMS COURT."
	Introduced by: Senators Slom, Chun Oakland, Espero, Fukunaga, Hemmings, Ihara, Nishihara, Sakamoto.
	S.B. No. 360 "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES."
	Introduced by: Senators Slom, Green.
	S.B. No. 361 "A BILL FOR AN ACT RELATING TO SINGLE-USE MEDICAL DEVICES."
	Introduced by: Senator Slom.

S.B. No. 362	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 3.5, OF THE HAWAII CONSTITUTION, TO REPEAL ARTICLE XVI, SECTION 3.5, WHICH CREATED THE COMMISSION ON SALARIES.”	Introduced by: Senator Tsutsui.
	Introduced by: Senator Slom.	S.B. No. 375
S.B. No. 363	“A BILL FOR AN ACT RELATING TO THE COMMISSION ON SALARIES.”	Introduced by: Senator Tsutsui.
	Introduced by: Senator Slom.	S.B. No. 376
S.B. No. 364	“A BILL FOR AN ACT RELATING TO FIREARMS.”	Introduced by: Senator Tsutsui, by request.
	Introduced by: Senator Slom.	S.B. No. 377
S.B. No. 365	“A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES.”	Introduced by: Senators Tsutsui, Baker, English.
	Introduced by: Senator Slom.	S.B. No. 378
S.B. No. 366	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, OFFICE OF PLANNING, COASTAL ZONE MANAGEMENT PROGRAM FOR THE COMPLETION OF SURVEYS AND MAPS OF PUBLIC ACCESS WAYS TO SHORELINE AREAS AND NEARBY PUBLIC PARKING.”	Introduced by: Senators Tsutsui, Baker, English.
	Introduced by: Senator Slom.	S.B. No. 379
S.B. No. 367	“A BILL FOR AN ACT RELATING TO OCEAN RECREATION AND COASTAL AREAS PROGRAMS.”	Introduced by: Senators Tsutsui, Baker, English.
	Introduced by: Senator Slom.	S.B. No. 380
S.B. No. 368	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO THE SALARY COMMISSION.”	Introduced by: Senator Tsutsui.
	Introduced by: Senator Slom.	S.B. No. 381
S.B. No. 369	“A BILL FOR AN ACT RELATING TO LEGISLATIVE SALARIES.”	Introduced by: Senators Tsutsui, Baker, English.
	Introduced by: Senator Slom.	S.B. No. 382
S.B. No. 370	“A BILL FOR AN ACT RELATING TO REPEAT OFFENDERS.”	Introduced by: Senators Tsutsui, Galuteria, Hooser, Kidani, Kim, Nishihara, Sakamoto.
	Introduced by: Senator Slom.	S.B. No. 383
S.B. No. 371	“A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”	Introduced by: Senators Tsutsui, English, Hooser, Baker, Kidani, Kim, Nishihara, Sakamoto.
	Introduced by: Senators Slom, Hemmings.	S.B. No. 384
S.B. No. 372	“A BILL FOR AN ACT RELATING TO SALARY PERIODS.”	Introduced by: Senators Tsutsui, English, Baker, Galuteria, Hooser, Kidani, Kim, Nishihara, Sakamoto.
	Introduced by: Senator Slom.	S.B. No. 385
S.B. No. 373	“A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”	Introduced by: Senators Tsutsui, English, Galuteria, Kidani, Kim, Nishihara.
	Introduced by: Senators Takamine, Chun Oakland, Bunda, Gabbard, Tsutsui.	S.B. No. 386
S.B. No. 374	“A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR.”	Introduced by: Senators Tsutsui, English, Galuteria, Kidani, Kim, Nishihara.
		S.B. No. 387
		Introduced by: Senator Tsutsui.
		S.B. No. 388
		“A BILL FOR AN ACT RELATING TO SURCHARGE FOR INDIGENT LEGAL SERVICES.”

Introduced by: Senator Tsutsui.	S.B. No. 402	“A BILL FOR AN ACT RELATING TO THE PENAL CODE.”
S.B. No. 389 “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS.”	Introduced by: Senator Bunda.	
Introduced by: Senator Tsutsui.	S.B. No. 403	“A BILL FOR AN ACT RELATING TO MURDER.”
S.B. No. 390 “A BILL FOR AN ACT RELATING TO ENERGY RESOURCES.”	Introduced by: Senator Bunda.	
Introduced by: Senators Gabbard, Bunda, Fukunaga, Ige.	S.B. No. 404	“A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.”
S.B. No. 391 “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU.”	Introduced by: Senators Kim, Hooser, Tsutsui, Galuteria, Kidani, Nishihara.	
Introduced by: Senators Gabbard, Baker, Bunda, Fukunaga, Green, Ige.	S.B. No. 405	“A BILL FOR AN ACT RELATING TO GASOLINE.”
S.B. No. 392 “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING, LLC PROJECTS ON OAHU.”	Introduced by: Senators Kim, Espero, Green, Hemmings, Ihara, Kidani, Takamine.	
Introduced by: Senators Gabbard, Baker, Bunda, Green, Ige.	S.B. No. 406	“A BILL FOR AN ACT RELATING TO WORKS OF ART SPECIAL FUND.”
S.B. No. 393 “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE.”	Introduced by: Senators Kim, Chun Oakland, English, Galuteria, Tsutsui, Baker, Espero, Fukunaga, Green, Ige, Ihara, Kidani, Nishihara.	
Introduced by: Senators Gabbard, Baker, Bunda, Fukunaga, Green, Ige.	S.B. No. 407	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL.”
S.B. No. 394 “A BILL FOR AN ACT RELATING TO MANTA RAYS.”	Introduced by: Senators Kim, Galuteria, Hooser, Ihara, Tsutsui, English, Espero, Gabbard, Green, Hemmings, Kidani, Nishihara, Sakamoto.	
Introduced by: Senators Green, Gabbard.	S.B. No. 408	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”
S.B. No. 395 “A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE.”	Introduced by: Senators Kim, Chun Oakland, Green, Sakamoto, Galuteria, Ige, Ihara, Kidani, by request, Takamine, by request.	
Introduced by: Senators Green, Chun Oakland, Takamine, by request.	S.B. No. 409	“A BILL FOR AN ACT RELATING TO THE LEGISLATURE.”
S.B. No. 396 “A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES.”	Introduced by: Senators Kim, Hemmings, Kidani, Takamine.	
Introduced by: Senators Green, Takamine.	S.B. No. 410	“A BILL FOR AN ACT RELATING TO KAENA POINT.”
S.B. No. 397 “A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senator Bunda.	
Introduced by: Senator Bunda.	S.B. No. 411	“A BILL FOR AN ACT RELATING TO KAENA POINT STATE PARK.”
S.B. No. 398 “A BILL FOR AN ACT RELATING TO CONTRACTORS.”	Introduced by: Senator Bunda.	
Introduced by: Senator Bunda.	S.B. No. 412	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”
S.B. No. 399 “A BILL FOR AN ACT RELATING TO PUBLIC ROADS.”	Introduced by: Senators Bunda, Hee.	
Introduced by: Senator Bunda.	S.B. No. 413	“A BILL FOR AN ACT RELATING TO AGRICULTURE.”
S.B. No. 400 “A BILL FOR AN ACT RELATING TO MARIJUANA.”	Introduced by: Senator Bunda.	
Introduced by: Senator Bunda.	S.B. No. 414	“A BILL FOR AN ACT RELATING TO SOIL AND WATER CONSERVATION DISTRICTS.”
S.B. No. 401 “A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA.”		
Introduced by: Senator Bunda.		

Introduced by: Senator Bunda.	S.B. No. 428	“A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS.”
S.B. No. 415 “A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES.”	Introduced by: Senators Ige, Baker, English, Green, Bunda, Fukunaga, Gabbard, Ihara.	
Introduced by: Senators Ige, Baker, Chun Oakland, English, Fukunaga, Green, Ihara, Sakamoto, Tokuda.	S.B. No. 429	“A BILL FOR AN ACT RELATING TO REMOTE DISPENSING PHARMACIES.”
S.B. No. 416 “A BILL FOR AN ACT RELATING TO HAWAII HEALTH CORPS PROGRAM.”	Introduced by: Senators Ige, Baker, Chun Oakland, English, Fukunaga, Green, Ihara.	
Introduced by: Senators Ige, Baker, Chun Oakland, Fukunaga, Hooser, Ihara.	S.B. No. 430	“A BILL FOR AN ACT RELATING TO HEALTH INSURANCE.”
S.B. No. 417 “A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senators Ige, Baker, Chun Oakland, Fukunaga, Hooser, Ihara.	
Introduced by: Senators Ige, Baker, Chun Oakland, Green, Ihara.	S.B. No. 431	“A BILL FOR AN ACT RELATING TO INFORMATION.”
S.B. No. 418 “A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS.”	Introduced by: Senators Ige, Baker, Chun Oakland, English, Espero, Fukunaga, Gabbard, Green, Ihara, Sakamoto, Tokuda, Bunda, Hemmings, Nishihara, Takamine, Taniguchi.	
Introduced by: Senators Ige, Bunda, by request.	S.B. No. 432	“A BILL FOR AN ACT RELATING TO MINIMUM WAGE LAW.”
S.B. No. 419 “A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senators Ige, Baker, Chun Oakland, Fukunaga, Ihara.	
Introduced by: Senators Ige, Chun Oakland.	S.B. No. 433	“A BILL FOR AN ACT RELATING TO THE STATE INSECT.”
S.B. No. 420 “A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE.”	Introduced by: Senators Ige, Green, Baker, Chun Oakland, Fukunaga, Gabbard, Ihara, Tokuda.	
Introduced by: Senators Ige, Baker, Chun Oakland, Ihara.	S.B. No. 434	“A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX.”
S.B. No. 421 “A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY.”	Introduced by: Senators Ige, Chun Oakland, Baker, Fukunaga, Ihara.	
Introduced by: Senator Ige, by request.	S.B. No. 435	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 422 “A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senators Ige, Baker, Chun Oakland, English, Fukunaga, Ihara, Tokuda, Baker, Sakamoto.	
Introduced by: Senators Ige, Chun Oakland, English, Fukunaga, Ihara, Tokuda, Baker, Sakamoto.	S.B. No. 436	“A BILL FOR AN ACT RELATING TO LIFE SCIENCES.”
S.B. No. 423 “A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senators Ige, Baker, Chun Oakland, English, Fukunaga, Ihara, Sakamoto, Tokuda.	
Introduced by: Senators Ige, Baker, Chun Oakland, English, Fukunaga, Ihara, Sakamoto, Tokuda.	S.B. No. 437	“A BILL FOR AN ACT RELATING TO DRIVERS LICENSES.”
S.B. No. 424 “A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senators Ige, Baker, Fukunaga, Chun Oakland, Ihara.	
Introduced by: Senators Ige, Chun Oakland, Hooser, Ihara, Baker.	S.B. No. 438	“A BILL FOR AN ACT RELATING TO BOARD OF EDUCATION MEETINGS.”
S.B. No. 425 “A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senators Sakamoto, Chun Oakland, Espero, Gabbard, Kidani, Nishihara, Tsutsui.	
Introduced by: Senators Ige, Baker, Chun Oakland, English, Espero, Green, Tokuda, Bunda, Fukunaga, Ihara, Sakamoto.	S.B. No. 439	“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”
S.B. No. 426 “A BILL FOR AN ACT RELATING TO DENTISTRY.”	Introduced by: Senators Sakamoto, Chun Oakland, Kidani, Nishihara, Tsutsui.	
Introduced by: Senators Ige, Baker, Chun Oakland, Fukunaga, Ihara.	S.B. No. 440	“A BILL FOR AN ACT RELATING TO COUNTIES.”
S.B. No. 427 “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION.”	Introduced by: Senators Sakamoto, Chun Oakland, Kidani, Ige, Tsutsui.	
Introduced by: Senators Ige, Baker, Chun Oakland, Green, Ihara, Fukunaga, Gabbard, Sakamoto, Tokuda.		

Introduced by: Senators Sakamoto, Chun Oakland, Ige, Tsutsui.	S.B. No. 453	“A BILL FOR AN ACT RELATING TO THE CONSUMER ADVOCATE.”
S.B. No. 441	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	Introduced by: Senators Hooser, Green, Chun Oakland, English, Espero, Galuteria, Ige, Taniguchi, Tsutsui.
Introduced by: Senators Sakamoto, Chun Oakland, Ige.	S.B. No. 454	“A BILL FOR AN ACT RELATING TO SOLID WASTE.”
S.B. No. 442	“A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT.”	Introduced by: Senator Hooser.
Introduced by: Senator Sakamoto.	S.B. No. 455	“A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”
S.B. No. 443	“A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT.”	Introduced by: Senator Hooser.
Introduced by: Senator Sakamoto.	S.B. No. 456	“A BILL FOR AN ACT RELATING TO DISCRIMINATION.”
S.B. No. 444	“A BILL FOR AN ACT RELATING TO HOUSING.”	Introduced by: Senator Hooser.
Introduced by: Senator Sakamoto.	S.B. No. 457	“A BILL FOR AN ACT RELATING TO CLEAN FUEL.”
S.B. No. 445	“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”	Introduced by: Senator Hooser.
Introduced by: Senator Sakamoto.	S.B. No. 458	“A BILL FOR AN ACT RELATING TO CIVIL UNIONS.”
S.B. No. 446	“A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.”	Introduced by: Senator Hooser.
Introduced by: Senators Hooser, Chun Oakland, Green, Baker, English, Espero, Gabbard, Galuteria, Ige, Kidani, Taniguchi, Tsutsui.	S.B. No. 459	“A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION.”
S.B. No. 447	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senators Gabbard, Ihara, Bunda, English, Espero, Takamine.
Introduced by: Senators Hooser, Green, Baker, Chun Oakland, Espero, Galuteria, Ige, Kidani.	S.B. No. 460	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII SYSTEM.”
S.B. No. 448	“A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES.”	Introduced by: Senators Gabbard, Espero, Green, Bunda, Takamine.
Introduced by: Senators Hooser, Chun Oakland, Green, Baker, English, Espero, Gabbard, Galuteria, Ige, Kidani, Tsutsui.	S.B. No. 461	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”
S.B. No. 449	“A BILL FOR AN ACT RELATING TO PATIENT PRESCRIPTION INFORMATION.”	Introduced by: Senators Gabbard, Hooser, Bunda, English, Espero, Takamine.
Introduced by: Senators Hooser, Baker, Chun Oakland, English, Espero, Green, Ige, Gabbard, Galuteria, Kidani, Tsutsui.	S.B. No. 462	“A BILL FOR AN ACT RELATING TO ELECTIONS.”
S.B. No. 450	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senators Gabbard, Ihara, Bunda, Takamine.
Introduced by: Senators Hooser, Baker, Chun Oakland, Espero, Galuteria, Green, Ige, Kidani, Taniguchi.	S.B. No. 463	“A BILL FOR AN ACT RELATING TO PESTICIDES.”
S.B. No. 451	“A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL FOR OPERATING EXPENSES.”	Introduced by: Senators Gabbard, Espero, Hooser, Bunda, English, Takamine.
Introduced by: Senators Hooser, Chun Oakland, English, Espero, Gabbard, Green, Ige, Kidani, Galuteria, Tsutsui.	S.B. No. 464	“A BILL FOR AN ACT RELATING TO TAXATION.”
S.B. No. 452	“A BILL FOR AN ACT APPROPRIATING FUNDS FOR THE LEIALII WATER SOURCE.”	Introduced by: Senators Gabbard, Green, Espero, Takamine.
Introduced by: Senator Baker.	S.B. No. 465	“A BILL FOR AN ACT RELATING TO EMPLOYMENT.”
	S.B. No. 466	“A BILL FOR AN ACT RELATING TO POLLUTION.”
		Introduced by: Senators Gabbard, Bunda, Espero.

<p>S.B. No. 467 “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”</p> <p>Introduced by: Senator Green.</p> <p>S.B. No. 468 “A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT.”</p> <p>Introduced by: Senator Hee.</p> <p>S.B. No. 469 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”</p> <p>Introduced by: Senator Takamine.</p> <p>S.B. No. 470 “A BILL FOR AN ACT RELATING TO LIQUOR.”</p> <p>Introduced by: Senator Takamine.</p> <p>S.B. No. 471 “A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION.”</p> <p>Introduced by: Senator Takamine.</p> <p>S.B. No. 472 “A BILL FOR AN ACT RELATING TO LANDFILLS.”</p> <p>Introduced by: Senator Hanabusa.</p> <p>S.B. No. 473 “A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES.”</p> <p>Introduced by: Senator Hanabusa.</p> <p>S.B. No. 474 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT PROCESS.”</p> <p>Introduced by: Senator Hanabusa.</p> <p>S.B. No. 475 “A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 476 “A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE.”</p> <p>Introduced by: Senator Hanabusa.</p> <p>S.B. No. 477 “A BILL FOR AN ACT RELATING TO GOVERNMENT RETENTION OF ATTORNEYS.”</p> <p>Introduced by: Senator Hanabusa.</p> <p>S.B. No. 478 “A BILL FOR AN ACT RELATING TO DISASTER RELIEF.”</p> <p>Introduced by: Senator Hanabusa.</p> <p>S.B. No. 479 “A BILL FOR AN ACT RELATING TO SALARY COMMISSION RECOMMENDATIONS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 480 “A BILL FOR AN ACT RELATING TO THE REENACTMENT OF VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p>	<p>S.B. No. 481 “A BILL FOR AN ACT RELATING TO THE REENACTMENT OF SECTION 431:2-201.5, HAWAII REVISED STATUTES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 482 “A BILL FOR AN ACT RELATING TO THE REENACTMENT OF VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 483 “A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 484 “A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 485 “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST CARBON DIVERSION INC.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 486 “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 487 “A BILL FOR AN ACT RELATING TO HAWAII AIR CARRIERS.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 488 “A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY.”</p> <p>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 489 “A BILL FOR AN ACT RELATING TO ENERGY.”</p> <p>Introduced by: Senator Hee, by request.</p> <p>S.B. No. 490 “A BILL FOR AN ACT RELATING TO ELECTRICITY.”</p> <p>Introduced by: Senator Hee, by request.</p> <p>S.B. No. 491 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”</p> <p>Introduced by: Senator Hee, by request.</p> <p>S.B. No. 492 “A BILL FOR AN ACT RELATING TO WATER.”</p> <p>Introduced by: Senator Hee, by request.</p> <p>S.B. No. 493 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”</p> <p>Introduced by: Senator Hee, by request.</p> <p>S.B. No. 494 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”</p> <p>Introduced by: Senator Hee, by request.</p> <p>S.B. No. 495 “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE REPAIR AND</p>
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	MAINTENANCE OF IRRIGATION SYSTEMS WITHIN THE STATE.”	Introduced by: Senators Tokuda, English, Baker, Espero, Hooser, Ige, Kidani, Takamine.
	Introduced by: Senator Hee, by request.	
S.B. No. 496	“A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS.”	S.B. No. 509 “A BILL FOR AN ACT RELATING TO GASOLINE.”
	Introduced by: Senator Sakamoto.	Introduced by: Senator Baker.
S.B. No. 497	“A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD.”	S.B. No. 510 “A BILL FOR AN ACT RELATING TO INSURANCE FRAUD.”
	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria.	Introduced by: Senator Baker.
S.B. No. 498	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 511 “A BILL FOR AN ACT RELATING TO BIODIESEL.”
	Introduced by: Senator Sakamoto.	Introduced by: Senators Baker, Espero, Fukunaga, Ige, Ihara.
S.B. No. 499	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”	S.B. No. 512 “A BILL FOR AN ACT RELATING TO TAXATION.”
	Introduced by: Senator Sakamoto.	Introduced by: Senators Baker, Espero, Fukunaga, Ige, Ihara.
S.B. No. 500	“A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING.”	S.B. No. 513 “A BILL FOR AN ACT RELATING TO PROCUREMENT.”
	Introduced by: Senator Sakamoto.	Introduced by: Senator Baker.
S.B. No. 501	“A BILL FOR AN ACT RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE.”	S.B. No. 514 “A BILL FOR AN ACT RELATING TO PROCUREMENT.”
	Introduced by: Senators Tokuda, Baker, Espero, Hooser, Ige, Kidani, Kokubun, Sakamoto, Takamine, Taniguchi.	Introduced by: Senator Baker.
S.B. No. 502	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.”	S.B. No. 515 “A BILL FOR AN ACT RELATING TO SPECIAL MANAGEMENT AREAS.”
	Introduced by: Senators Tokuda, Green, Baker, Espero, Ige, Kidani, Sakamoto, Takamine.	Introduced by: Senator Baker.
S.B. No. 503	“A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE UNIVERSITY OF HAWAII.”	S.B. No. 516 “A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT.”
	Introduced by: Senators Tokuda, Green, Sakamoto, Baker, Espero, Hooser, Ige, Kidani, Kokubun, Takamine.	Introduced by: Senators Baker, Ige.
S.B. No. 504	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.”	S.B. No. 517 “A BILL FOR AN ACT RELATING TO HEALTH CARE PROFESSIONALS.”
	Introduced by: Senators Tokuda, Baker, English, Espero, Gabbard, Hooser, Ige, Kidani, Takamine.	Introduced by: Senators Baker, Ige.
S.B. No. 505	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.”	S.B. No. 518 “A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”
	Introduced by: Senators Tokuda, Baker, English, Espero, Hooser, Ige, Kidani, Tsutsui.	Introduced by: Senators Baker, Espero, Ige, Ihara.
S.B. No. 506	“A BILL FOR AN ACT RELATING TO PROCUREMENT.”	S.B. No. 519 “A BILL FOR AN ACT RELATING TO SAFE PATIENT HANDLING PROTOCOL.”
	Introduced by: Senators Tokuda, Baker, Espero, Fukunaga, Hooser, Ige, Kidani, Kokubun, Takamine.	Introduced by: Senators Baker, Green, Ige, Nishihara.
S.B. No. 507	“A BILL FOR AN ACT RELATING TO HAWAII GROWN PRODUCE.”	S.B. No. 520 “A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT.”
	Introduced by: Senators Tokuda, Kidani, Baker, English, Espero, Hooser, Ige, Takamine.	Introduced by: Senators Baker, Kidani, Espero.
S.B. No. 508	“A BILL FOR AN ACT RELATING TO ARCHAEOLOGY.”	S.B. No. 521 “A BILL FOR AN ACT RELATING TO REAL PROPERTY.”
		Introduced by: Senator Baker, by request.
		S.B. No. 522 “A BILL FOR AN ACT RELATING TO LAND COURT.”
		Introduced by: Senator Baker, by request.
		S.B. No. 523 “A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY.”
		Introduced by: Senators Baker, Fukunaga.

<p>S.B. No. 524</p> <p>“A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY INFORMATION REPORTING ACT.”</p> <p>Introduced by: Senator Taniguchi, by request.</p>	<p>Introduced by: Senators Espero, Bunda, Gabbard, Galuteria.</p>
<p>S.B. No. 525</p> <p>“A BILL FOR AN ACT RELATING TO TOBACCO.”</p> <p>Introduced by: Senator Taniguchi.</p>	<p>S.B. No. 540</p> <p>“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”</p> <p>Introduced by: Senators Espero, Bunda, Gabbard, Galuteria.</p>
<p>S.B. No. 526</p> <p>“A BILL FOR AN ACT RELATING TO ZONING.”</p> <p>Introduced by: Senator Taniguchi.</p>	<p>S.B. No. 541</p> <p>“A BILL FOR AN ACT RELATING TO WEAPONS.”</p> <p>Introduced by: Senators Espero, Bunda, Gabbard, Galuteria, Hemmings.</p>
<p>S.B. No. 527</p> <p>“A BILL FOR AN ACT RELATING TO CONTRACTORS.”</p> <p>Introduced by: Senator Taniguchi.</p>	<p>S.B. No. 542</p> <p>“A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY.”</p> <p>Introduced by: Senators Espero, Fukunaga.</p>
<p>S.B. No. 528</p> <p>“A BILL FOR AN ACT RELATING TO TOBACCO.”</p> <p>Introduced by: Senator Taniguchi.</p>	<p>S.B. No. 543</p> <p>“A BILL FOR AN ACT RELATING TO CHECK CASHERS.”</p> <p>Introduced by: Senator Espero.</p>
<p>S.B. No. 529</p> <p>“A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS.”</p> <p>Introduced by: Senator Taniguchi.</p>	<p>S.B. No. 544</p> <p>“A BILL FOR AN ACT RELATING TO HEALTH.”</p> <p>Introduced by: Senator Espero.</p>
<p>S.B. No. 530</p> <p>“A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS.”</p> <p>Introduced by: Senator Taniguchi.</p>	<p>S.B. No. 545</p> <p>“A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE.”</p> <p>Introduced by: Senators Espero, Chun Oakland, Gabbard, Nishihara, Slom.</p>
<p>S.B. No. 531</p> <p>“A BILL FOR AN ACT RELATING TO ETHICS.”</p> <p>Introduced by: Senator Taniguchi.</p>	<p>S.B. No. 546</p> <p>“A BILL FOR AN ACT RELATING TO CORRECTIONS.”</p> <p>Introduced by: Senators Espero, Hooser, Bunda, Gabbard, Galuteria, Hemmings, Kidani.</p>
<p>S.B. No. 532</p> <p>“A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY.”</p> <p>Introduced by: Senator Taniguchi, by request.</p>	<p>S.B. No. 547</p> <p>“A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY.”</p> <p>Introduced by: Senators Espero, Gabbard.</p>
<p>S.B. No. 533</p> <p>“A BILL FOR AN ACT RELATING TO ELECTIONS.”</p> <p>Introduced by: Senator Taniguchi, by request.</p>	<p>S.B. No. 548</p> <p>“A BILL FOR AN ACT RELATING TO MOTOR VEHICLES.”</p> <p>Introduced by: Senators Espero, Gabbard.</p>
<p>S.B. No. 534</p> <p>“A BILL FOR AN ACT RELATING TO ELECTIONS.”</p> <p>Introduced by: Senator Taniguchi, by request.</p>	<p>S.B. No. 549</p> <p>“A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT.”</p> <p>Introduced by: Senators Espero, English, Gabbard, Nishihara.</p>
<p>S.B. No. 535</p> <p>“A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR.”</p> <p>Introduced by: Senator Taniguchi, by request.</p>	<p>S.B. No. 550</p> <p>“A BILL FOR AN ACT RELATING TO VEHICLE EMISSIONS.”</p> <p>Introduced by: Senators Espero, Gabbard, English.</p>
<p>S.B. No. 536</p> <p>“A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE.”</p> <p>Introduced by: Senators Espero, Baker, English, Gabbard.</p>	<p>S.B. No. 551</p> <p>“A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT VEHICLES.”</p> <p>Introduced by: Senators Espero, Gabbard, Hemmings, Hooser, Kidani, Bunda, Ige, Ihara.</p>
<p>S.B. No. 537</p> <p>“A BILL FOR AN ACT RELATING TO AEROSPACE.”</p> <p>Introduced by: Senators Espero, Baker, English, Gabbard.</p>	<p>S.B. No. 552</p> <p>“A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT VEHICLES.”</p> <p>Introduced by: Senators Espero, Gabbard, Hemmings, Hooser, Bunda, Ige, Ihara, Kidani.</p>
<p>S.B. No. 538</p> <p>“A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL.”</p> <p>Introduced by: Senator Espero.</p>	<p>S.B. No. 553</p> <p>“A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT LIGHTING.”</p>
<p>S.B. No. 539</p> <p>“A BILL FOR AN ACT RELATING TO CORRECTIONS.”</p>	

- Introduced by: Senators Espero, Gabbard, Green, Hooser, Bunda, Fukunaga, Galuteria, Ihara, Kidani, Nishihara.
- S.B. No. 554 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
- Introduced by: Senators Espero, Green, Bunda, Fukunaga, Galuteria, Hemmings, Ihara, Kidani, Nishihara.
- S.B. No. 555 "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY."
- Introduced by: Senators Espero, Gabbard, Green, Bunda, Fukunaga, Hemmings, Hooser, Ihara, Kidani, Nishihara.
- S.B. No. 556 "A BILL FOR AN ACT RELATING TO LOW-FLUSH TOILET."
- Introduced by: Senators Espero, Fukunaga, Gabbard, Green, Hooser, Bunda, Galuteria, Ihara, Kidani.
- S.B. No. 557 "A BILL FOR AN ACT RELATING TO HOUSEHOLD ENERGY DEMAND."
- Introduced by: Senators Espero, Gabbard, Green, Hooser, Ihara, Bunda.
- S.B. No. 558 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
- Introduced by: Senators Espero, Bunda, Ige, Ihara, Kidani.
- S.B. No. 559 "A BILL FOR AN ACT RELATING TO RECYCLING."
- Introduced by: Senators Espero, Baker, English, Gabbard.
- S.B. No. 560 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- Introduced by: Senators Espero, English, Gabbard.
- S.B. No. 561 "A BILL FOR AN ACT RELATING TO THE POLICE DEPARTMENTS."
- Introduced by: Senators Espero, Fukunaga, Galuteria, Slom.
- S.B. No. 562 "A BILL FOR AN ACT RELATING TO PAROLE MODIFICATION."
- Introduced by: Senator Espero.
- S.B. No. 563 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- Introduced by: Senators Espero, Bunda, Gabbard.
- S.B. No. 564 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."
- Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 565 "A BILL FOR AN ACT RELATING TO LIBRARIES."
- Introduced by: Senators Espero, Green.
- S.B. No. 566 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Espero, Fukunaga, Hee, Tokuda.
- S.B. No. 567 "A BILL FOR AN ACT RELATING TO HEALTH."
- Introduced by: Senators Espero, Green, Hemmings.
- S.B. No. 568 "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS."
- Introduced by: Senators Espero, Green, Baker.
- S.B. No. 569 "A BILL FOR AN ACT RELATING TO VACANCIES."
- Introduced by: Senators Espero, Gabbard.
- S.B. No. 570 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT."
- Introduced by: Senators Espero, Fukunaga, Hee.
- S.B. No. 571 "A BILL FOR AN ACT RELATING TO A VETERANS' MEMORIAL."
- Introduced by: Senators Espero, Gabbard.
- S.B. No. 572 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- Introduced by: Senators Espero, Fukunaga, Baker, Green.
- S.B. No. 573 "A BILL FOR AN ACT RELATING TO ATTORNEYS' FEES."
- Introduced by: Senators Espero, Fukunaga, Green, Baker.
- S.B. No. 574 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- Introduced by: Senators Espero, Fukunaga, Baker, Green, Hemmings.
- S.B. No. 575 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senators Espero, Hemmings, Bunda, Ige, Ihara, Kidani.
- S.B. No. 576 "A BILL FOR AN ACT RELATING TO FOOD."
- Introduced by: Senators English, Chun Oakland, Espero, Green, Hooser, Kidani, Kim, Tsutsui, Baker, Bunda, Fukunaga, Galuteria, Takamine, Tokuda.
- S.B. No. 577 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- Introduced by: Senators English, Bunda, Fukunaga, Hemmings, Takamine.
- S.B. No. 578 "A BILL FOR AN ACT RELATING TO BICYCLE TOURS."
- Introduced by: Senators English, Baker, Chun Oakland, Espero, Gabbard, Hemmings, Tsutsui, Bunda, Fukunaga, Galuteria, Green, Hee, Hooser, Kidani, Kim, Sakamoto, Takamine, Tokuda.
- S.B. No. 579 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE."
- Introduced by: Senators English, Green, Bunda, Chun Oakland, Espero, Fukunaga, Gabbard, Galuteria, Hee, Kidani, Kokubun, Takamine, Tokuda.
- S.B. No. 580 "A BILL FOR AN ACT RELATING TO FORFEITURE."
- Introduced by: Senators English, Green, Baker, Bunda, Chun Oakland, Espero, Fukunaga, Gabbard,

	Galuteria, Hee, Kidani, Kim, Kokubun, Nishihara, Takamine, Tokuda.	S.B. No. 592	“A BILL FOR AN ACT RELATING TO USE OF DEADLY FORCE.”
S.B. No. 581	“A BILL FOR AN ACT RELATING TO EMINENT DOMAIN.”	Introduced by:	Senator Ige, by request.
	Introduced by: Senators English, Green, Baker, Bunda, Fukunaga, Gabbard, Galuteria, Hemmings, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Takamine, Tokuda.	S.B. No. 593	“A BILL FOR AN ACT RELATING TO FIREWORKS.”
		Introduced by:	Senators Kokubun, Tokuda, Gabbard, Takamine, Taniguchi.
S.B. No. 582	“A BILL FOR AN ACT RELATING TO KULEANA LANDS.”	S.B. No. 594	“A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING.”
	Introduced by: Senators English, Green, Sakamoto, Bunda, Chun Oakland, Gabbard, Galuteria, Hee, Kidani, Takamine, Tokuda.	Introduced by:	Senator Hooser.
S.B. No. 583	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 595	“A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES.”
	Introduced by: Senators English, Chun Oakland, Hooser, Tokuda, Tsutsui, Baker, Bunda, Espero, Fukunaga, Gabbard, Galuteria, Green, Hee, Kidani, Kim, Nishihara, Takamine.	Introduced by:	Senators Fukunaga, Baker, Chun Oakland, Galuteria, Hemmings, Kim, Slom.
S.B. No. 584	“A BILL FOR AN ACT RELATING TO SOLID WASTE.”	S.B. No. 596	“A BILL FOR AN ACT RELATING TO SMOKING.”
	Introduced by: Senators English, Green, Baker, Chun Oakland, Espero, Gabbard, Kidani, Kim, Takamine.	Introduced by:	Senators Fukunaga, Baker, Chun Oakland, Hemmings, Kim.
S.B. No. 585	“A BILL FOR AN ACT RELATING TO REMOTE DISPENSING.”	S.B. No. 597	“A BILL FOR AN ACT RELATING TO NOISE.”
	Introduced by: Senators English, Ige, Baker, Bunda, Chun Oakland, Espero, Fukunaga, Gabbard, Galuteria, Hee, Hemmings, Kidani, Kim, Nishihara, Sakamoto, Takamine, Tokuda, Tsutsui.	Introduced by:	Senators Fukunaga, Baker, Chun Oakland, Galuteria, Kim, Hemmings, Slom.
S.B. No. 586	“A BILL FOR AN ACT RELATING TO HIGHWAYS.”	S.B. No. 598	“A BILL FOR AN ACT RELATING TO LIQUOR LICENSES.”
	Introduced by: Senators English, Espero, Gabbard, Hemmings, Sakamoto, Baker, Bunda, Galuteria, Kidani, Kim, Takamine, Taniguchi.	Introduced by:	Senators Fukunaga, Baker, Chun Oakland.
S.B. No. 587	“A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.”	S.B. No. 599	“A BILL FOR AN ACT RELATING TO GRAFFITI.”
	Introduced by: Senator Ige.	Introduced by:	Senators Fukunaga, Kim.
S.B. No. 588	“A BILL FOR AN ACT RELATING TO NONGOVERNMENT HEALTH PLAN PAYMENTS TO CRITICAL ACCESS HOSPITALS AND FEDERALLY QUALIFIED HEALTH CENTERS.”	S.B. No. 600	“A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS.”
	Introduced by: Senator Ige.	Introduced by:	Senators Fukunaga, Galuteria, Baker, Chun Oakland, Hemmings, Kim, Slom.
S.B. No. 589	“A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES.”	S.B. No. 601	“A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS.”
	Introduced by: Senator Ige, by request.	Introduced by:	Senators Fukunaga, Galuteria, Baker, Chun Oakland, Hemmings.
S.B. No. 590	“A BILL FOR AN ACT RELATING TO TAX CREDITS.”	S.B. No. 602	“A BILL FOR AN ACT RELATING TO THE ARTS.”
	Introduced by: Senator Ige.	Introduced by:	Senators Fukunaga, Baker, Taniguchi, Hee, Ige.
S.B. No. 591	“A BILL FOR AN ACT RELATING TO INSURANCE.”	S.B. No. 603	“A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES.”
	Introduced by: Senator Ige.	Introduced by:	Senators Fukunaga, Baker, Espero, Hee, Ige, Slom.
		S.B. No. 604	“A BILL FOR AN ACT RELATING TO EMERGENCY CONTRACEPTIVES FOR SEXUAL ASSAULT SURVIVORS.”
		Introduced by:	Senators Fukunaga, Baker, Chun Oakland, Green, Ige, Kidani, Kim, Nishihara, Espero.
		S.B. No. 605	“A BILL FOR AN ACT RELATING TO NOISE.”
		Introduced by:	Senators Fukunaga, Galuteria, Baker, Chun Oakland, Hemmings, Kim, Slom.

- S.B. No. 606 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."  
 Introduced by: Senators Fukunaga, Baker, Chun Oakland, Galuteria, Hemmings, Kim, Slom.
- S.B. No. 607 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."  
 Introduced by: Senators Fukunaga, Galuteria, Baker, Chun Oakland, Hemmings, Kim, Slom.
- S.B. No. 608 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."  
 Introduced by: Senators Kidani, Espero, Green, Baker, Bunda, Galuteria, Ige, Kim, Nishihara, Sakamoto, Takamine, Taniguchi, Tsutsui.
- S.B. No. 609 "A BILL FOR AN ACT RELATING TO FIREWORKS."  
 Introduced by: Senators Kidani, Bunda.
- S.B. No. 610 "A BILL FOR AN ACT RELATING TO FIREWORKS."  
 Introduced by: Senators Kidani, Bunda, Nishihara.
- S.B. No. 611 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH SENATORIAL DISTRICT."  
 Introduced by: Senator Kidani.
- S.B. No. 612 "A BILL FOR AN ACT RELATING TO EDUCATION."  
 Introduced by: Senator Espero.
- S.B. No. 613 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 614 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 615 "A BILL FOR AN ACT RELATING TO STATE VETERANS' HOME."  
 Introduced by: Senators Espero, Bunda.
- S.B. No. 616 "A BILL FOR AN ACT RELATING TO PLANNING."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 617 "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 618 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."  
 Introduced by: Senators Espero, Bunda, Nishihara, Slom.
- S.B. No. 619 "A BILL FOR AN ACT RELATING TO VOTING."  
 Introduced by: Senators Espero, Bunda, Galuteria.
- S.B. No. 620 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."  
 Introduced by: Senators Espero, Bunda.
- S.B. No. 621 "A BILL FOR AN ACT RELATING TO A HAWAII RESERVE COMPONENT MILITARY FAMILY RELIEF SPECIAL FUND."  
 Introduced by: Senators Espero, Bunda.
- S.B. No. 622 "A BILL FOR AN ACT RELATING TO EDUCATION."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 623 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 624 "A BILL FOR AN ACT RELATING TO VETERANS CEMETERIES."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 625 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES."  
 Introduced by: Senators Espero, Bunda.
- S.B. No. 626 "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 627 "A BILL FOR AN ACT RELATING TO ARMED SERVICES."  
 Introduced by: Senators Espero, Bunda.
- S.B. No. 628 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."  
 Introduced by: Senators Espero, Bunda.
- S.B. No. 629 "A BILL FOR AN ACT RELATING TO MILITARY SPECIAL NUMBER PLATES."  
 Introduced by: Senators Espero, Bunda, Slom.
- S.B. No. 630 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."  
 Introduced by: Senators Espero, Bunda, Nishihara, Slom.
- S.B. No. 631 "A BILL FOR AN ACT RELATING TO ELECTIONS."  
 Introduced by: Senators Espero, Bunda.
- S.B. No. 632 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF THE SENTENCING SIMULATION MODEL PROJECT."  
 Introduced by: Senators Espero, Bunda, Gabbard.
- S.B. No. 633 "A BILL FOR AN ACT RELATING TO WATER."  
 Introduced by: Senator Hee.
- S.B. No. 634 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."  
 Introduced by: Senator Hee.
- S.B. No. 635 "A BILL FOR AN ACT RELATING TO STATE PARKS."

- Introduced by: Senator Hee.  
S.B. No. 636 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."
- Introduced by: Senator Hee.  
S.B. No. 637 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."
- Introduced by: Senator Hee.  
S.B. No. 638 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senator Hee.  
S.B. No. 639 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senator Hee.  
S.B. No. 640 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE GIVING CAMPAIGN."
- Introduced by: Senators Hee, Chun Oakland.  
S.B. No. 641 "A BILL FOR AN ACT RELATING TO LOTTERMIT."
- Introduced by: Senator Hee, by request.  
S.B. No. 642 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."
- Introduced by: Senator Hee.  
S.B. No. 643 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- Introduced by: Senator Hee.  
S.B. No. 644 "A BILL FOR AN ACT RELATING TO LAND USE."
- Introduced by: Senator Hee.  
S.B. No. 645 "A BILL FOR AN ACT RELATING TO KAKAAKO."
- Introduced by: Senator Hee, by request.  
S.B. No. 646 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTABILITY."
- Introduced by: Senator Ihara.  
S.B. No. 647 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- Introduced by: Senators Ihara, Chun Oakland.  
S.B. No. 648 "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION."
- Introduced by: Senators Ihara, Chun Oakland, Baker.  
S.B. No. 649 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- Introduced by: Senators Ihara, Chun Oakland.  
S.B. No. 650 "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS."
- Introduced by: Senators Ihara, Chun Oakland, Baker.  
S.B. No. 651 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE."
- Introduced by: Senators Ihara, Chun Oakland.  
S.B. No. 652 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- Introduced by: Senator Ihara.  
S.B. No. 653 "A BILL FOR AN ACT RELATING TO LEGISLATIVE ETHICS."
- Introduced by: Senators Ihara, Chun Oakland.  
S.B. No. 654 "A BILL FOR AN ACT RELATING TO VOTING."
- Introduced by: Senators Ihara, Chun Oakland, Baker.  
S.B. No. 655 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- Introduced by: Senators Ihara, Chun Oakland, Baker.  
S.B. No. 656 "A BILL FOR AN ACT RELATING TO JUDICIAL FINANCIAL DISCLOSURES."
- Introduced by: Senators Ihara, Chun Oakland.  
S.B. No. 657 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- Introduced by: Senators Ihara, Chun Oakland.  
S.B. No. 658 "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT TO ESTABLISH A PUBLIC RIGHT OF ACCESS TO MEETINGS OF A PUBLIC BODY AND RIGHT TO INSPECT RECORDS OF OFFICIAL GOVERNMENT BUSINESS."
- Introduced by: Senators Ihara, Chun Oakland.  
S.B. No. 659 "A BILL FOR AN ACT RELATING TO STATE FUNDS."
- Introduced by: Senators Ihara, Baker, Chun Oakland.  
S.B. No. 660 "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY."
- Introduced by: Senators Ihara, Chun Oakland, Baker.  
S.B. No. 661 "A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY."
- Introduced by: Senators Ihara, Chun Oakland, Baker.  
S.B. No. 662 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCIES AND BOARDS."
- Introduced by: Senator Ihara.  
S.B. No. 663 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS."
- Introduced by: Senators Ihara, Bunda, Green.  
S.B. No. 664 "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING."
- Introduced by: Senators Ihara, Espero, Gabbard, Green, Hemmings, Tsutsui.  
S.B. No. 665 "A BILL FOR AN ACT RELATING TO LEGISLATIVE REAPPORTIONMENT."
- Introduced by: Senators Ihara, Green, Espero, Gabbard.  
S.B. No. 666 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI,

- SECTION 2, OF THE HAWAII CONSTITUTION, TO AUTHORIZE THE LEGISLATURE TO ALLOW THE JUDICIARY TO REDUCE PENSION BENEFITS OF AN EMPLOYEE OF THE STATE OR A POLITICAL SUBDIVISION WHO IS CONVICTED OF A FELONY RELATED TO THE EMPLOYEE'S EMPLOYMENT."
- Introduced by: Senators Ihara, Gabbard, Green, Hemmings.
- S.B. No. 667 "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION."
- Introduced by: Senators Ihara, Espero, Tsutsui, Gabbard, Green, Hemmings.
- S.B. No. 668 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII STATE CONSTITUTION, TO LENGTHEN THE DURATION OF THE LEGISLATIVE SESSION IN ODD-NUMBERED YEARS."
- Introduced by: Senators Ihara, Espero, Hemmings.
- S.B. No. 669 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- Introduced by: Senators Ihara, Green.
- S.B. No. 670 "A BILL FOR AN ACT RELATING TO INSTANT RUNOFF VOTING."
- Introduced by: Senators Ihara, Hemmings.
- S.B. No. 671 "A BILL FOR AN ACT RELATING TO COUNTIES."
- Introduced by: Senators Ihara, Fukunaga, Galuteria, Green, Kim.
- S.B. No. 672 "A BILL FOR AN ACT RELATING TO SERVICE OF COURT ORDERS."
- Introduced by: Senators Ihara, Fukunaga, Kim.
- S.B. No. 673 "A BILL FOR AN ACT RELATING TO ZONING."
- Introduced by: Senators Ihara, Bunda, Fukunaga, Green.
- S.B. No. 674 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
- Introduced by: Senators Ihara, Bunda.
- S.B. No. 675 "A BILL FOR AN ACT RELATING TO IMPEACHMENT."
- Introduced by: Senators Ihara, Bunda, Fukunaga, Hemmings.
- S.B. No. 676 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR."
- Introduced by: Senators Ihara, Bunda, Hemmings, Kim.
- S.B. No. 677 "A BILL FOR AN ACT RELATING TO CHAPTER 92, HAWAII REVISED STATUTES."
- Introduced by: Senator Ihara.
- S.B. No. 678 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."
- Introduced by: Senator Ihara.
- S.B. No. 679 "A BILL FOR AN ACT RELATING TO PRIMARY ELECTIONS."
- Introduced by: Senator Ihara.
- S.B. No. 680 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 4, OF THE HAWAII STATE CONSTITUTION, TO RESTRICT VOTING ELIGIBILITY IN PRIMARY AND SPECIAL PRIMARY ELECTIONS TO PARTISAN AND NONPARTISAN DECLARANTS."
- Introduced by: Senator Ihara.
- S.B. No. 681 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."
- Introduced by: Senator Ihara.
- S.B. No. 682 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XIV OF THE HAWAII CONSTITUTION TO MAKE ETHICS COMMISSIONERS NOT SUBJECT TO THE JURISDICTION OF THE STATE ETHICS COMMISSION, AND TO REQUIRE ELECTED OFFICERS AND CANDIDATES FOR ELECTIVE OFFICE TO MAKE PUBLIC FINANCE DISCLOSURES THAT MAY INVOLVE POTENTIAL CONFLICTS OF INTEREST."
- Introduced by: Senator Ihara.
- S.B. No. 683 "A BILL FOR AN ACT RELATING TO COURTS."
- Introduced by: Senator Ihara.
- S.B. No. 684 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."
- Introduced by: Senator Ihara.
- S.B. No. 685 "A BILL FOR AN ACT RELATING TO THE CONDITION OF LAND."
- Introduced by: Senator Ihara.
- S.B. No. 686 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- Introduced by: Senator Ihara, by request.
- S.B. No. 687 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- Introduced by: Senators Takamine, Bunda, Chun Oakland, Gabbard, Kidani.
- S.B. No. 688 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
- Introduced by: Senators Takamine, Chun Oakland, Bunda, Gabbard, Kidani, Tsutsui.
- S.B. No. 689 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senators Takamine, Kidani.
- S.B. No. 690 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL MOVEMENTS."
- Introduced by: Senators Takamine, Chun Oakland, Kidani, Sakamoto.

S.B. No. 691	“A BILL FOR AN ACT RELATING TO LIQUOR COMMISSION EMPLOYEES.”	Introduced by: Senator Kim.
	Introduced by: Senators Takamine, Chun Oakland, Kidani, Sakamoto.	S.B. No. 705
S.B. No. 692	“A BILL FOR AN ACT RELATING TO WORKERS’ RIGHTS.”	Introduced by: Senators Kim, Chun Oakland, Kidani, Galuteria, Hee, Ige, Nishihara, Sakamoto, Taniguchi, Tsutsui.
	Introduced by: Senator Takamine, by request.	S.B. No. 706
S.B. No. 693	“A BILL FOR AN ACT RELATING TO EDUCATION.”	Introduced by: Senator Kim.
	Introduced by: Senator Takamine.	S.B. No. 707
S.B. No. 694	“A BILL FOR AN ACT RELATING TO CONTRACTORS.”	Introduced by: Senators English, Baker, Tsutsui, Sakamoto.
	Introduced by: Senators Takamine, Chun Oakland, Galuteria, Kidani, Sakamoto.	S.B. No. 708
S.B. No. 695	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”	Introduced by: Senator English.
	Introduced by: Senators Takamine, Chun Oakland, Galuteria, Kidani, Sakamoto.	S.B. No. 709
S.B. No. 696	“A BILL FOR AN ACT RELATING TO COQUI FROGS.”	Introduced by: Senators English, Galuteria.
	Introduced by: Senators Takamine, Baker, English, Hooser, Kokubun.	S.B. No. 710
S.B. No. 697	“A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR.”	Introduced by: Senators English, Gabbard, Espero, Galuteria, Nishihara.
	Introduced by: Senators Tsutsui, English, Kidani, Sakamoto.	S.B. No. 711
S.B. No. 698	“A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX.”	Introduced by: Senators English, Gabbard, Espero, Galuteria.
	Introduced by: Senators Tsutsui, English, Galuteria, Kidani, Kim, Nishihara, Sakamoto.	S.B. No. 712
S.B. No. 699	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE HAWAII CONSTITUTION TO ESTABLISH LEGISLATIVE TERM LIMITS.”	Introduced by: Senators English, Espero, Gabbard, Galuteria, Nishihara.
	Introduced by: Senator Kidani, by request.	S.B. No. 713
S.B. No. 700	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINETEENTH SENATORIAL DISTRICT.”	Introduced by: Senators English, Gabbard, Espero, Galuteria, Nishihara.
	Introduced by: Senator Gabbard.	S.B. No. 714
S.B. No. 701	“A BILL FOR AN ACT RELATING TO LANDFILLS.”	Introduced by: Senators English, Chun Oakland, Espero, Gabbard, Green, Galuteria, Ige, Nishihara, Taniguchi.
	Introduced by: Senator Gabbard.	S.B. No. 715
S.B. No. 702	“A BILL FOR AN ACT RELATING TO SPECIAL FUNDS.”	Introduced by: Senators English, Chun Oakland, Green, Espero, Gabbard, Galuteria, Nishihara.
	Introduced by: Senator Kim.	S.B. No. 716
S.B. No. 703	“A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII.”	Introduced by: Senators English, Espero, Green, Chun Oakland, Gabbard, Ige, Nishihara.
	Introduced by: Senator Kim.	
S.B. No. 704	“A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS.”	



S.B. No. 717	“A BILL FOR AN ACT RELATING TO TRANSPORTATION.”	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.
	Introduced by: Senators English, Green, by request.	
S.B. No. 718	“A BILL FOR AN ACT RELATING TO TRANSPORTATION.”	S.B. No. 731 “A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT.”
	Introduced by: Senators English, Gabbard, Galuteria, Green.	Introduced by: Senator Sakamoto.
S.B. No. 719	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 732 “A BILL FOR AN ACT RELATING TO TAXATION.”
	Introduced by: Senators English, Espero, Takamine.	Introduced by: Senator Sakamoto.
S.B. No. 720	“A BILL FOR AN ACT RELATING TO MOTOR VEHICLES.”	S.B. No. 733 “A BILL FOR AN ACT RELATING TO EDUCATION.”
	Introduced by: Senators Fukunaga, Chun Oakland, Galuteria, Slom, Taniguchi.	Introduced by: Senators Sakamoto, Tsutsui, Galuteria.
S.B. No. 721	“A BILL FOR AN ACT RELATING TO DISTRICT-WIDE IMPROVEMENT PROGRAMS.”	S.B. No. 734 “A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”
	Introduced by: Senators Fukunaga, Chun Oakland, Galuteria, Slom, Taniguchi.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani, Tsutsui.
S.B. No. 722	“A BILL FOR AN ACT RELATING TO YOSCOOTERS.”	S.B. No. 735 “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”
	Introduced by: Senators Fukunaga, Slom.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.
S.B. No. 723	“A BILL FOR AN ACT RELATING TO INCOME TAX.”	S.B. No. 736 “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”
	Introduced by: Senators Fukunaga, Chun Oakland, Slom, Baker.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.
S.B. No. 724	“A BILL FOR AN ACT RELATING TO PRODUCT LABELING.”	S.B. No. 737 “A BILL FOR AN ACT RELATING TO HOUSING.”
	Introduced by: Senators Slom, Baker, Chun Oakland, Fukunaga.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.
S.B. No. 725	“A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS.”	S.B. No. 738 “A BILL FOR AN ACT RELATING TO EDUCATION.”
	Introduced by: Senators Fukunaga, Chun Oakland, Baker, Galuteria, Taniguchi.	Introduced by: Senators Sakamoto, Galuteria, Tsutsui.
S.B. No. 726	“A BILL FOR AN ACT RELATING TO TRANSPORTATION.”	S.B. No. 739 “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”
	Introduced by: Senators Fukunaga, Baker, Chun Oakland, Galuteria, Slom, Taniguchi.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.
S.B. No. 727	“A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS.”	S.B. No. 740 “A BILL FOR AN ACT RELATING TO HOUSING.”
	Introduced by: Senators Fukunaga, Chun Oakland, Baker, Galuteria.	Introduced by: Senators Sakamoto, Galuteria, Kidani, Chun Oakland.
S.B. No. 728	“A BILL FOR AN ACT RELATING TO CIVIL SERVICE PERSONNEL.”	S.B. No. 741 “A BILL FOR AN ACT RELATING TO FIXED GUIDEWAY STATION ENTERPRISE ZONES.”
	Introduced by: Senator Sakamoto.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.
S.B. No. 729	“A BILL FOR AN ACT RELATING TO RENTAL HOUSING.”	S.B. No. 742 “A BILL FOR AN ACT RELATING TO MASS TRANSIT ROUTE ECONOMIC ZONES.”
	Introduced by: Senators Sakamoto, Chun Oakland, Baker, Espero, Fukunaga, Galuteria, Kidani, Nishihara.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.
S.B. No. 730	“A BILL FOR AN ACT RELATING TO TEACHER HOUSING.”	S.B. No. 743 “A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX.”
		Introduced by: Senator Sakamoto.

S.B. No. 744	“A BILL FOR AN ACT RELATING TO TAXATION.”	Introduced by: Senator Chun Oakland.
Introduced by:	Senators Sakamoto, Tokuda, Baker, Takamine, Taniguchi.	S.B. No. 760
S.B. No. 745	“A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES.”	Introduced by: Senators Chun Oakland, Bunda, Green, Kidani, Gabbard, Hemmings.
Introduced by:	Senators Sakamoto, Chun Oakland, Galuteria, Kidani.	S.B. No. 761
S.B. No. 746	“A BILL FOR AN ACT RELATING TO EDUCATION.”	Introduced by: Senators Chun Oakland, Fukunaga, Bunda, Galuteria, Green, Ige, Kidani.
Introduced by:	Senators Sakamoto, Chun Oakland, Kidani, Galuteria.	S.B. No. 762
S.B. No. 747	“A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT.”	Introduced by: Senators Chun Oakland, Bunda, Fukunaga, Galuteria, Green, Ige, Kidani.
Introduced by:	Senator Sakamoto.	S.B. No. 763
S.B. No. 748	“A BILL FOR AN ACT RELATING TO TEACHERS.”	Introduced by: Senator Chun Oakland.
Introduced by:	Senator Sakamoto.	S.B. No. 764
S.B. No. 749	“A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX.”	Introduced by: Senators Chun Oakland, Green, Sakamoto, Bunda, Galuteria, Kidani.
Introduced by:	Senator Sakamoto.	S.B. No. 765
S.B. No. 750	“A BILL FOR AN ACT RELATING TO SCHOOLS.”	Introduced by: Senator Chun Oakland.
Introduced by:	Senator Sakamoto.	S.B. No. 766
S.B. No. 751	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	Introduced by: Senators Chun Oakland, Sakamoto, Bunda, Fukunaga.
Introduced by:	Senator Sakamoto.	S.B. No. 767
S.B. No. 752	“A BILL FOR AN ACT RELATING TO SELF-HELP HOUSING.”	Introduced by: Senators Chun Oakland, Sakamoto, Bunda, Fukunaga, Ige, Kidani.
Introduced by:	Senator Sakamoto.	S.B. No. 768
S.B. No. 753	“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”	Introduced by: Senators Chun Oakland, Sakamoto, Bunda, Fukunaga.
Introduced by:	Senator Sakamoto.	S.B. No. 769
S.B. No. 754	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	Introduced by: Senators Chun Oakland, Bunda, Fukunaga, Sakamoto, Slom.
Introduced by:	Senator Sakamoto.	S.B. No. 770
S.B. No. 755	“A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”	Introduced by: Senators Chun Oakland, Bunda, Sakamoto.
Introduced by:	Senator Sakamoto.	S.B. No. 771
S.B. No. 756	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	Introduced by: Senators Chun Oakland, Sakamoto, Bunda, Fukunaga, Ige.
Introduced by:	Senator Sakamoto.	S.B. No. 772
S.B. No. 757	“A BILL FOR AN ACT RELATING TO HOUSING.”	Introduced by: Senators Chun Oakland, Bunda, Fukunaga, Hemmings, Ige, Kidani, Sakamoto, Slom, Taniguchi.
Introduced by:	Senator Sakamoto.	
S.B. No. 758	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	
Introduced by:	Senator Sakamoto.	
S.B. No. 759	“A BILL FOR AN ACT RELATING TO EDUCATION.”	

S.B. No. 773	“A BILL FOR AN ACT RELATING TO HOUSING.”	S.B. No. 786	“A BILL FOR AN ACT RELATING TO HISTORIC PLACES.”
	Introduced by: Senators Chun Oakland, Sakamoto.		Introduced by: Senators Chun Oakland, Fukunaga, Green.
S.B. No. 774	“A BILL FOR AN ACT RELATING TO SCHOOLS.”	S.B. No. 787	“A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION.”
	Introduced by: Senators Chun Oakland, Sakamoto.		Introduced by: Senators Chun Oakland, Green.
S.B. No. 775	“A BILL FOR AN ACT RELATING TO RECYCLING.”	S.B. No. 788	“A BILL FOR AN ACT RELATING TO TOURISM.”
	Introduced by: Senators Chun Oakland, Ihara.		Introduced by: Senators Chun Oakland, Fukunaga, Green.
S.B. No. 776	“A BILL FOR AN ACT RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM.”	S.B. No. 789	“A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS.”
	Introduced by: Senators Baker, Chun Oakland, Fukunaga, Kidani, Tokuda.		Introduced by: Senators Chun Oakland, Bunda, Gabbard, Ige.
S.B. No. 777	“A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION.”	S.B. No. 790	“A BILL FOR AN ACT RELATING TO TAXATION.”
	Introduced by: Senators Chun Oakland, Baker, Fukunaga, Kidani, Tokuda.		Introduced by: Senator Chun Oakland.
S.B. No. 778	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 791	“A BILL FOR AN ACT RELATING TO CHILDREN.”
	Introduced by: Senators Baker, Chun Oakland, Kidani, Tokuda, Fukunaga.		Introduced by: Senators Chun Oakland, Baker, English, Green, Ige.
S.B. No. 779	“A BILL FOR AN ACT RELATING TO CIGARETTES.”	S.B. No. 792	“A BILL FOR AN ACT RELATING TO EDUCATION.”
	Introduced by: Senators Baker, Tokuda, Chun Oakland, Espero, Fukunaga, Hemmings, Ige, Kidani, Nishihara.		Introduced by: Senators Chun Oakland, Espero, Kidani, Bunda, Gabbard, Galuteria, Green, Ige.
S.B. No. 780	“A BILL FOR AN ACT RELATING TO CANCER.”	S.B. No. 793	“A BILL FOR AN ACT RELATING TO PHYSICIANS.”
	Introduced by: Senators Baker, Chun Oakland, Fukunaga, Kidani, Tokuda.		Introduced by: Senators Chun Oakland, English, Green, Kidani, Bunda, Gabbard, Ige.
S.B. No. 781	“A BILL FOR AN ACT RELATING TO COMMUNITY REINTEGRATION.”	S.B. No. 794	“A BILL FOR AN ACT RELATING TO HEALTH.”
	Introduced by: Senators Baker, Chun Oakland, Fukunaga, Kidani, Tokuda.		Introduced by: Senators Chun Oakland, English, Green, Bunda, Ige, Kidani.
S.B. No. 782	“A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”	S.B. No. 795	“A BILL FOR AN ACT RELATING TO HEALTH INSURANCE.”
	Introduced by: Senators Baker, Chun Oakland, Fukunaga, Kidani, Tokuda.		Introduced by: Senators Chun Oakland, English, Green, Bunda, Gabbard, Ige.
S.B. No. 783	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 796	“A BILL FOR AN ACT RELATING TO HEALTHCARE.”
	Introduced by: Senators Chun Oakland, Baker, Fukunaga, Kidani, Tokuda.		Introduced by: Senator Chun Oakland.
S.B. No. 784	“A BILL FOR AN ACT RELATING TO REAL PROPERTY.”	S.B. No. 797	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE COURSES AT PUBLIC HIGH SCHOOLS STATEWIDE.”
	Introduced by: Senators Baker, Chun Oakland, Fukunaga, Kidani, Tokuda.		Introduced by: Senators Chun Oakland, Bunda, Gabbard.
S.B. No. 785	“A BILL FOR AN ACT RELATING TO DNA COLLECTION FOR ARRESTEES OF VIOLENT CRIMES.”	S.B. No. 798	“A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION.”
	Introduced by: Senators Chun Oakland, Baker, Kidani, Tokuda, Fukunaga.		Introduced by: Senators Sakamoto, Chun Oakland, Kidani, Bunda.
		S.B. No. 799	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CLARIFY THE

	SELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION.”	S.B. No. 812	“A BILL FOR AN ACT RELATING TO HEALTH.”
Introduced by:	Senators Sakamoto, Chun Oakland, Kidani, Bunda, Ige.	Introduced by:	Senators Chun Oakland, Green, by request.
S.B. No. 800	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON FATHERHOOD.”	S.B. No. 813	“A BILL FOR AN ACT RELATING TO SCHOOL LUNCHES.”
Introduced by:	Senators Chun Oakland, Green, Bunda, Gabbard.	Introduced by:	Senators Chun Oakland, Espero, Green, Kidani, Bunda, English, Gabbard.
S.B. No. 801	“A BILL FOR AN ACT RELATING TO CHILDREN.”	S.B. No. 814	“A BILL FOR AN ACT RELATING TO TOXIC CHEMICALS.”
Introduced by:	Senators Chun Oakland, Green, Bunda, Gabbard, Kidani.	Introduced by:	Senators Chun Oakland, Bunda, English, Gabbard.
S.B. No. 802	“A BILL FOR AN ACT RELATING TO SCHOOLS.”	S.B. No. 815	“A BILL FOR AN ACT RELATING TO TOXIC PRODUCTS.”
Introduced by:	Senators Chun Oakland, Bunda, Gabbard.	Introduced by:	Senators Chun Oakland, Espero, Green, Bunda, English, Gabbard, Kidani.
S.B. No. 803	“A BILL FOR AN ACT RELATING TO SCHOOL MEALS.”	S.B. No. 816	“A BILL FOR AN ACT RELATING TO FAMILY LEAVE.”
Introduced by:	Senators Chun Oakland, Gabbard, Bunda.	Introduced by:	Senators Chun Oakland, Ige.
S.B. No. 804	“A BILL FOR AN ACT RELATING TO THE COLLECTION OF DNA SAMPLES FROM ARRESTEES OF SEXUAL OFFENSES AGAINST MINORS.”	S.B. No. 817	“A BILL FOR AN ACT RELATING TO SENIOR CENTERS.”
Introduced by:	Senator Chun Oakland, by request.	Introduced by:	Senators Chun Oakland, Baker, Espero, Green, Ihara, Sakamoto, Bunda, Galuteria, Ige.
S.B. No. 805	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 818	“A BILL FOR AN ACT RELATING TO HEALTH.”
Introduced by:	Senators Green, English, Bunda, Gabbard, Kidani.	Introduced by:	Senators Chun Oakland, Baker, Espero, Green, Ihara, Bunda, Galuteria, Ige, Kidani.
S.B. No. 806	“A BILL FOR AN ACT RELATING TO MOTOR VEHICLES.”	S.B. No. 819	“A BILL FOR AN ACT RELATING TO KUPUNA CARE.”
Introduced by:	Senators Chun Oakland, Bunda, Espero, Ige.	Introduced by:	Senators Chun Oakland, Baker, Green, Ihara, Bunda, Espero, Galuteria, Ige, Kidani.
S.B. No. 807	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 820	“A BILL FOR AN ACT RELATING TO HEALTH.”
Introduced by:	Senators Chun Oakland, Green, Bunda, Gabbard, Galuteria, Kidani.	Introduced by:	Senators Chun Oakland, Green, Ihara, Baker, Bunda, Espero, Fukunaga, Galuteria, Ige, Kidani.
S.B. No. 808	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII TEACHER CADET PROGRAM.”	S.B. No. 821	“A BILL FOR AN ACT RELATING TO ELDER CARE.”
Introduced by:	Senators Chun Oakland, Green, Bunda, Gabbard, Kidani.	Introduced by:	Senators Ihara, Baker, Chun Oakland, Espero, Fukunaga, Hemmings, Sakamoto.
S.B. No. 809	“A BILL FOR AN ACT RELATING TO CHILDREN.”	S.B. No. 822	“A BILL FOR AN ACT RELATING TO FAMILY LEAVE.”
Introduced by:	Senators Chun Oakland, Bunda, Gabbard, Kidani.	Introduced by:	Senators Ihara, Chun Oakland, Baker, Espero, Fukunaga.
S.B. No. 810	“A BILL FOR AN ACT RELATING TO CYBERCRIME.”	S.B. No. 823	“A BILL FOR AN ACT RELATING TO FAMILY LEAVE.”
Introduced by:	Senators Chun Oakland, Bunda, Espero, Gabbard.	Introduced by:	Senators Ihara, Chun Oakland, Baker, Espero, Fukunaga, Tsutsui.
S.B. No. 811	“A BILL FOR AN ACT RELATING TO ENERGY RESOURCES”	S.B. No. 824	“A BILL FOR AN ACT RELATING TO LONG-TERM CARE.”
Introduced by:	Senators Chun Oakland, Bunda.	Introduced by:	Senators Ihara, Chun Oakland, Baker, Espero, Fukunaga, Hemmings, Sakamoto, Tsutsui.

S.B. No. 825 "A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES."

Introduced by: Senators Ihara, Baker, Chun Oakland, Fukunaga, Hemmings, Sakamoto, Tsutsui.

**REFERRAL OF SENATE BILLS**

The President made the following committee assignments of bills introduced on Wednesday, January 21, 2009 and Thursday, January 22, 2009.

S.B. No. Referred to:

S.B. No. 1 Committee on Water, Land, Agriculture and Hawaiian Affairs

S.B. No. 2 Jointly to the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 3 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 4 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

S.B. No. 5 Committee on Economic Development and Technology

S.B. No. 6 Jointly to the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations

S.B. No. 7 Committee on Tourism, then to the Committee on Judiciary and Government Operations

S.B. No. 8 Committee on Tourism, then to the Committee on Ways and Means

S.B. No. 9 Committee on Tourism, then to the Committee on Ways and Means

S.B. No. 10 Committee on Tourism, then to the Committee on Ways and Means

S.B. No. 11 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

S.B. No. 12 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

S.B. No. 13 Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 14 Committee on Judiciary and Government Operations

S.B. No. 15 Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 16 Committee on Education and Housing, then to the Committee on Judiciary and Government Operations

S.B. No. 17 Committee on Judiciary and Government Operations

S.B. No. 18 Committee on Judiciary and Government Operations

S.B. No. 19 Committee on Judiciary and Government Operations

S.B. No. 20 Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 21 Committee on Judiciary and Government Operations

S.B. No. 22 Committee on Judiciary and Government Operations

S.B. No. 23 Committee on Judiciary and Government Operations

S.B. No. 24 Committee on Judiciary and Government Operations

S.B. No. 25 Committee on Judiciary and Government Operations

S.B. No. 26 Committee on Judiciary and Government Operations

S.B. No. 27 Committee on Judiciary and Government Operations

S.B. No. 28 Committee on Judiciary and Government Operations

S.B. No. 29 Committee on Judiciary and Government Operations

S.B. No. 30 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 31 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism, then to the Committee on Judiciary and Government Operations

S.B. No. 32 Committee on Energy and Environment, then to the Committee on Ways and Means

S.B. No. 33 Jointly to the Committee on Public Safety and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 34 Committee on Commerce and Consumer Protection

S.B. No. 35 Committee on Commerce and Consumer Protection

S.B. No. 36 Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations

S.B. No. 37 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental

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	Affairs, then to the Committee on Ways and Means
S.B. No. 38	Committee on Health, then to the Committee on Ways and Means
S.B. No. 39	Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 40	Committee on Labor, then to the Committee on Commerce and Consumer Protection
S.B. No. 41	Jointly to the Committee on Labor and the Committee on Health, then to the Committee on Ways and Means
S.B. No. 42	Committee on Health, then to the Committee on Ways and Means
S.B. No. 43	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 44	Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Ways and Means
S.B. No. 45	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 46	Committee on Judiciary and Government Operations
S.B. No. 47	Committee on Judiciary and Government Operations
S.B. No. 48	Committee on Judiciary and Government Operations
S.B. No. 49	Committee on Judiciary and Government Operations
S.B. No. 50	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment

**ADJOURNMENT**

At 6:00 p.m., the Senate adjourned until 9:00 a.m., Monday, January 26, 2009.

FOURTH DAY

Monday, January 26, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 9:05 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Alan Urasaki, Pacific Buddhist Academy, after which the Roll was called showing all Senators present with the exception of Senators Chun Oakland, Fukunaga, Ige, Ihara, and Taniguchi who were excused.

The President announced that she had read and approved the Journal of the Third Day.

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 2) was read by the Clerk and was disposed of as follows:

S.C.R. No. 2 "SENATE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," was offered by Senator Hanabusa.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.C.R. No. 2 was adopted

ORDER OF THE DAY

FIRST READING

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the following bills passed First Reading by title and were referred to committee or deferred:

Referred

S.B. No. 176 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 177 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Referred to: Committee on Judiciary and Government Operations, then to the Committee on Ways and Means

S.B. No. 178 "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Education and Housing, then to the Committee on Ways and Means

S.B. No. 179 "A BILL FOR AN ACT RELATING TO NOISE."

Referred to: Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations

S.B. No. 180 "A BILL FOR AN ACT RELATING TO SALARY PERIODS FOR PUBLIC EMPLOYEES."

Referred to: Committee on Labor, then to the Committee on Ways and Means

S.B. No. 181 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 182 "A BILL FOR AN ACT RELATING TO CHILDREN."

Referred to: Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 183 "A BILL FOR AN ACT RELATING TO EDUCATION."

Referred to: Jointly to the Committee on Education and Housing and the Committee on Human Services

S.B. No. 184 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Referred to: Committee on Education and Housing, then to the Committee on Ways and Means

S.B. No. 185 "A BILL FOR AN ACT RELATING TO TAXATION."

Referred to: Committee on Health, then to the Committee on Ways and Means

S.B. No. 186 "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES."

Referred to: Committee on Human Services, then to the Committee on Ways and Means

Deferred

S.B. No. 187 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR AFFORDABLE HOUSING."

S.B. No. 188 "A BILL FOR AN ACT RELATING TO HOUSING."

S.B. No. 189 "A BILL FOR AN ACT RELATING TO TAXATION."

S.B. No. 190 "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOME."

S.B. No. 191 "A BILL FOR AN ACT RELATING TO HEALTH."

S.B. No. 192 "A BILL FOR AN ACT RELATING TO HEARING AID DEVICES."

S.B. No. 193 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

S.B. No. 194 "A BILL FOR AN ACT RELATING TO TAXATION."

S.B. No. 195 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

S.B. No. 196 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

S.B. No. 197 "A BILL FOR AN ACT RELATING TO TAXATION."

S.B. No. 198 "A BILL FOR AN ACT RELATING TO UTILITIES."

S.B. No. 199 "A BILL FOR AN ACT RELATING TO TAXATION."

- S.B. No. 200 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
- S.B. No. 201 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL."
- S.B. No. 202 "A BILL FOR AN ACT MAKING A GRANT-IN-AID FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL."
- S.B. No. 203 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
- S.B. No. 204 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 205 "A BILL FOR AN ACT RELATING TO OWNER-BUILDERS."
- S.B. No. 206 "A BILL FOR AN ACT RELATING TO TEACHERS."
- S.B. No. 207 "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES."
- S.B. No. 208 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 209 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 210 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- S.B. No. 211 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 212 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 213 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 214 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 215 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."
- S.B. No. 216 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 217 "A BILL FOR AN ACT PROPOSING AN AMENDMENT OF THE HAWAII CONSTITUTION RELATING TO RESIGNATION OF PUBLIC OFFICERS."
- S.B. No. 218 "A BILL FOR AN ACT RELATING TO IOLANI PALACE."
- S.B. No. 219 "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT."
- S.B. No. 220 "A BILL FOR AN ACT RELATING TO GRAFFITI."
- S.B. No. 221 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON SALARIES."
- S.B. No. 222 "A BILL FOR AN ACT RELATING TO TOURISM."
- S.B. No. 223 "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."
- S.B. No. 224 "A BILL FOR AN ACT RELATING TO CHILD ABANDONMENT."
- S.B. No. 225 "A BILL FOR AN ACT RELATING TO THE USE OF FORCE."
- S.B. No. 226 "A BILL FOR AN ACT RELATING TO STATUTE OF LIMITATIONS."
- S.B. No. 227 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 228 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 229 "A BILL FOR AN ACT RELATING TO BILL OF RIGHTS FOR VICTIMS."
- S.B. No. 230 "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS."
- S.B. No. 231 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 232 "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY."
- S.B. No. 233 "A BILL FOR AN ACT RELATING TO ANIMALS."
- S.B. No. 234 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."
- S.B. No. 235 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."
- S.B. No. 236 "A BILL FOR AN ACT RELATING TO JUSTIFIABLE USE OF FORCE."
- S.B. No. 237 "A BILL FOR AN ACT RELATING TO GENETICALLY ENGINEERED FISH."
- S.B. No. 238 "A BILL FOR AN ACT RELATING TO LABELING OF GENETICALLY ENGINEERED CROPS."
- S.B. No. 239 "A BILL FOR AN ACT RELATING TO GENETICALLY ENGINEERED PLANTS."
- S.B. No. 240 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
- S.B. No. 241 "A BILL FOR AN ACT RELATING TO ENERGY."
- S.B. No. 242 "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING."
- S.B. No. 243 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."
- S.B. No. 244 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
- S.B. No. 245 "A BILL FOR AN ACT RELATING TO RECYCLING."
- S.B. No. 246 "A BILL FOR AN ACT RELATING TO AUTOMOBILE PARTS RECYCLING."
- S.B. No. 247 "A BILL FOR AN ACT RELATING TO FISHING."
- S.B. No. 248 "A BILL FOR AN ACT RELATING TO ALOHA STADIUM."
- S.B. No. 249 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 250 "A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE."
- S.B. No. 251 "A BILL FOR AN ACT RELATING TO COUNTY HIGHWAY PATROLS."



S.B. No. 252	“A BILL FOR AN ACT RELATING TO SOCIAL SERVICES.”	S.B. No. 278	“A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING.”
S.B. No. 253	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 279	“A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX.”
S.B. No. 254	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 280	“A BILL FOR AN ACT RELATING TO REGISTERED NURSES.”
S.B. No. 255	“A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS.”	S.B. No. 281	“A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE.”
S.B. No. 256	“A BILL FOR AN ACT RELATING TO TELEWORK.”	S.B. No. 282	“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”
S.B. No. 257	“A BILL FOR AN ACT RELATING TO HEALTHCARE.”	S.B. No. 283	“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”
S.B. No. 258	“A BILL FOR AN ACT RELATING TO JURORS.”	S.B. No. 284	“A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.”
S.B. No. 259	“A BILL FOR AN ACT RELATING TO JURY DUTY.”	S.B. No. 285	“A BILL FOR AN ACT RELATING TO NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.”
S.B. No. 260	“A BILL FOR AN ACT RELATING TO GAMBLING.”	S.B. No. 286	“A BILL FOR AN ACT RELATING TO EDUCATION.”
S.B. No. 261	“A BILL FOR AN ACT RELATING TO EDUCATION.”	S.B. No. 287	“A BILL FOR AN ACT RELATING TO ENERGY.”
S.B. No. 262	“A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION.”	S.B. No. 288	“A BILL FOR AN ACT RELATING TO SCHOOLS.”
S.B. No. 263	“A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM.”	S.B. No. 289	“A BILL FOR AN ACT RELATING TO STATE BONDS.”
S.B. No. 264	“A BILL FOR AN ACT RELATING TO TOURISM.”	S.B. No. 290	“A BILL FOR AN ACT RELATING TO TAXATION.”
S.B. No. 265	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	S.B. No. 291	“A BILL FOR AN ACT RELATING TO STATE FINANCES.”
S.B. No. 266	“A BILL FOR AN ACT RELATING TO GLOBAL WARMING.”	S.B. No. 292	“A BILL FOR AN ACT RELATING TO FUNDS.”
S.B. No. 267	“A BILL FOR AN ACT RELATING TO LEEWARD COMMUNITY COLLEGE.”	S.B. No. 293	“A BILL FOR AN ACT RELATING TO THE STATE BUDGET.”
S.B. No. 268	“A BILL FOR AN ACT RELATING TO WITNESSES.”	S.B. No. 294	“A BILL FOR AN ACT RELATING TO STATE DEPARTMENTS.”
S.B. No. 269	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A PHYSICIAN ASSISTANT PROGRAM.”	S.B. No. 295	“A BILL FOR AN ACT RELATING TO TRANSPORTATION.”
S.B. No. 270	“A BILL FOR AN ACT RELATING TO SMALL BUSINESSES.”	S.B. No. 296	“A BILL FOR AN ACT RELATING TO IMPOUNDMENT OF VEHICLES.”
S.B. No. 271	“A BILL FOR AN ACT RELATING TO TOURISM EMERGENCY.”	S.B. No. 297	“A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS’ TRAINING CORPS.”
S.B. No. 272	“A BILL FOR AN ACT RELATING TO THE INCOME TAX LAW.”	S.B. No. 298	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”
S.B. No. 273	“A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS.”	S.B. No. 299	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATED TO RESIDENCE REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE.”
S.B. No. 274	“A BILL FOR AN ACT RELATING TO AQUARIUM AQUATIC LIFE.”	S.B. No. 300	“A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR.”
S.B. No. 275	“A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS.”	S.B. No. 301	“A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS ACT.”
S.B. No. 276	“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”	S.B. No. 302	“A BILL FOR AN ACT RELATING TO THE LEGISLATURE.”
S.B. No. 277	“A BILL FOR AN ACT RELATING TO STATE IDENTIFICATION.”	S.B. No. 303	“A BILL FOR AN ACT RELATING TO SCHOOLS.”

- S.B. No. 304 "A BILL FOR AN ACT RELATING TO INSURANCE BENEFITS."
- S.B. No. 305 "A BILL FOR AN ACT RELATING TO THE WORKERS' COMPENSATION INJURED WORKERS BILL OF RIGHTS."
- S.B. No. 306 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 307 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 308 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."
- S.B. No. 309 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 310 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW."
- S.B. No. 311 "A BILL FOR AN ACT RELATING TO PARKING FOR PERSONS WITH DISABILITIES."
- S.B. No. 312 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."
- S.B. No. 313 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 314 "A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY."
- S.B. No. 315 "A BILL FOR AN ACT RELATING TO RECYCLING."
- S.B. No. 316 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."
- S.B. No. 317 "A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE."
- S.B. No. 318 "A BILL FOR AN ACT RELATING TO LEGISLATIVE FISCAL IMPACT STATEMENTS."
- S.B. No. 319 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 320 "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE FOR TIPPED EMPLOYEES."
- S.B. No. 321 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 322 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL."
- S.B. No. 323 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A UNICAMERAL LEGISLATURE."
- S.B. No. 324 "A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY."
- S.B. No. 325 "A BILL FOR AN ACT RELATING TO ABORTION."
- S.B. No. 326 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."
- S.B. No. 327 "A BILL FOR AN ACT RELATING TO CONCEALED CARRY LICENSE OF PISTOLS OR REVOLVERS."
- S.B. No. 328 "A BILL FOR AN ACT RELATING TO OPEN CARRY LICENSE OF FIREARMS."
- S.B. No. 329 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE."
- S.B. No. 330 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR RECALL."
- S.B. No. 331 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE, REFERENDUM, AND RECALL."
- S.B. No. 332 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE CONSTITUTION OF THE STATE OF HAWAII TO IMPOSE TERM LIMITS UPON STATE REPRESENTATIVES AND SENATORS."
- S.B. No. 333 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 334 "A BILL FOR AN ACT RELATING TO COUNTIES."
- S.B. No. 335 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN POWERS."
- S.B. No. 336 "A BILL FOR AN ACT RELATING TO FOOD AND MEDICAL SERVICES."
- S.B. No. 337 "A BILL FOR AN ACT RELATING TO CONFORMANCE OF STATE PERSONAL EXEMPTION TO FEDERAL PERSONAL EXEMPTION."
- S.B. No. 338 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 339 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE."
- S.B. No. 340 "A BILL FOR AN ACT RELATING TO MEDICAL SAVINGS ACCOUNTS."
- S.B. No. 341 "A BILL FOR AN ACT RELATING TO TORTS."
- S.B. No. 342 "A BILL FOR AN ACT RELATING TO TORT ACTIONS."
- S.B. No. 343 "A BILL FOR AN ACT RELATING TO TORTS."
- S.B. No. 344 "A BILL FOR AN ACT RELATING TO PARENTAL NOTIFICATION BEFORE AN ABORTION MAY BE PERFORMED ON CERTAIN MINORS."
- S.B. No. 345 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."
- S.B. No. 346 "A BILL FOR AN ACT RELATING TO BRIBES."
- S.B. No. 347 "A BILL FOR AN ACT RELATING TO JUSTIFIABLE USE OF FORCE."
- S.B. No. 348 "A BILL FOR AN ACT RELATING TO CAPITAL PUNISHMENT."
- S.B. No. 349 "A BILL FOR AN ACT RELATING TO WATER SUPPLY."
- S.B. No. 350 "A BILL FOR AN ACT RELATING TO USE OF FORCE."

- S.B. No. 351 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."
- S.B. No. 352 "A BILL FOR AN ACT RELATING TO HEALTH."
- S.B. No. 353 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- S.B. No. 354 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."
- S.B. No. 355 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- S.B. No. 356 "A BILL FOR AN ACT RELATING TO TAXABLE INCOME EXCLUSION."
- S.B. No. 357 "A BILL FOR AN ACT RELATING TO FIREARMS."
- S.B. No. 358 "A BILL FOR AN ACT RELATING TO FIREARMS."
- S.B. No. 359 "A BILL FOR AN ACT RELATING TO SMALL CLAIMS COURT."
- S.B. No. 360 "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES."
- S.B. No. 361 "A BILL FOR AN ACT RELATING TO SINGLE-USE MEDICAL DEVICES."
- S.B. No. 362 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 3.5, OF THE HAWAII CONSTITUTION, TO REPEAL ARTICLE XVI, SECTION 3.5, WHICH CREATED THE COMMISSION ON SALARIES."
- S.B. No. 363 "A BILL FOR AN ACT RELATING TO THE COMMISSION ON SALARIES."
- S.B. No. 364 "A BILL FOR AN ACT RELATING TO FIREARMS."
- S.B. No. 365 "A BILL FOR AN ACT RELATING TO ADULT RESIDENTIAL CARE HOMES."
- S.B. No. 366 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, OFFICE OF PLANNING, COASTAL ZONE MANAGEMENT PROGRAM FOR THE COMPLETION OF SURVEYS AND MAPS OF PUBLIC ACCESS WAYS TO SHORELINE AREAS AND NEARBY PUBLIC PARKING."
- S.B. No. 367 "A BILL FOR AN ACT RELATING TO OCEAN RECREATION AND COASTAL AREAS PROGRAMS."
- S.B. No. 368 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO THE SALARY COMMISSION."
- S.B. No. 369 "A BILL FOR AN ACT RELATING TO LEGISLATIVE SALARIES."
- S.B. No. 370 "A BILL FOR AN ACT RELATING TO REPEAT OFFENDERS."
- S.B. No. 371 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- S.B. No. 372 "A BILL FOR AN ACT RELATING TO SALARY PERIODS."
- S.B. No. 373 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- S.B. No. 374 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
- S.B. No. 375 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."
- S.B. No. 376 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."
- S.B. No. 377 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
- S.B. No. 378 "A BILL FOR AN ACT RELATING TO FISHING."
- S.B. No. 379 "A BILL FOR AN ACT RELATING TO ELECTION BY MAIL."
- S.B. No. 380 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 381 "A BILL FOR AN ACT RELATING TO MAUI NORTH SHORE HERITAGE PARK."
- S.B. No. 382 "A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY."
- S.B. No. 383 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- S.B. No. 384 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 385 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 2 OF THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO THE ELECTION OF THE LIEUTENANT GOVERNOR."
- S.B. No. 386 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 387 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."
- S.B. No. 388 "A BILL FOR AN ACT RELATING TO SURCHARGE FOR INDIGENT LEGAL SERVICES."
- S.B. No. 389 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS."
- S.B. No. 390 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
- S.B. No. 391 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU."
- S.B. No. 392 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING, LLC PROJECTS ON OAHU."
- S.B. No. 393 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE."
- S.B. No. 394 "A BILL FOR AN ACT RELATING TO MANTA RAYS."
- S.B. No. 395 "A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE."
- S.B. No. 396 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- S.B. No. 397 "A BILL FOR AN ACT RELATING TO TAXATION."

S.B. No. 398	“A BILL FOR AN ACT RELATING TO CONTRACTORS.”	S.B. No. 424	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 399	“A BILL FOR AN ACT RELATING TO PUBLIC ROADS.”	S.B. No. 425	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 400	“A BILL FOR AN ACT RELATING TO MARIJUANA.”	S.B. No. 426	“A BILL FOR AN ACT RELATING TO DENTISTRY.”
S.B. No. 401	“A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA.”	S.B. No. 427	“A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION.”
S.B. No. 402	“A BILL FOR AN ACT RELATING TO THE PENAL CODE.”	S.B. No. 428	“A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS.”
S.B. No. 403	“A BILL FOR AN ACT RELATING TO MURDER.”	S.B. No. 429	“A BILL FOR AN ACT RELATING TO REMOTE DISPENSING PHARMACIES.”
S.B. No. 404	“A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND.”	S.B. No. 430	“A BILL FOR AN ACT RELATING TO HEALTH INSURANCE.”
S.B. No. 405	“A BILL FOR AN ACT RELATING TO GASOLINE.”	S.B. No. 431	“A BILL FOR AN ACT RELATING TO INFORMATION.”
S.B. No. 406	“A BILL FOR AN ACT RELATING TO WORKS OF ART SPECIAL FUND.”	S.B. No. 432	“A BILL FOR AN ACT RELATING TO MINIMUM WAGE LAW.”
S.B. No. 407	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL.”	S.B. No. 433	“A BILL FOR AN ACT RELATING TO THE STATE INSECT.”
S.B. No. 408	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”	S.B. No. 434	“A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX.”
S.B. No. 409	“A BILL FOR AN ACT RELATING TO THE LEGISLATURE.”	S.B. No. 435	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 410	“A BILL FOR AN ACT RELATING TO KAENA POINT.”	S.B. No. 436	“A BILL FOR AN ACT RELATING TO LIFE SCIENCES.”
S.B. No. 411	“A BILL FOR AN ACT RELATING TO KAENA POINT STATE PARK.”	S.B. No. 437	“A BILL FOR AN ACT RELATING TO DRIVERS LICENSES.”
S.B. No. 412	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 438	“A BILL FOR AN ACT RELATING TO BOARD OF EDUCATION MEETINGS.”
S.B. No. 413	“A BILL FOR AN ACT RELATING TO AGRICULTURE.”	S.B. No. 439	“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”
S.B. No. 414	“A BILL FOR AN ACT RELATING TO SOIL AND WATER CONSERVATION DISTRICTS.”	S.B. No. 440	“A BILL FOR AN ACT RELATING TO COUNTIES.”
S.B. No. 415	“A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES.”	S.B. No. 441	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”
S.B. No. 416	“A BILL FOR AN ACT RELATING TO HAWAII HEALTH CORPS PROGRAM.”	S.B. No. 442	“A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT.”
S.B. No. 417	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 443	“A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT.”
S.B. No. 418	“A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS.”	S.B. No. 444	“A BILL FOR AN ACT RELATING TO HOUSING.”
S.B. No. 419	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 445	“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”
S.B. No. 420	“A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE.”	S.B. No. 446	“A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.”
S.B. No. 421	“A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY.”	S.B. No. 447	“A BILL FOR AN ACT RELATING TO TAXATION.”
S.B. No. 422	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 448	“A BILL FOR AN ACT RELATING TO DECEPTIVE TRADE PRACTICES.”
S.B. No. 423	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 449	“A BILL FOR AN ACT RELATING TO PATIENT PRESCRIPTION INFORMATION.”

- S.B. No. 450 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 451 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL FOR OPERATING EXPENSES."
- S.B. No. 452 "A BILL FOR AN ACT APPROPRIATING FUNDS FOR THE LEIALII WATER SOURCE."
- S.B. No. 453 "A BILL FOR AN ACT RELATING TO THE CONSUMER ADVOCATE."
- S.B. No. 454 "A BILL FOR AN ACT RELATING TO SOLID WASTE."
- S.B. No. 455 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."
- S.B. No. 456 "A BILL FOR AN ACT RELATING TO DISCRIMINATION."
- S.B. No. 457 "A BILL FOR AN ACT RELATING TO CLEAN FUEL."
- S.B. No. 458 "A BILL FOR AN ACT RELATING TO CIVIL UNIONS."
- S.B. No. 459 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."
- S.B. No. 460 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII SYSTEM."
- S.B. No. 461 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- S.B. No. 462 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 463 "A BILL FOR AN ACT RELATING TO PESTICIDES."
- S.B. No. 464 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 465 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
- S.B. No. 466 "A BILL FOR AN ACT RELATING TO POLLUTION."
- S.B. No. 467 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."
- S.B. No. 468 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
- S.B. No. 469 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- S.B. No. 470 "A BILL FOR AN ACT RELATING TO LIQUOR."
- S.B. No. 471 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- S.B. No. 472 "A BILL FOR AN ACT RELATING TO LANDFILLS."
- S.B. No. 473 "A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES."
- S.B. No. 474 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT PROCESS."
- S.B. No. 475 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."
- S.B. No. 476 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."
- S.B. No. 477 "A BILL FOR AN ACT RELATING TO GOVERNMENT RETENTION OF ATTORNEYS."
- S.B. No. 478 "A BILL FOR AN ACT RELATING TO DISASTER RELIEF."
- S.B. No. 479 "A BILL FOR AN ACT RELATING TO SALARY COMMISSION RECOMMENDATIONS."
- S.B. No. 480 "A BILL FOR AN ACT RELATING TO THE REENACTMENT OF VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES."
- S.B. No. 481 "A BILL FOR AN ACT RELATING TO THE REENACTMENT OF SECTION 431:2-201.5, HAWAII REVISED STATUTES."
- S.B. No. 482 "A BILL FOR AN ACT RELATING TO THE REENACTMENT OF VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES."
- S.B. No. 483 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."
- S.B. No. 484 "A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY."
- S.B. No. 485 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST CARBON DIVERSION INC."
- S.B. No. 486 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES."
- S.B. No. 487 "A BILL FOR AN ACT RELATING TO HAWAII AIR CARRIERS."
- S.B. No. 488 "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY."
- S.B. No. 489 "A BILL FOR AN ACT RELATING TO ENERGY."
- S.B. No. 490 "A BILL FOR AN ACT RELATING TO ELECTRICITY."
- S.B. No. 491 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- S.B. No. 492 "A BILL FOR AN ACT RELATING TO WATER."
- S.B. No. 493 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- S.B. No. 494 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- S.B. No. 495 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE REPAIR AND MAINTENANCE OF IRRIGATION SYSTEMS WITHIN THE STATE."
- S.B. No. 496 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."
- S.B. No. 497 "A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD."
- S.B. No. 498 "A BILL FOR AN ACT RELATING TO TAXATION."

- S.B. No. 499 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- S.B. No. 500 "A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING."
- S.B. No. 501 "A BILL FOR AN ACT RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE."
- S.B. No. 502 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- S.B. No. 503 "A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE UNIVERSITY OF HAWAII."
- S.B. No. 504 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- S.B. No. 505 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- S.B. No. 506 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- S.B. No. 507 "A BILL FOR AN ACT RELATING TO HAWAII GROWN PRODUCE."
- S.B. No. 508 "A BILL FOR AN ACT RELATING TO ARCHAEOLOGY."
- S.B. No. 509 "A BILL FOR AN ACT RELATING TO GASOLINE."
- S.B. No. 510 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD."
- S.B. No. 511 "A BILL FOR AN ACT RELATING TO BIODIESEL."
- S.B. No. 512 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 513 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- S.B. No. 514 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- S.B. No. 515 "A BILL FOR AN ACT RELATING TO SPECIAL MANAGEMENT AREAS."
- S.B. No. 516 "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT."
- S.B. No. 517 "A BILL FOR AN ACT RELATING TO HEALTH CARE PROFESSIONALS."
- S.B. No. 518 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."
- S.B. No. 519 "A BILL FOR AN ACT RELATING TO SAFE PATIENT HANDLING PROTOCOL."
- S.B. No. 520 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT."
- S.B. No. 521 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."
- S.B. No. 522 "A BILL FOR AN ACT RELATING TO LAND COURT."
- S.B. No. 523 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."
- S.B. No. 524 "A BILL FOR AN ACT RELATING TO THE PETROLEUM INDUSTRY INFORMATION REPORTING ACT."
- S.B. No. 525 "A BILL FOR AN ACT RELATING TO TOBACCO."
- S.B. No. 526 "A BILL FOR AN ACT RELATING TO ZONING."
- S.B. No. 527 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
- S.B. No. 528 "A BILL FOR AN ACT RELATING TO TOBACCO."
- S.B. No. 529 "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS."
- S.B. No. 530 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR UNIFORM LAWS."
- S.B. No. 531 "A BILL FOR AN ACT RELATING TO ETHICS."
- S.B. No. 532 "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY."
- S.B. No. 533 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 534 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 535 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
- S.B. No. 536 "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE."
- S.B. No. 537 "A BILL FOR AN ACT RELATING TO AEROSPACE."
- S.B. No. 538 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."
- S.B. No. 539 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- S.B. No. 540 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."
- S.B. No. 541 "A BILL FOR AN ACT RELATING TO WEAPONS."
- S.B. No. 542 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY."
- S.B. No. 543 "A BILL FOR AN ACT RELATING TO CHECK CASHERS."
- S.B. No. 544 "A BILL FOR AN ACT RELATING TO HEALTH."
- S.B. No. 545 "A BILL FOR AN ACT RELATING TO STATEWIDE TRAFFIC CODE."
- S.B. No. 546 "A BILL FOR AN ACT RELATING TO CORRECTIONS."
- S.B. No. 547 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 548 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- S.B. No. 549 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT."
- S.B. No. 550 "A BILL FOR AN ACT RELATING TO VEHICLE EMISSIONS."

S.B. No. 551	“A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT VEHICLES.”	S.B. No. 578	“A BILL FOR AN ACT RELATING TO BICYCLE TOURS.”
S.B. No. 552	“A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT VEHICLES.”	S.B. No. 579	“A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE.”
S.B. No. 553	“A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT LIGHTING.”	S.B. No. 580	“A BILL FOR AN ACT RELATING TO FORFEITURE.”
S.B. No. 554	“A BILL FOR AN ACT RELATING TO ENERGY RESOURCES.”	S.B. No. 581	“A BILL FOR AN ACT RELATING TO EMINENT DOMAIN.”
S.B. No. 555	“A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY.”	S.B. No. 582	“A BILL FOR AN ACT RELATING TO KULEANA LANDS.”
S.B. No. 556	“A BILL FOR AN ACT RELATING TO LOW-FLUSH TOILET.”	S.B. No. 583	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 557	“A BILL FOR AN ACT RELATING TO HOUSEHOLD ENERGY DEMAND.”	S.B. No. 584	“A BILL FOR AN ACT RELATING TO SOLID WASTE.”
S.B. No. 558	“A BILL FOR AN ACT RELATING TO ENERGY RESOURCES.”	S.B. No. 585	“A BILL FOR AN ACT RELATING TO REMOTE DISPENSING.”
S.B. No. 559	“A BILL FOR AN ACT RELATING TO RECYCLING.”	S.B. No. 586	“A BILL FOR AN ACT RELATING TO HIGHWAYS.”
S.B. No. 560	“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”	S.B. No. 587	“A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.”
S.B. No. 561	“A BILL FOR AN ACT RELATING TO THE POLICE DEPARTMENTS.”	S.B. No. 588	“A BILL FOR AN ACT RELATING TO NONGOVERNMENT HEALTH PLAN PAYMENTS TO CRITICAL ACCESS HOSPITALS AND FEDERALLY QUALIFIED HEALTH CENTERS.”
S.B. No. 562	“A BILL FOR AN ACT RELATING TO PAROLE MODIFICATION.”	S.B. No. 589	“A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES.”
S.B. No. 563	“A BILL FOR AN ACT RELATING TO FIREWORKS.”	S.B. No. 590	“A BILL FOR AN ACT RELATING TO TAX CREDITS.”
S.B. No. 564	“A BILL FOR AN ACT RELATING TO FIRE PROTECTION.”	S.B. No. 591	“A BILL FOR AN ACT RELATING TO INSURANCE.”
S.B. No. 565	“A BILL FOR AN ACT RELATING TO LIBRARIES.”	S.B. No. 592	“A BILL FOR AN ACT RELATING TO USE OF DEADLY FORCE.”
S.B. No. 566	“A BILL FOR AN ACT RELATING TO EDUCATION.”	S.B. No. 593	“A BILL FOR AN ACT RELATING TO FIREWORKS.”
S.B. No. 567	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 594	“A BILL FOR AN ACT RELATING TO OUTDOOR ADVERTISING.”
S.B. No. 568	“A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS.”	S.B. No. 595	“A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES.”
S.B. No. 569	“A BILL FOR AN ACT RELATING TO VACANCIES.”	S.B. No. 596	“A BILL FOR AN ACT RELATING TO SMOKING.”
S.B. No. 570	“A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.”	S.B. No. 597	“A BILL FOR AN ACT RELATING TO NOISE.”
S.B. No. 571	“A BILL FOR AN ACT RELATING TO A VETERANS’ MEMORIAL.”	S.B. No. 598	“A BILL FOR AN ACT RELATING TO LIQUOR LICENSES.”
S.B. No. 572	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”	S.B. No. 599	“A BILL FOR AN ACT RELATING TO GRAFFITI.”
S.B. No. 573	“A BILL FOR AN ACT RELATING TO ATTORNEYS’ FEES.”	S.B. No. 600	“A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS.”
S.B. No. 574	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”	S.B. No. 601	“A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS.”
S.B. No. 575	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 602	“A BILL FOR AN ACT RELATING TO THE ARTS.”
S.B. No. 576	“A BILL FOR AN ACT RELATING TO FOOD.”	S.B. No. 603	“A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES.”
S.B. No. 577	“A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES.”		

- S.B. No. 604 "A BILL FOR AN ACT RELATING TO EMERGENCY CONTRACEPTIVES FOR SEXUAL ASSAULT SURVIVORS."
- S.B. No. 605 "A BILL FOR AN ACT RELATING TO NOISE."
- S.B. No. 606 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- S.B. No. 607 "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE."
- S.B. No. 608 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."
- S.B. No. 609 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- S.B. No. 610 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- S.B. No. 611 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTEENTH SENATORIAL DISTRICT."
- S.B. No. 612 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 613 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL."
- S.B. No. 614 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."
- S.B. No. 615 "A BILL FOR AN ACT RELATING TO STATE VETERANS' HOME."
- S.B. No. 616 "A BILL FOR AN ACT RELATING TO PLANNING."
- S.B. No. 617 "A BILL FOR AN ACT RELATING TO CONSUMER CREDIT."
- S.B. No. 618 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- S.B. No. 619 "A BILL FOR AN ACT RELATING TO VOTING."
- S.B. No. 620 "A BILL FOR AN ACT RELATING TO MILITARY RESERVE COMPONENTS."
- S.B. No. 621 "A BILL FOR AN ACT RELATING TO A HAWAII RESERVE COMPONENT MILITARY FAMILY RELIEF SPECIAL FUND."
- S.B. No. 622 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 623 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."
- S.B. No. 624 "A BILL FOR AN ACT RELATING TO VETERANS CEMETERIES."
- S.B. No. 625 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES."
- S.B. No. 626 "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS."
- S.B. No. 627 "A BILL FOR AN ACT RELATING TO ARMED SERVICES."
- S.B. No. 628 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."
- S.B. No. 629 "A BILL FOR AN ACT RELATING TO MILITARY SPECIAL NUMBER PLATES."
- S.B. No. 630 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."
- S.B. No. 631 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 632 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ESTABLISHMENT OF THE SENTENCING SIMULATION MODEL PROJECT."
- S.B. No. 633 "A BILL FOR AN ACT RELATING TO WATER."
- S.B. No. 634 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- S.B. No. 635 "A BILL FOR AN ACT RELATING TO STATE PARKS."
- S.B. No. 636 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."
- S.B. No. 637 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."
- S.B. No. 638 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- S.B. No. 639 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- S.B. No. 640 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE GIVING CAMPAIGN."
- S.B. No. 641 "A BILL FOR AN ACT RELATING TO LOTTERMIT."
- S.B. No. 642 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."
- S.B. No. 643 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."
- S.B. No. 644 "A BILL FOR AN ACT RELATING TO LAND USE."
- S.B. No. 645 "A BILL FOR AN ACT RELATING TO KAKAAKO."
- S.B. No. 646 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTABILITY."
- S.B. No. 647 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- S.B. No. 648 "A BILL FOR AN ACT RELATING TO VOTER REGISTRATION."
- S.B. No. 649 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 650 "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS."
- S.B. No. 651 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE."
- S.B. No. 652 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 653 "A BILL FOR AN ACT RELATING TO LEGISLATIVE ETHICS."



- S.B. No. 654 "A BILL FOR AN ACT RELATING TO VOTING."
- S.B. No. 655 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 656 "A BILL FOR AN ACT RELATING TO JUDICIAL FINANCIAL DISCLOSURES."
- S.B. No. 657 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 658 "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT TO ESTABLISH A PUBLIC RIGHT OF ACCESS TO MEETINGS OF A PUBLIC BODY AND RIGHT TO INSPECT RECORDS OF OFFICIAL GOVERNMENT BUSINESS."
- S.B. No. 659 "A BILL FOR AN ACT RELATING TO STATE FUNDS."
- S.B. No. 660 "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY."
- S.B. No. 661 "A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY."
- S.B. No. 662 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCIES AND BOARDS."
- S.B. No. 663 "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS."
- S.B. No. 664 "A BILL FOR AN ACT RELATING TO ABSENTEE VOTING."
- S.B. No. 665 "A BILL FOR AN ACT RELATING TO LEGISLATIVE REAPPORTIONMENT."
- S.B. No. 666 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI, SECTION 2, OF THE HAWAII CONSTITUTION, TO AUTHORIZE THE LEGISLATURE TO ALLOW THE JUDICIARY TO REDUCE PENSION BENEFITS OF AN EMPLOYEE OF THE STATE OR A POLITICAL SUBDIVISION WHO IS CONVICTED OF A FELONY RELATED TO THE EMPLOYEE'S EMPLOYMENT."
- S.B. No. 667 "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION."
- S.B. No. 668 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 10, OF THE HAWAII STATE CONSTITUTION, TO LENGTHEN THE DURATION OF THE LEGISLATIVE SESSION IN ODD-NUMBERED YEARS."
- S.B. No. 669 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 670 "A BILL FOR AN ACT RELATING TO INSTANT RUNOFF VOTING."
- S.B. No. 671 "A BILL FOR AN ACT RELATING TO COUNTIES."
- S.B. No. 672 "A BILL FOR AN ACT RELATING TO SERVICE OF COURT ORDERS."
- S.B. No. 673 "A BILL FOR AN ACT RELATING TO ZONING."
- S.B. No. 674 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."
- S.B. No. 675 "A BILL FOR AN ACT RELATING TO IMPEACHMENT."
- S.B. No. 676 "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR."
- S.B. No. 677 "A BILL FOR AN ACT RELATING TO CHAPTER 92, HAWAII REVISED STATUTES."
- S.B. No. 678 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."
- S.B. No. 679 "A BILL FOR AN ACT RELATING TO PRIMARY ELECTIONS."
- S.B. No. 680 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 4, OF THE HAWAII STATE CONSTITUTION, TO RESTRICT VOTING ELIGIBILITY IN PRIMARY AND SPECIAL PRIMARY ELECTIONS TO PARTISAN AND NONPARTISAN DECLARANTS."
- S.B. No. 681 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."
- S.B. No. 682 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XIV OF THE HAWAII CONSTITUTION TO MAKE ETHICS COMMISSIONERS NOT SUBJECT TO THE JURISDICTION OF THE STATE ETHICS COMMISSION, AND TO REQUIRE ELECTED OFFICERS AND CANDIDATES FOR ELECTIVE OFFICE TO MAKE PUBLIC FINANCE DISCLOSURES THAT MAY INVOLVE POTENTIAL CONFLICTS OF INTEREST."
- S.B. No. 683 "A BILL FOR AN ACT RELATING TO COURTS."
- S.B. No. 684 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."
- S.B. No. 685 "A BILL FOR AN ACT RELATING TO THE CONDITION OF LAND."
- S.B. No. 686 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- S.B. No. 687 "A BILL FOR AN ACT RELATING TO PROCUREMENT."
- S.B. No. 688 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
- S.B. No. 689 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 690 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL MOVEMENTS."
- S.B. No. 691 "A BILL FOR AN ACT RELATING TO LIQUOR COMMISSION EMPLOYEES."
- S.B. No. 692 "A BILL FOR AN ACT RELATING TO WORKERS' RIGHTS."
- S.B. No. 693 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 694 "A BILL FOR AN ACT RELATING TO CONTRACTORS."
- S.B. No. 695 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 696 "A BILL FOR AN ACT RELATING TO COQUI FROGS."
- S.B. No. 697 "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR."
- S.B. No. 698 "A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX."

- S.B. No. 699 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 4, OF THE HAWAII CONSTITUTION TO ESTABLISH LEGISLATIVE TERM LIMITS."
- S.B. No. 700 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINETEENTH SENATORIAL DISTRICT."
- S.B. No. 701 "A BILL FOR AN ACT RELATING TO LANDFILLS."
- S.B. No. 702 "A BILL FOR AN ACT RELATING TO SPECIAL FUNDS."
- S.B. No. 703 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII."
- S.B. No. 704 "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS."
- S.B. No. 705 "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE."
- S.B. No. 706 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS."
- S.B. No. 707 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS."
- S.B. No. 708 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CAPITAL IMPROVEMENT PROJECTS FOR THE SIXTH SENATORIAL DISTRICT."
- S.B. No. 709 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- S.B. No. 710 "A BILL FOR AN ACT RELATING TO THE OFFICE OF LANGUAGE ACCESS."
- S.B. No. 711 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- S.B. No. 712 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY."
- S.B. No. 713 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY ENVIRONMENTAL WORKFORCE."
- S.B. No. 714 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES."
- S.B. No. 715 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- S.B. No. 716 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 717 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- S.B. No. 718 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- S.B. No. 719 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 720 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."
- S.B. No. 721 "A BILL FOR AN ACT RELATING TO DISTRICT-WIDE IMPROVEMENT PROGRAMS."
- S.B. No. 722 "A BILL FOR AN ACT RELATING TO YOSCOOTERS."
- S.B. No. 723 "A BILL FOR AN ACT RELATING TO INCOME TAX."
- S.B. No. 724 "A BILL FOR AN ACT RELATING TO PRODUCT LABELING."
- S.B. No. 725 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE APPLICATIONS."
- S.B. No. 726 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- S.B. No. 727 "A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS."
- S.B. No. 728 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE PERSONNEL."
- S.B. No. 729 "A BILL FOR AN ACT RELATING TO RENTAL HOUSING."
- S.B. No. 730 "A BILL FOR AN ACT RELATING TO TEACHER HOUSING."
- S.B. No. 731 "A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT."
- S.B. No. 732 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 733 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 734 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY."
- S.B. No. 735 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."
- S.B. No. 736 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."
- S.B. No. 737 "A BILL FOR AN ACT RELATING TO HOUSING."
- S.B. No. 738 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 739 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."
- S.B. No. 740 "A BILL FOR AN ACT RELATING TO HOUSING."
- S.B. No. 741 "A BILL FOR AN ACT RELATING TO FIXED GUIDEWAY STATION ENTERPRISE ZONES."
- S.B. No. 742 "A BILL FOR AN ACT RELATING TO MASS TRANSIT ROUTE ECONOMIC ZONES."
- S.B. No. 743 "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX."
- S.B. No. 744 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 745 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES."
- S.B. No. 746 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 747 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT."
- S.B. No. 748 "A BILL FOR AN ACT RELATING TO TEACHERS."
- S.B. No. 749 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

S.B. No. 750	“A BILL FOR AN ACT RELATING TO SCHOOLS.”	S.B. No. 776	“A BILL FOR AN ACT RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM.”
S.B. No. 751	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	S.B. No. 777	“A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION.”
S.B. No. 752	“A BILL FOR AN ACT RELATING TO SELF-HELP HOUSING.”	S.B. No. 778	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 753	“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”	S.B. No. 779	“A BILL FOR AN ACT RELATING TO CIGARETTES.”
S.B. No. 754	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	S.B. No. 780	“A BILL FOR AN ACT RELATING TO CANCER.”
S.B. No. 755	“A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”	S.B. No. 781	“A BILL FOR AN ACT RELATING TO COMMUNITY REINTEGRATION.”
S.B. No. 756	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	S.B. No. 782	“A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”
S.B. No. 757	“A BILL FOR AN ACT RELATING TO HOUSING.”	S.B. No. 783	“A BILL FOR AN ACT RELATING TO TAXATION.”
S.B. No. 758	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	S.B. No. 784	“A BILL FOR AN ACT RELATING TO REAL PROPERTY.”
S.B. No. 759	“A BILL FOR AN ACT RELATING TO EDUCATION.”	S.B. No. 785	“A BILL FOR AN ACT RELATING TO DNA COLLECTION FOR ARRESTEES OF VIOLENT CRIMES.”
S.B. No. 760	“A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS.”	S.B. No. 786	“A BILL FOR AN ACT RELATING TO HISTORIC PLACES.”
S.B. No. 761	“A BILL FOR AN ACT RELATING TO LAND DEVELOPMENT.”	S.B. No. 787	“A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION.”
S.B. No. 762	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL IMPACT STATEMENT LAW.”	S.B. No. 788	“A BILL FOR AN ACT RELATING TO TOURISM.”
S.B. No. 763	“A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS.”	S.B. No. 789	“A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS.”
S.B. No. 764	“A BILL FOR AN ACT RELATING TO REAL PROPERTY.”	S.B. No. 790	“A BILL FOR AN ACT RELATING TO TAXATION.”
S.B. No. 765	“A BILL FOR AN ACT RELATING TO RECREATIONAL RENAISSANCE.”	S.B. No. 791	“A BILL FOR AN ACT RELATING TO CHILDREN.”
S.B. No. 766	“A BILL FOR AN ACT RELATING TO REAL PROPERTY.”	S.B. No. 792	“A BILL FOR AN ACT RELATING TO EDUCATION.”
S.B. No. 767	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 793	“A BILL FOR AN ACT RELATING TO PHYSICIANS.”
S.B. No. 768	“A BILL FOR AN ACT RELATING TO REAL PROPERTY.”	S.B. No. 794	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 769	“A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX.”	S.B. No. 795	“A BILL FOR AN ACT RELATING TO HEALTH INSURANCE.”
S.B. No. 770	“A BILL FOR AN ACT RELATING TO REAL PROPERTY.”	S.B. No. 796	“A BILL FOR AN ACT RELATING TO HEALTHCARE.”
S.B. No. 771	“A BILL FOR AN ACT RELATING TO APPRAISALS.”	S.B. No. 797	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE COURSES AT PUBLIC HIGH SCHOOLS STATEWIDE.”
S.B. No. 772	“A BILL FOR AN ACT RELATING TO HAWAII’S ECONOMY.”	S.B. No. 798	“A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION.”
S.B. No. 773	“A BILL FOR AN ACT RELATING TO HOUSING.”	S.B. No. 799	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CLARIFY THE SELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION.”
S.B. No. 774	“A BILL FOR AN ACT RELATING TO SCHOOLS.”		
S.B. No. 775	“A BILL FOR AN ACT RELATING TO RECYCLING.”		

S.B. No. 800 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON FATHERHOOD."

S.B. No. 801 "A BILL FOR AN ACT RELATING TO CHILDREN."

S.B. No. 802 "A BILL FOR AN ACT RELATING TO SCHOOLS."

S.B. No. 803 "A BILL FOR AN ACT RELATING TO SCHOOL MEALS."

S.B. No. 804 "A BILL FOR AN ACT RELATING TO THE COLLECTION OF DNA SAMPLES FROM ARRESTEES OF SEXUAL OFFENSES AGAINST MINORS."

S.B. No. 805 "A BILL FOR AN ACT RELATING TO HEALTH."

S.B. No. 806 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

S.B. No. 807 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

S.B. No. 808 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII TEACHER CADET PROGRAM."

S.B. No. 809 "A BILL FOR AN ACT RELATING TO CHILDREN."

S.B. No. 810 "A BILL FOR AN ACT RELATING TO CYBERCRIME."

S.B. No. 811 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES"

S.B. No. 812 "A BILL FOR AN ACT RELATING TO HEALTH."

S.B. No. 813 "A BILL FOR AN ACT RELATING TO SCHOOL LUNCHES."

S.B. No. 814 "A BILL FOR AN ACT RELATING TO TOXIC CHEMICALS."

S.B. No. 815 "A BILL FOR AN ACT RELATING TO TOXIC PRODUCTS."

S.B. No. 816 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

S.B. No. 817 "A BILL FOR AN ACT RELATING TO SENIOR CENTERS."

S.B. No. 818 "A BILL FOR AN ACT RELATING TO HEALTH."

S.B. No. 819 "A BILL FOR AN ACT RELATING TO KUPUNA CARE."

S.B. No. 820 "A BILL FOR AN ACT RELATING TO HEALTH."

S.B. No. 821 "A BILL FOR AN ACT RELATING TO ELDER CARE."

S.B. No. 822 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

S.B. No. 823 "A BILL FOR AN ACT RELATING TO FAMILY LEAVE."

S.B. No. 824 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

S.B. No. 825 "A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES."

The Chair then made the following announcement:

"The five bill per day limit is in effect for the remainder of the bill introduction period, and the deadline to submit bills to the Clerk's office is 6:00 p.m. each day."

At 9:10 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with House Concurrent Resolution No. 2, to receive the Governor's State of the State Address.

#### JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, was called to order at 10:00 a.m. by the Honorable Calvin Say, Speaker of the House of Representatives.

At this time, the Speaker welcomed and introduced the following distinguished guests to the members of the Twenty-Fifth Legislature:

The Honorable James R. Aiona, Jr., Lieutenant Governor of Hawai'i, and Mrs. Vivian Aiona. They were presented leis by Representative Cindy Evans and Senator David Y. Ige;

The Honorable Ronald T.Y. Moon, Chief Justice, Hawai'i Supreme Court. He was presented a lei by Senator Jill N. Tokuda;

Ms. Haunani Apoliona, Chair, Office of Hawaiian Affairs. She was presented a lei by Representative Pono Chong;

The Honorable George R. Ariyoshi, former Governor of the State of Hawai'i;

The Honorable John Waihe'e, former Governor of the State of Hawai'i, and Mrs. Lynn Waihe'e;

Lieutenant General Benjamin Mixon, U.S. Army, Pacific;

Major General Vern Miyagi, U.S. Pacific Command;

Major General Mike Hostage, U.S. Pacific Air Forces;

Rear Admiral Joseph Walsh, U.S. Pacific Fleet;

Colonel Cosmas Spofford, U.S. Marine Corps. Forces, Pacific;

Captain Stephen Mehling, Fourteenth Coast Guard District;

The Honorable Paula A. Nakayama, Associate Justice, Hawai'i Supreme Court;

The Honorable Simeon R. Acoba, Jr., Associate Justice, Hawai'i Supreme Court;

The Honorable James E. Duffy, Jr., Associate Justice, Hawai'i Supreme Court;

The Honorable Charmaine Tavares, Mayor of the County of Maui;

The Honorable Bernard Carvalho, Mayor of the County of Kaua'i;

The Honorable Billy Kenoi, Mayor of the County of Hawai'i;

Mr. Bill Takaba, Managing Director, County of Hawai'i;

Mr. Kirk Caldwell, Managing Director, City and County of Honolulu;

The Honorable Bill “Kaipo” Asing, Council Chair, County of Kaua‘i;

The Honorable Danny Mateo, Council Chair, County of Maui;

The Honorable Todd Apo, Council Chair, City and County of Honolulu;

The Honorable Gaylord G. Tom, Dean of the Hawai‘i Consular Corps; and

The Honorable John Henry Felix, Awards Committee Chairman of the Hawai‘i Consular Corps.

The Speaker then appointed Senators Russell S. Kokubun, Gary L. Hooser, and Fred Hemmings, on behalf of the Senate, and Representatives Michael Y. Magaoay, Blake K. Oshiro, and Lynn Finnegan, on behalf of the House of Representatives, to escort the Honorable Linda Lingle, Governor of the State of Hawai‘i, to the rostrum.

Senator Norman Sakamoto and Representative Marcus Oshiro presented Governor Lingle with ‘ilima leis.

The Speaker then presented to the members of the Twenty-Fifth Legislature and guests the Honorable Linda Lingle, Governor of the State of Hawai‘i.

Governor Lingle presented the State of the State address as follows:

“Senate President Hanabusa, Speaker Say, Lt. Governor and Mrs. Aiona, former Governor Ariyoshi, former Governor Waihe‘e and Mrs. Waihe‘e, members of the Legislature, cabinet members, Chief Justice Moon, Chair Apoliona, Mayor Tavares, Mayor Kenoi, Mayor Carvalho, military leaders, members of the Consular Corps, distinguished guests, and to the people of Hawai‘i...good morning and *aloha!*”

“It is a great privilege and a humbling experience to come before you each year to share my thoughts about where our state stands, and where we are headed.

“The annual State of the State Address is a time-honored tradition in states all across our great nation.

“It is a time to take stock of where we are as a state, to recognize a few successes, and to lay out a clear roadmap for our future.

“In this sense, it is a fairly typical speech.

“But this has not been a typical year. We are facing a time like no other in our state’s history.

“And 2009 will be one of the most challenging years in our nation’s history as we confront one of the severest economic crises we have ever faced.

“The daunting task we face in the months ahead is making some very difficult decisions in order to address our immediate fiscal problems.

“These are not decisions that any of us want to make, but they are decisions that must be made.

“They are the same kinds of decisions being made across our state by individuals, families, businesses and organizations as they too confront a near-term future with substantially fewer financial resources, and a high degree of uncertainty.

“I’m an optimist by nature...and as Winston Churchill said, ‘An optimist sees the opportunity in every difficulty.’

“So, I come before you today with a clear understanding of the enormity of what we face in the near term, but still

enthusiastic about planning for our future together and optimistic about Hawai‘i in the 21st century.

“Together we will meet both our near-term and long-term obligations by making those decisions necessary to navigate through the turbulence of the current fiscal crisis and achieve our preferred future.

“That future includes energy independence, increased food self-sufficiency, and a 21st-century infrastructure that supports existing and emerging industries.

“Our future also includes a well-cared for environment that increases recreational opportunities across the state.

“We cannot afford to merely hunker down and muddle through the next year or two.

“This is a time for us to work together to address the immediate reality, while searching for those opportunities that will enable us to emerge from this situation stronger than ever.

“This dual effort will take patience and courage because there will be those who want to ignore reality and continue spending at current levels.

“And others who only want to deal with our immediate revenue shortfall while deferring any talk of the future.

“Either approach would leave us far short of meeting our duty to the people of Hawai‘i – a duty both to live within our means and position ourselves for a brighter future.

“As we face this historic challenge, it is easy to forget how much success we have enjoyed in recent years.

“I want to review the solid progress we have made in several areas, including home ownership and helping those most in need.

“Since May of 2006 we have built nine new emergency shelters and transitional housing projects that provide safe and clean places to live for many who previously could only find a night’s rest in our parks, beaches, doorways or in their cars.

“Nearly 2,800 people, including hundreds of children, have received not only safe shelter, but social services and an outpouring of community support to help them transition from homelessness to self-sufficiency.

“It took many people to achieve so much in just two-and-a-half short years. I want to thank our entire community for embracing and helping those who had lost all hope.

“In an attempt to address a completely different kind of housing need, we’re all aware of the success the Department of Hawaiian Home Lands has had.

“They’ve awarded more land to their beneficiaries than at any time in the history of the trust, and we all enjoy seeing families who have waited for decades finally receiving their homesteads.

“But there’s a much larger DHHL story that will be fully revealed in the years ahead.

“It is the story of a native Hawaiian agency that has chosen to meet its fiduciary duty to its beneficiaries by leading in a way that benefits the larger community of Hawai‘i.

“Whether it’s their pivotal role in the \$110 million Kroc Center, development of the future DeBartolo regional mall, kick-starting the infrastructure UH West O‘ahu needed in order to move forward, or being the first state department to move its entire O‘ahu operation to the Second City of Kapolei, DHHL has chosen to lead.

“We now look to them as an important and integral part of our economic recovery, and as an example of how to develop desirable communities.

“They are even blazing their own trail in our state’s efforts to achieve energy independence and provide a clean energy future for the generations that will follow.

“Few could have envisioned six years ago the heights to which DHHL and the Hawaiian Homes Commission would soar.

“I believe their well-recognized success has been achieved partly because of how they contributed to the broader community.

“DHHL is not just about building homes, it is about building great communities.

“And they have succeeded because they have demanded more of themselves and their beneficiaries.

“The bottom line is that they have chosen to lead, not follow...and what a joy it has been to watch their transformation and ongoing journey.

“I want to personally thank the DHHL staff and those who have served on the Hawaiian Homes Commission for showing us all what great things can be achieved when you recognize we are all part of one ‘*ohana*.

“An important part of that ‘*ohana* is Hawai‘i’s *keiki*, especially those who are most vulnerable.

“Two remarkable trends have occurred in Hawai‘i’s child welfare system since 2005.

“The first is a 50 percent decline in the number of children in state care, to just 1,500 children, which is the lowest number since 1993.

“At the same time, Hawai‘i’s child re-abuse rate also dropped by half to just 3.1 percent, which is one of the lowest re-abuse rates in the United States.

“These positive trends were the result of a fundamental shift in the state’s approach to child welfare.

“The Department of Human Services previously removed children from the custody of their biological parents at a rate four times higher than the national average, with no improvement in safety outcomes.

“Today, DHS, and its community partners, uses a comprehensive assessment system to carefully weigh the risk factors in a child’s family environment, and ensure that they receive much-needed social services.

“Director Lillian Koller has received national recognition for these and other achievements.

“In November of last year, Governing Magazine honored her as a “Public Official of the Year” for widespread improvements at the Department of Human Services, including the overhaul of the child welfare system.

“This was the first time a public official from Hawai‘i has won this prestigious national award.

“I know Lillian believes that this success would not have been possible without our many outstanding social service agency partners as well as her own committed staff. *Mahalo* to all of you.

“No matter how noteworthy these and other achievements may be, recent reductions in revenue forecasts mean that they and other worthy programs will take a back seat to our more immediate need to balance the budget.

“Today’s struggling economy has created a deep hole in our budget that we need to dig out of this session.

“The Council on Revenues has never in its history lowered its projections by so much in such a short period of time.

“Over the past eight months, the Council has reduced its general fund revenue projection by \$1.4 billion.

“This downward projection reflects an unprecedented decline in tourism, construction, business activity, and consumer demand brought about by national and international events beyond our control.

“These events – including sub-prime lending, frozen credit markets and volatile oil and other commodity prices – will impact us for at least the next couple of years.

“Climbing our way out of this hole won’t be easy.

“It won’t be quick.

“It won’t be without pain; but it will be done.

“The pain that will be felt by individuals and organizations both in and out of government will cause some to search for a specific reason or person to blame.

“When a recently retired couple watches the value of its 401K drop dramatically...or a family struggles to make the mortgage payment now that their work hours have been cut back...or a social service agency faces the need to lay off employees because the government reduces the purchase of a service contract they were counting on...it is natural to want to understand why this is happening, and to hold someone accountable.

“But we must refrain from playing the blame game because we know this downturn was not caused by any of us.

“And we know we had been making good decisions in recent years to create a brighter future for Hawai‘i’s people by lowering taxes, increasing science and math education, moving toward energy independence, and preserving more of our natural and cultural resources.

“We also know that we are all in this together, and it is only by sticking together that we will be able to deal effectively with the immediate fiscal crisis and strengthen our economy in the long run.

“We will need a mixture of courage, compassion, and collaboration to cope with the unprecedented budget gap we face.

“Collaboration doesn’t mean we will see all issues the same way, it means that for the sake of Hawai‘i’s future, we must acknowledge our predicament and find an acceptable way to move ourselves forward.

“In order to do this, we must start by accepting the fact that in this new economic and fiscal environment, there is simply no possible way to continue operating and spending the way we have.

“Although I am extremely optimistic about Hawai‘i’s long-term prospects, I am not going to sugarcoat the immediate challenge we face.

“In order to maintain the public’s confidence and trust, we must be open and honest about the nature and magnitude of what we are facing.

“The reality is that we will have to make some unpopular choices that will reduce some services and cause others to be delivered in a different way.

“Not because we want to, but because we can’t afford business as usual.

“A number of projects will likely be delayed, curtailed, or possibly eliminated.

“Not because we want to, but because we can’t afford business as usual.

“We will have to ask government employees, like those who work in the private sector, to accept some reduction in wages and benefits.

“Not because we want to, but because we can’t afford business as usual.

“Some who currently enjoy special tax credits, exemptions and deductions will see them reduced or eliminated.

“Not because we want to, but because we can’t afford business as usual.

“This is a time of shared sacrifice when everyone must be willing to give up something.

“This is a time when we must rely on each other, because no one is coming to rescue us.

“We must also keep in mind that the economy will likely continue to soften in the near-term, perhaps causing the Council on Revenues to further reduce projections at its March meeting and then again in May after the budget is adopted.

“We are not alone in facing this new reality and near-term uncertainty.

“Families and businesses across the country and throughout our state have had to come to terms with this same situation.

“But we should also recognize that the difficulty we face is temporary.

“Our nation will regain its economic footing, and so will Hawai‘i.

“How fast we recover here at home will depend to some degree on the decisions we make during this session.

“Our solutions need to be decisive enough to address our immediate situation, but just as important, must prepare the way for our future.

“Short-term solutions that merely defer the hard choices to those who will follow us are just as bad as no solutions at all.

“We can’t meet our responsibility by kicking the can down the road.

“We must make meaningful choices now that address the reality we face today while laying the foundation for a better future.

“That better future is one that transitions us from an economy over-reliant on land development to one that is innovation-driven and relies on the capacity of our people.

“A key area where we must bring innovation to bear is ending our over-reliance on imported foreign oil.

“Oil pollutes the environment, it sucks billions of dollars out of our economy, and leaves us dependent on the goodwill of foreign countries and companies for our very survival.

“We remain today the most oil-dependent state in America, but we have made great strides over the past few years.

“Today windmills hum atop Kaheawa Ridge on Maui delivering clean, plentiful power and displacing the need to import 220,000 barrels of foreign oil each year.

“On Lāna‘i, a 10-acre solar farm now provides 30 percent of the island’s peak power needs.

“A geothermal project on the Big Island that currently provides power for 30,000 homes is in discussions to increase its output by 50 percent.

“And on O‘ahu, engineers are already figuring out where we will be plugging in the electric cars coming to dealer showrooms in the near future.

“Last year we entered into a unique partnership with the federal Department of Energy called the Hawai‘i Clean Energy Initiative or HCEI.

“It established the goal of a 70 percent clean energy economy by 2030.

“HCEI experts from government, national labs, our military, utilities, universities and the private sector have recommended specific actions to achieve the 70 percent clean energy goal through indigenous renewable resources and energy conservation.

“My administration and legislators will introduce several bills based on these HCEI recommendations.

“These changes will significantly increase energy efficiency in our commercial buildings and residences, give consumers more control over their energy costs, transition us to alternative fuel vehicles, such as electric cars, and ban new fossil fuel power plants in Hawai‘i.

“When adopted, these proposals will form the basis for Hawai‘i’s transformation to one of the world’s first economies based primarily on clean energy.

“Implementing these policy changes will require a large measure of collaboration as we will need public funding, assistance from county governments, conservation by citizens, and investment by the business community.

“To successfully transition to a clean energy economy, we will need the involvement of our entire community, alignment of our efforts, and a continual focus on our objectives.

“I expect there will be a fair amount of spirited debate about the specific energy choices we should make, but if we recognize that we cannot go back to where we were, then I believe the choices are clear.

“We can either work together toward a clean energy future or continue to operate in a business-as-usual fashion that will leave Hawai‘i vulnerable to the vagaries of world oil prices and the whims of foreign countries and companies.

“As the world’s most isolated set of islands and our nation’s most oil-dependent state, a clean energy future is no longer simply a desire of environmentalists, it is an absolute necessity for our long-term economic survival.

“This energy transformation is something we owe to future generations, and something they have a right to expect.

“They have a right to expect energy security.

“They have the right to expect stable and lower energy costs, and a cleaner environment.

“They have the right to expect higher-paying, green-collar jobs that come with a thriving new energy sector.

“And they have the right to expect us to stop sending up to \$7 billion a year out of Hawai‘i to buy foreign oil, instead of keeping most of it here at home, to circulate in our economy.

“Over the past 12 months, remarkable progress has been made toward achieving a secure energy future for our state, and we are being hailed as a national model because of our effort.

“We must remain steadfast in our pursuit of energy independence and security, regardless of fluctuating oil prices.

“Another area in which we must decrease our over-reliance on outside sources of supply is the food we eat.

“We import 85 percent of everything we consume.

“We need to take action now to increase Hawai‘i’s food self-sufficiency and strengthen and preserve agriculture for future generations as required by our State Constitution.

“We must increase our efforts to protect the best agricultural lands from development.

“And, we must strengthen our commitment to provide affordable water for agriculture.

“Increasing our food self-sufficiency will contribute to the state’s economic recovery by keeping more of our money here at home.

“If we replace just 10 percent of the food we currently import, it would create more than \$300 million in economic activity, generate \$6 million in taxes, and create 2,300 new jobs.

“I will be asking state agencies such as schools, prisons and hospitals to take the lead by purchasing locally grown fruits, vegetables, poultry, eggs and meat.

“Under new rules, Hawai‘i farmers will receive a 15 percent price preference when placing their bids for state purchases.

“If we each make an effort to buy more locally produced food we will be contributing to our economic recovery, helping Hawai‘i farmers lower their unit costs, and protecting our open spaces.

“Agriculture keeps Hawai‘i green, it recharges our aquifers and promotes a healthy lifestyle and good nutrition for families.

“It also diversifies our economy and supports small businesses and rural communities.

“Another requirement for a strong and innovative economy is an advanced communications infrastructure that will serve as the backbone for connecting us to the global economy.

“This 21st century infrastructure is essential to creating the kind of high-paying jobs we are striving for in the coming years.

“The communications infrastructure we have in place today barely meets our current needs.

“We need to be planning for tomorrow’s needs.

“We shouldn’t be limited in our thinking to believe that what we have in place today is acceptable.

“We need to dream about tomorrow, and begin now to lay the groundwork for getting there.

“We need a communications infrastructure that will allow us to achieve competitive advancements in the areas of: education, health care diagnosis and treatment, public safety, research and innovation, civic participation, creative media, e-government, and the foundation for overall economic development.

“We have been working with the Legislature’s Broadband Task Force to craft a bill that recognizes the convergence of technologies that are used to provide voice, data and video services through wireline, wireless, cable and satellite communication.

“The bill consolidates regulation and advocacy of communication services under one agency, a new Hawai‘i Communications Commission, in order to make attainable the latest communications services at the earliest possible time.

“The Commission will not increase the size of government.

“It will be funded from existing fees, and will focus on achieving specific goals, including: creating broadband access on a competitive basis at reduced prices...streamlining the permitting process...and providing access to businesses and residents by 2012 at prices and speeds that will make us a world leader and a place that will attract investment, while empowering our residents with enhanced communications capability.

“This exciting, high-tech proposal couldn’t have moved forward without the hard work over the last two years of the Broadband Task Force, and I applaud the Legislature for the foresight shown in establishing it.

“Although I have been discussing ideas that will position us well for the future, I think you would agree that the problem that bothers residents the most today is the everyday annoyance of sitting in traffic.

“Sitting in a seemingly endless line of cars, burning expensive fuel, missing an appointment or your child’s soccer game, is not the way any of us want to spend our time.

“The status quo has become intolerable, so we have joined with legislators in proposing a six-year, multi-island, Highways Modernization Plan to address known traffic problems with proven solutions.

“This plan is intended to save lives...save time...and save money.

“The program combines road building, highway and bridge safety improvements, anti-congestion traffic management, and a pavement maintenance program, in addition to safety legislation and increased public outreach and education.

“The bulk of the near-term projects will be started using existing funds and anticipated federal fiscal stimulus funding.

“The longer-term projects will be paid for by increases in highway-related taxes and fees that would be triggered at a future date if steady job growth indicates that our economy is growing again.

“In other words, we will have a plan in place that is ready to go to construction when our economic situation improves.

“This innovative recommendation to tie future increases to measurable economic results in order to address a long-festering problem is the kind of creative approach being used by departments and agencies throughout government.

“I have challenged every one of our departments to find new and creative ways to improve our quality of life in these tough economic and fiscal times.

“The Department of Land and Natural Resources has risen to this challenge, and developed a comprehensive proposal to renew our state parks, small boat harbors and trails as well as the very way we care for these precious places – a true “Recreational Renaissance” that will benefit all residents and visitors.

“The heart of the plan is \$240 million in capital improvements over five years for both land- and ocean-based recreation.

“The Department will fund this innovative plan by dedicating rents from some existing commercial properties to pay debt service, and developing now-vacant industrial and



commercial lands that will fulfill the high demand for light industrial spaces in areas suitable for those uses.

“Additional funding to support maintenance and operations will be generated from leases and concessions in parks and harbors combined with a small entry fee paid by visitors at a limited number of high-destination parks.

“The plan’s final piece is the development of new land and ocean recreational opportunities through a public-private partnership to develop the long-proposed Ke’ehi Lagoon Triangle adjacent to Lagoon Drive in Honolulu.

“This centerpiece initiative will include 119 acres of light industrial space as a long-term source of revenue, coupled with new marina slips, canoe club storage and practice areas, boat ramps, storage and dry docks, beach parks and picnic areas.

“I want to thank the staff at DLNR, DBEDT and Budget and Finance who developed this creative and comprehensive proposal which creates brand new, non-tax revenues and a better way of managing and caring for our recreational, natural and cultural resources.

“It’s sure not business as usual at DLNR!

“Working together, we can set the stage for this long-overdue ‘Recreational Renaissance’ that will provide residents and visitors across our state with new and better recreational areas that are well-maintained, secure and enriching.

“I am especially enthused about working with the Legislature on this and other proposals as a colleague rather than an adversary.

“I will do more than reach across the aisle; I will walk across the aisle, and my door will always be wide open to you.

“Our collaboration will demonstrate to the people of Hawai‘i that when history called on us to do so, we rose to the occasion.

“I firmly believe that only by working together can we produce the kind of significant results that will enable us to exit this temporary downturn, and to position our economy for a stronger and more sustainable future.

“Before concluding I want to take a moment to speak about the case pending before the United States Supreme Court involving the issue of ceded lands.

“The issue involved in this case is not whether ceded lands should or should not be sold.

“Rather the issue involves the fundamental question of whether the State of Hawai‘i has clear title to the land transferred to us by the federal government at the time of statehood.

“The roots of this case date back to a decision made by former Governor Waihe‘e in the 1980s to sell certain ceded lands on Maui and Hawai‘i for the construction of affordable housing.

“It was a decision he believed was in the best interest of all the people of Hawai‘i.

“It is a decision that former Governor Cayetano defended in court because he believed it was in the best interest of all the people of Hawai‘i to do so.

“And it is a decision that we are appealing to the United States Supreme Court because I believe it is in the best interest of all the people of Hawai‘i.

“Acting in the best interest of all the people is the same standard I applied when supporting the Akaka Bill, fighting to

protect federal programs benefiting native Hawaiians, or expediting Hawaiian Homestead leases.

“And I will continue to advocate for these issues in the coming years just as passionately as I have in years past.

“I call upon all who cherish what is the essence of Hawai‘i to come together with a willingness to understand and respect the nature of this case and its importance to the future of our state.

“Our current fiscal crisis and the ceded lands issue arise during the same year that we commemorate our 50th anniversary as a state.

“It is a time when we can reflect on just how unique we are among the 50 states.

“But it is more importantly a time to remind ourselves that regardless of the short-term decisions we must make in this moment of economic difficulty, we should remain firmly anchored on the sure footing of Hawai‘i’s rich culture, diverse heritage and sometimes complicated history.

“Governors of Japanese, Hawaiian, and Filipino descent have delivered State of the State addresses at this very podium.

“Hawai‘i elected the first Asian American to the United States Senate.

“And, less than a week ago, Hawai‘i’s heart swelled with pride as one of its own, Barack Obama, became the first African American to take the presidential oath of office when he was sworn in as our nation’s 44th president.

“We have so much to be proud of in our history, and so much to look forward to in the coming years.

“We are indeed the most unique among all the 50 states, and we are certainly capable of meeting this current challenge.

“In my heart, I know that if we work together to make these difficult budget decisions, the people of Hawai‘i will understand that these weren’t the decisions we wanted to make but that we had to make.

“The people of Hawai‘i are counting on us to lead our state through this unprecedented time – and that is exactly what we are going to do.

“When the curtain comes down on our time on this stage, I want our collective legacy to win reviews as a story of pulling together for the good of all rather than being written off as a cast of characters who was each acting in their own one-man show.

“If we deal decisively with the current crisis while keeping our eyes open to the opportunities that these kinds of challenging times create, then the people of Hawai‘i will conclude that we have lived up to our obligation.

“Now, let’s get to work.”

Senate President Colleen Hanabusa then rose and stated:

“Thank you, Governor Lingle. On behalf of Speaker Say and myself, I want to confirm that we have full confidence in the members of the House and the members of the Senate that they are not only able, but willing and ready to meet this challenge.

“We all know that we are facing the most difficult economic crisis that this State has seen in recent history. We all know that the one thing we must do is to work together if we are going to face this crisis and come out of it, so that the people of Hawai‘i are not caused to suffer any more than they will. And we all know that it is the people of Hawai‘i that we serve and they are

the ones who we must protect and understand their needs and face this challenge.

“So on behalf of Speaker Say and myself, and the members of the House and Senate, we look forward to working collaboratively with not only you, Governor, the Lieutenant Governor and members of your cabinet, but also with the people. The people must be a part of this. We must hear you. You must participate because these are the times where we cannot say that if the idea doesn’t come from here it is not a good one. We need all the input that we can have.

“So with that, I declare this Joint Session adjourned.”

At 10:51 a.m., President Hanabusa declared the Joint Session adjourned.

**INTRODUCTION OF SENATE BILLS**

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 p.m. In consequence thereof and subsequent to its recessing at 9:10 a.m., the following bills were introduced and placed on the calendar for further action on Wednesday, January 28, 2009:

S.B. No. 826 “A BILL FOR AN ACT RELATING TO LAND USE.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 827 “A BILL FOR AN ACT RELATING TO PUBLIC LANDS WHICH ARE IMPORTANT AGRICULTURAL LANDS.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 828 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 829 “A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 830 “A BILL FOR AN ACT RELATING TO GOVERNMENT SHARED SERVICES TECHNOLOGY.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 831 “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 832 “A BILL FOR AN ACT RELATING TO ENHANCED 911 SERVICES.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 833 “A BILL FOR AN ACT RELATING TO OBLIGATIONS OF THE DEPARTMENT OF HAWAIIAN HOME LANDS TRUST FUND.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 834 “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 835 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 836 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF HAWAII.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 837 “A BILL FOR AN ACT RELATING TO THE PENAL CODE.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 838 “A BILL FOR AN ACT RELATING TO THE PENAL CODE.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 839 “A BILL FOR AN ACT RELATING TO CHILD ABUSE.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 840 “A BILL FOR AN ACT RELATING TO PUBLIC ADMINISTRATION.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 841 “A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 842 “A BILL FOR AN ACT RELATING TO APPEALS.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 843 “A BILL FOR AN ACT RELATING TO SENTENCING.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 844 “A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 845 “A BILL FOR AN ACT RELATING TO COURT ADVISEMENT OF ALIENS.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 846 “A BILL FOR AN ACT RELATING TO POST CONVICTION PROCEEDINGS.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 847 “A BILL FOR AN ACT RELATING TO TOBACCO.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 848 “A BILL FOR AN ACT RELATING TO METAL.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 849 “A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES.”

Introduced by: Senator Hanabusa, by request.

S.B. No. 850	“A BILL FOR AN ACT RELATING TO NOTARY PUBLIC SEALS.”	THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 851	“A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT.”	S.B. No. 865 “A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 852	“A BILL FOR AN ACT RELATING TO CIVIL ACTIONS.”	S.B. No. 866 “A BILL FOR AN ACT RELATING TO LAND USE.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 853	“A BILL FOR AN ACT RELATING TO APPEALS.”	S.B. No. 867 “A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 854	“A BILL FOR AN ACT RELATING TO CIVIL ACTIONS.”	S.B. No. 868 “A BILL FOR AN ACT RELATING TO ENERGY RESOURCES.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 855	“A BILL FOR AN ACT RELATING TO CIVIL ACTIONS.”	S.B. No. 869 “A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY PREPAREDNESS.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 856	“A BILL FOR AN ACT RELATING TO IDENTIFICATION.”	S.B. No. 870 “A BILL FOR AN ACT RELATING TO HAWAII’S CLEAN ENERGY INITIATIVE IN ELECTRIC GENERATION AND DELIVERY.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 857	“A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY.”	S.B. No. 871 “A BILL FOR AN ACT RELATING TO HAWAII’S CLEAN ENERGY INITIATIVE IN ENERGY EFFICIENCY.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 858	“A BILL FOR AN ACT RELATING TO TORT LIABILITY.”	S.B. No. 872 “A BILL FOR AN ACT RELATING TO HAWAII’S CLEAN ENERGY INITIATIVE IN TRANSPORTATION ENERGY.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 859	“A BILL FOR AN ACT RELATING TO PERSONS COMMITTED TO THE HAWAII YOUTH CORRECTIONAL FACILITIES OR TO THE CUSTODY OR CARE OF THE EXECUTIVE DIRECTOR OF THE OFFICE OF YOUTH SERVICES.”	S.B. No. 873 “A BILL FOR AN ACT RELATING TO LAND USE.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 860	“A BILL FOR AN ACT RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD.”	S.B. No. 874 “A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM HAWAII PUBLIC PROCUREMENT CODE.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 861	“A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING TAX CREDITS.”	S.B. No. 875 “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 862	“A BILL FOR AN ACT RELATING TO HOUSING.”	S.B. No. 876 “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 863	“A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION.”	S.B. No. 877 “A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER.”
	Introduced by: Senator Hanabusa, by request.	Introduced by: Senator Hanabusa, by request.
S.B. No. 864	“A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY BY	

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| <p>S.B. No. 878 "A BILL FOR AN ACT RELATING TO PUBLICATION OF HEARING NOTICES."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 879 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 880 "A BILL FOR AN ACT RELATING TO GAS PIPELINE SYSTEMS."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 881 "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 882 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 883 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 884 "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 885 "A BILL FOR AN ACT RELATING TO DEPOSITS INTO THE EMERGENCY AND BUDGET RESERVE FUND."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 886 "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 887 "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 888 "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 889 "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 890 "A BILL FOR AN ACT RELATING TO INSURANCE."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 891 "A BILL FOR AN ACT RELATING TO INSURANCE."<br/>Introduced by: Senator Hanabusa, by request.</p> | <p>S.B. No. 892 "A BILL FOR AN ACT RELATING TO INSURANCE."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 893 "A BILL FOR AN ACT RELATING TO INSURANCE."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 894 "A BILL FOR AN ACT RELATING TO THE APPLICABILITY OF THE MORTGAGE RESCUE FRAUD PREVENTION ACT TO REAL ESTATE LICENSEES."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 895 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNICATIONS COMMISSION."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 896 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 897 "A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 898 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 899 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 900 "A BILL FOR AN ACT RELATING TO THE SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH INCOME TAX CREDIT."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 901 "A BILL FOR AN ACT RELATING TO HOUSING."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 902 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 903 "A BILL FOR AN ACT RELATING TO PLANNING."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 904 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 905 "A BILL FOR AN ACT RELATING TO THE OFFICE OF COMMUNITY SERVICES."<br/>Introduced by: Senator Hanabusa, by request.</p> <p>S.B. No. 906 "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS."</p> |
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Introduced by: Senator Hanabusa, by request.	S.B. No. 920	“A BILL FOR AN ACT RELATING TO RECORD CHECKS FOR THE OFFICE OF YOUTH SERVICES.”
S.B. No. 907 “A BILL FOR AN ACT RELATING TO THE DEDICATION OF HOUSING INFRASTRUCTURE TO COUNTIES.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 921	“A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS.”
S.B. No. 908 “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 922	“A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLAN.”
S.B. No. 909 “A BILL FOR AN ACT RELATING TO THIRD-PARTY REVIEW OF AFFORDABLE HOUSING PROJECTS.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 923	“A BILL FOR AN ACT RELATING TO GOVERNMENT CONTRACTS FOR SERVICES.”
S.B. No. 910 “A BILL FOR AN ACT RELATING TO THE TRANSFER OF HOMELESS PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 924	“A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT.”
S.B. No. 911 “A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 925	“A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT.”
S.B. No. 912 “A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 926	“A BILL FOR AN ACT RELATING TO INTEREST ARBITRATION.”
S.B. No. 913 “A BILL FOR AN ACT RELATING TO NOTICE OF GUARDIANSHIP PROCEEDINGS.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 927	“A BILL FOR AN ACT RELATING TO SALARIES.”
S.B. No. 914 “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 928	“A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION.”
S.B. No. 915 “A BILL FOR AN ACT RELATING TO ASSISTANCE FOR AGED, BLIND, AND PERMANENTLY AND TOTALLY DISABLED PERSONS.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 929	“A BILL FOR AN ACT RELATING TO THE REPEAL OF THE DIETITIAN LICENSURE PROGRAM.”
S.B. No. 916 “A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 930	“A BILL FOR AN ACT RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES.”
S.B. No. 917 “A BILL FOR AN ACT RELATING TO THIRD PARTY LIABILITY FOR MEDICAID.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 931	“A BILL FOR AN ACT RELATING TO EPIDEMIOLOGIC INVESTIGATIONS.”
S.B. No. 918 “A BILL FOR AN ACT RELATING TO MEDICAID LIENS.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 932	“A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE TESTING.”
S.B. No. 919 “A BILL FOR AN ACT RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES.”	Introduced by: Senator Hanabusa, by request.	
Introduced by: Senator Hanabusa, by request.	S.B. No. 933	“A BILL FOR AN ACT RELATING TO TEMPORARY LICENSURE OF DENTISTS.”
	Introduced by: Senator Hanabusa, by request.	
	S.B. No. 934	“A BILL FOR AN ACT RELATING TO WATER POLLUTION.”

- Introduced by: Senator Hanabusa, by request.
- S.B. No. 935 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE LAW."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 936 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HEALTH CERTIFICATES."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 937 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 938 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 939 "A BILL FOR AN ACT RELATING TO ACCESS TO HEALTH CARE."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 940 "A BILL FOR AN ACT RELATING TO INSURANCE."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 941 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION BACKGROUND CHECKS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 942 "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 943 "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 944 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 945 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 946 "A BILL FOR AN ACT RELATING TO LIFELONG LEARNING ACCOUNTS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 947 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT CONTRIBUTION RATES."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 948 "A BILL FOR AN ACT RELATING TO THE BOILER AND ELEVATOR SAFETY LAW."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 949 "A BILL FOR AN ACT RELATING TO RECREATIONAL RENAISSANCE."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 950 "A BILL FOR AN ACT RELATING TO ELECTRIC GUNS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 951 "A BILL FOR AN ACT RELATING TO NATURAL RESOURCE VIOLATIONS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 952 "A BILL FOR AN ACT RELATING TO RIGHTS OF INSPECTION FOR AQUATIC LIFE."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 953 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES FOR THE DAMAGING OR BREAKING OF STONY CORAL AND LIVE ROCK."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 954 "A BILL FOR AN ACT RELATING TO PHOTOGRAPHS OF HISTORIC BUILDINGS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 955 "A BILL FOR AN ACT RELATING TO FILINGS IN THE BUREAU OF CONVEYANCES."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 956 "A BILL FOR AN ACT RELATING TO COPIES IN THE BUREAU OF CONVEYANCES."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 957 "A BILL FOR AN ACT RELATING TO THE LAND COURT SYSTEM."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 958 "A BILL FOR AN ACT RELATING TO LAND FAILURE."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 959 "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 960 "A BILL FOR AN ACT RELATING TO ABANDONED VESSELS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 961 "A BILL FOR AN ACT RELATING TO HUNTING."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 962 "A BILL FOR AN ACT RELATING TO CONSERVATION OF THREATENED AND ENDANGERED SPECIES."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 963 "A BILL FOR AN ACT RELATING TO REMNANT LANDS."
- Introduced by: Senator Hanabusa, by request.
- S.B. No. 964 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Senator Hanabusa, by request.  
 S.B. No. 965 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."  
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 S.B. No. 966 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 967 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 968 "A BILL FOR AN ACT RELATING TO ESCAPE."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 969 "A BILL FOR AN ACT RELATING TO RESTRICTED ACCESS TO CORRECTIONAL FACILITIES."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 970 "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 971 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 972 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 973 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 974 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 975 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 976 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 977 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 978 "A BILL FOR AN ACT RELATING TO MOPEDS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 979 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS."

Introduced by: Senator Hanabusa, by request.  
 S.B. No. 980 "A BILL FOR AN ACT RELATING TO PENALTIES FOR COMMERCIAL DRIVER'S LICENSE VIOLATIONS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 981 "A BILL FOR AN ACT RELATING TO HARBORS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 982 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REVIEW."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 983 "A BILL FOR AN ACT RELATING TO HARBORS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 984 "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 985 "A BILL FOR AN ACT RELATING TO HIGHWAYS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 986 "A BILL FOR AN ACT RELATING TO AIRPORTS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 987 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 988 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 989 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 990 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 991 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 992 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 993 "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 994 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 995 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Senator Hanabusa, by request.  
 S.B. No. 996 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 997 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 998 "A BILL FOR AN ACT RELATING TO TARO."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 999 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1000 "A BILL FOR AN ACT RELATING TO MAKUA."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1001 "A BILL FOR AN ACT RELATING TO EDUCATION."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1002 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS IN THE UNIVERSITY OF HAWAII SYSTEM."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1003 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN ARCHITECTURE."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1004 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1005 "A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1006 "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1007 "A BILL FOR AN ACT RELATING TO THE WITHHOLDING OF TEN PER CENT OF COUNTY SURCHARGE ON STATE TAX."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1008 "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1009 "A BILL FOR AN ACT RELATING TO UNADJUDICATED TRAFFIC FINES."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1010 "A BILL FOR AN ACT RELATING TO ESTABLISHING A COUNTY TRANSIT ORIENTED DEVELOPMENT INFRASTRUCTURE REVOLVING FUND."

Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1011 "A BILL FOR AN ACT RELATING TO ESTABLISHING A LOAN GUARANTY PROGRAM FOR TRANSIT ORIENTED DEVELOPMENT."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1012 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NORTH KOHALA WATER SYSTEM IMPROVEMENTS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1013 "A BILL FOR AN ACT RELATING TO THE HAMAKUA WATER SYSTEM."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1014 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SAFE HAVEN AFTER SCHOOL PROGRAM."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1015 "A BILL FOR AN ACT MAKING A APPROPRIATION FOR SOUTH KOHALA WATER RESERVOIR."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1016 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1017 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY CENTER AND DISASTER SHELTER IN HAWAIIAN OCEAN VIEW COMMUNITY ESTATES, HAWAII."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1018 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COUNTY OF HAWAII MASS TRANSIT."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1019 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO RATIFICATION OF CONSTITUTIONAL AMENDMENTS."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1020 "A BILL FOR AN ACT RELATING TO CHARGING BY WRITTEN INFORMATION."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1021 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION."  
 Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1022 "A BILL FOR AN ACT RELATING TO GOVERNMENT LIABILITY."  
 Introduced by: Senator Hanabusa, by request.



S.B. No. 1023	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”	S.B. No. 1038	“A BILL FOR AN ACT RELATING TO ARMED SERVICES.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senator Hanabusa, by request.
S.B. No. 1024	“A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND.”	S.B. No. 1039	“A BILL FOR AN ACT RELATING TO STATE HOLIDAYS.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senator Hanabusa, by request.
S.B. No. 1025	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”	S.B. No. 1040	“A BILL FOR AN ACT RELATING TO SMOKING.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senator Hanabusa, by request.
S.B. No. 1026	“A BILL FOR AN ACT RELATING TO CONFLICTS OF INTERESTS.”	S.B. No. 1041	“A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senator Hanabusa, by request.
S.B. No. 1027	“A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS.”	S.B. No. 1042	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senators Baker, Chun Oakland, Fukunaga, Galuteria, Ige, Sakamoto, Tsutsui.
S.B. No. 1028	“A BILL FOR AN ACT RELATING TO NEPOTISM.”	S.B. No. 1043	“A BILL FOR AN ACT RELATING TO INSURANCE.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senator Baker, by request.
S.B. No. 1029	“A BILL FOR AN ACT RELATING TO THE DISPOSITION OF FINANCIAL INTERESTS DISCLOSURE STATEMENTS.”	S.B. No. 1044	“A BILL FOR AN ACT RELATING TO ATTORNEYS.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senators Baker, Espero, Green, Ige, Ihara, Sakamoto.
S.B. No. 1030	“A BILL FOR AN ACT RELATING TO LOBBYING STATEMENT OF EXPENDITURES.”	S.B. No. 1045	“A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senators Baker, Ige.
S.B. No. 1031	“A BILL FOR AN ACT RELATING TO ELECTIONS.”	S.B. No. 1046	“A BILL FOR AN ACT RELATING TO HEALTH PROFESSIONAL EDUCATION.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senators Baker, Chun Oakland, Green, Hooser, Ige, Sakamoto, Tokuda, Tsutsui, Galuteria, Ihara, Takamine, Taniguchi.
S.B. No. 1032	“A BILL FOR AN ACT RELATING TO ELECTIONS.”	S.B. No. 1047	“A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senators Chun Oakland, English, Hemmings, Ige, Ihara, Nishihara, Sakamoto, Slom.
S.B. No. 1033	“A BILL FOR AN ACT RELATING TO ELECTIONS.”	S.B. No. 1048	“A BILL FOR AN ACT RELATING TO ZONING.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senators Chun Oakland, Ige, Ihara, Nishihara, Sakamoto, Slom.
S.B. No. 1034	“A BILL FOR AN ACT RELATING TO ELECTIONS.”	S.B. No. 1049	“A BILL FOR AN ACT RELATING TO EMINENT DOMAIN.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senator Chun Oakland.
S.B. No. 1035	“A BILL FOR AN ACT RELATING TO ELECTIONS.”	S.B. No. 1050	“A BILL FOR AN ACT RELATING TO SMOKING.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senators Chun Oakland, Baker, Fukunaga, Ihara.
S.B. No. 1037	“A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES.”	S.B. No. 1051	“A BILL FOR AN ACT RELATING TO TAXATION.”
	Introduced by: Senator Hanabusa, by request.		Introduced by: Senator Chun Oakland.

<p>S.B. No. 1052 “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY.”</p> <p>Introduced by: Senators English, Baker, Bunda, Espero, Fukunaga, Gabbard, Ihara, Takamine, Tokuda.</p>	<p>Introduced by: Senators Gabbard, Baker, Bunda, Espero, Galuteria, Takamine.</p>
<p>S.B. No. 1053 “A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REVIEW.”</p> <p>Introduced by: Senators English, Tokuda, Baker, Bunda, Espero, Fukunaga, Gabbard, Ihara, Kim, Takamine.</p>	<p>S.B. No. 1065 “A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.”</p> <p>Introduced by: Senators Gabbard, Bunda, English, Fukunaga, Kidani, Takamine.</p>
<p>S.B. No. 1054 “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY.”</p> <p>Introduced by: Senators English, Espero, Baker, Bunda, Fukunaga, Gabbard, Ihara, Takamine, Taniguchi, Tokuda.</p>	<p>S.B. No. 1066 “A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.”</p> <p>Introduced by: Senators Gabbard, Green, Bunda, Espero, Fukunaga, Kidani, Takamine.</p>
<p>S.B. No. 1055 “A BILL FOR AN ACT RELATING TO HARBORS.”</p> <p>Introduced by: Senators English, Baker, Bunda, Espero, Fukunaga, Gabbard, Hooser, Ihara, Kim, Takamine, Taniguchi, Tokuda.</p>	<p>S.B. No. 1067 “A BILL FOR AN ACT RELATING TO EMPLOYMENT.”</p> <p>Introduced by: Senator Gabbard.</p>
<p>S.B. No. 1056 “A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS.”</p> <p>Introduced by: Senators English, Baker, Bunda, Espero, Fukunaga, Gabbard, Ihara, Kim, Takamine, Tokuda.</p>	<p>S.B. No. 1068 “A BILL FOR AN ACT RELATING TO FORECLOSURES.”</p> <p>Introduced by: Senators Galuteria, English, Hooser, Bunda, Espero, Fukunaga, Gabbard, Hee, Hemmings, Kidani, Nishihara, Sakamoto, Tsutsui.</p>
<p>S.B. No. 1057 “A BILL FOR AN ACT RELATING TO DETENTION AND RETENTION PONDS.”</p> <p>Introduced by: Senators Espero, Bunda, Galuteria, Kidani.</p>	<p>S.B. No. 1069 “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”</p> <p>Introduced by: Senators Galuteria, Bunda, English, Espero, Fukunaga, Gabbard, Hee, Hooser, Kidani, Kim, Nishihara, Sakamoto, Taniguchi, Tsutsui.</p>
<p>S.B. No. 1058 “A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES.”</p> <p>Introduced by: Senators Espero, English, Hooser, Bunda, Galuteria, Kidani.</p>	<p>S.B. No. 1070 “A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS.”</p> <p>Introduced by: Senators Galuteria, English, Espero, Hooser, Kidani, Nishihara, Sakamoto, Tsutsui, Bunda, Fukunaga, Gabbard, Hee, Hemmings, Kim, Taniguchi.</p>
<p>S.B. No. 1059 “A BILL FOR AN ACT RELATING TO FIREWORKS.”</p> <p>Introduced by: Senators Espero, Green, Kidani, Baker, Bunda, Hee, Ihara.</p>	<p>S.B. No. 1071 “A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”</p> <p>Introduced by: Senators Galuteria, Hemmings, Bunda, English, Espero, Fukunaga, Gabbard, Hooser, Kidani, Kim, Nishihara, Sakamoto, Tsutsui.</p>
<p>S.B. No. 1060 “A BILL FOR AN ACT RELATING TO FIREWORKS.”</p> <p>Introduced by: Senators Espero, Green, Baker, Bunda, Hee, Ihara, Kidani.</p>	<p>S.B. No. 1072 “A BILL FOR AN ACT RELATING TO CUSTOMER SERVICE.”</p> <p>Introduced by: Senators Galuteria, Bunda, English, Espero, Fukunaga, Gabbard, Hooser, Kidani, Nishihara, Sakamoto, Tsutsui.</p>
<p>S.B. No. 1061 “A BILL FOR AN ACT RELATING TO FIRE PROTECTION.”</p> <p>Introduced by: Senators Espero, Green, Baker, Bunda, Hee, Ihara, Kidani.</p>	<p>S.B. No. 1073 “A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES.”</p> <p>Introduced by: Senators Green, Baker, Ige.</p>
<p>S.B. No. 1062 “A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS.”</p> <p>Introduced by: Senators Fukunaga, Baker, Espero, Ige.</p>	<p>S.B. No. 1074 “A BILL FOR AN ACT RELATING TO MEDICAL MALPRACTICE.”</p> <p>Introduced by: Senators Green, Chun Oakland, Espero, Hemmings, Kidani.</p>
<p>S.B. No. 1063 “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”</p> <p>Introduced by: Senators Gabbard, Espero, Fukunaga, Hemmings, Ige.</p>	<p>S.B. No. 1075 “A BILL FOR AN ACT RELATING TO HEALTH.”</p>
<p>S.B. No. 1064 “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY.”</p>	

Introduced by: Senators Green, Baker, Chun Oakland, English, Ige.	S.B. No. 1089	“A BILL FOR AN ACT RELATING TO TAXATION.”
S.B. No. 1076	“A BILL FOR AN ACT RELATING TO HEALTH CARE.”	Introduced by: Senator Hooser.
Introduced by: Senators Green, Baker, Gabbard, Ige.	S.B. No. 1090	“A BILL FOR AN ACT RELATING TO ENERGY RESOURCES.”
S.B. No. 1077	“A BILL FOR AN ACT RELATING TO HEALTH INSURANCE.”	Introduced by: Senator Hooser.
Introduced by: Senators Green, Baker, Ige.	S.B. No. 1091	“A BILL FOR AN ACT RELATING TO MOBILE BILLBOARDS.”
S.B. No. 1078	“A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS.”	Introduced by: Senator Hooser.
Introduced by: Senators Hemmings, Bunda, Galuteria, Green, Ige, Kidani, Nishihara.	S.B. No. 1092	“A BILL FOR AN ACT RELATING TO PRESCRIPTION RECORDS PRIVACY.”
S.B. No. 1079	“A BILL FOR AN ACT RELATING TO ETHANOL.”	Introduced by: Senators Ige, Baker, Chun Oakland, Green, Ihara.
Introduced by: Senators Hemmings, Green, Slom, Bunda, Espero, Galuteria, Kidani, Nishihara.	S.B. No. 1093	“A BILL FOR AN ACT RELATING TO HAWAII EMPLOYERS’ MUTUAL INSURANCE COMPANY.”
S.B. No. 1080	“A BILL FOR AN ACT RELATING TO NUCLEAR ENERGY.”	Introduced by: Senators Ige, Baker, Chun Oakland, Green, Ihara.
Introduced by: Senators Hemmings, Slom, Bunda, Chun Oakland, Espero, Galuteria, Nishihara, Sakamoto.	S.B. No. 1094	“A BILL FOR AN ACT RELATING TO HEALTH.”
S.B. No. 1081	“A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX.”	Introduced by: Senators Ige, Baker, Chun Oakland, Green, Ihara.
Introduced by: Senators Hemmings, Chun Oakland, Espero, Green, Bunda, Ige, Kidani, Nishihara, Sakamoto.	S.B. No. 1095	“A BILL FOR AN ACT RELATING TO MEDICAID.”
S.B. No. 1082	“A BILL FOR AN ACT RELATING TO TIME SHARE PLANS.”	Introduced by: Senators Ige, Baker, Chun Oakland, Green, Ihara.
Introduced by: Senators Hemmings, Galuteria, Kidani, Nishihara.	S.B. No. 1096	“A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE AND DEVELOPMENT.”
S.B. No. 1083	“A BILL FOR AN ACT RELATING TO BURIAL SITES.”	Introduced by: Senators Ige, Baker, Fukunaga, Green.
Introduced by: Senator Hee.	S.B. No. 1097	“A BILL FOR AN ACT RELATING TO ELECTRONIC VOTING SYSTEMS.”
S.B. No. 1084	“A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS.”	Introduced by: Senator Ihara.
Introduced by: Senator Hee.	S.B. No. 1098	“A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT.”
S.B. No. 1085	“A BILL FOR AN ACT RELATING TO CEDED LANDS.”	Introduced by: Senator Ihara.
Introduced by: Senators Hee, English, Galuteria, Kidani.	S.B. No. 1099	“A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY.”
S.B. No. 1086	“A BILL FOR AN ACT RELATING TO PET ANIMALS.”	Introduced by: Senators Ihara, Chun Oakland, Baker, Green.
Introduced by: Senator Hee.	S.B. No. 1100	“A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS.”
S.B. No. 1087	“A BILL FOR AN ACT RELATING TO PRETAX TRANSPORTATION BENEFIT.”	Introduced by: Senator Ihara.
Introduced by: Senators Hooser, Baker, English, Tsutsui, Chun Oakland, Espero, Fukunaga, Ihara, Nishihara.	S.B. No. 1101	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A CITIZENS ASSEMBLY AND TO AUTHORIZE THE CITIZENS ASSEMBLY TO PROPOSE CONSTITUTIONAL AND STATUTORY REVISION OR AMENDMENTS TO THE LAWS GOVERNING ELECTIONS, POLITICAL CAMPAIGNS, CAMPAIGN FINANCE, ETHICS, REFERENDUM, REAPPORTIONMENT, LEGISLATIVE PROCESS, PUBLIC ACCESS TO
S.B. No. 1088	“A BILL FOR AN ACT RELATING TO PUBLIC ACCESS.”	
Introduced by: Senators Hooser, Chun Oakland, English, Tsutsui, Baker, Bunda, Espero, Fukunaga, Ige, Ihara, Kidani, Nishihara, Takamine.		

	INFORMATION, AND CAMPAIGN FINANCE, AND TO ESTABLISH A REFERENDUM.”	Introduced by: Senators Nishihara, Tsutsui.
S.B. No. 1102	“A BILL FOR AN ACT RELATING TO PUBLIC DEFENDER SERVICES.”	S.B. No. 1114 “A BILL FOR AN ACT RELATING TO MORTGAGES.”
	Introduced by: Senator Ihara.	Introduced by: Senator Bunda.
S.B. No. 1103	“A BILL FOR AN ACT RELATING TO EFFECTIVE LEGISLATION.”	S.B. No. 1115 “A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS.”
	Introduced by: Senator Kim.	Introduced by: Senator Bunda.
S.B. No. 1104	“A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE.”	S.B. No. 1116 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”
	Introduced by: Senators Kim, Espero, Hooser, English, Galuteria, Hemmings, Kidani, Kokubun, Nishihara, Sakamoto, Slom, Takamine, Tokuda, Tsutsui.	Introduced by: Senator Bunda.
S.B. No. 1105	“A BILL FOR AN ACT RELATING TO LEGISLATIVE HEARINGS AND PROCEDURES.”	S.B. No. 1117 “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH SENATORIAL DISTRICT.”
	Introduced by: Senators Kim, Espero, Galuteria, Hooser, Kidani, Kokubun, Sakamoto, Tsutsui.	Introduced by: Senators Sakamoto, Ige, Kim.
S.B. No. 1106	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 1118 “A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING.”
	Introduced by: Senators Kokubun, Green, Hanabusa, Sakamoto, Takamine, Taniguchi.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani, Tsutsui.
S.B. No. 1107	“A BILL FOR AN ACT RELATING TO CONDOMINIUMS.”	S.B. No. 1119 “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”
	Introduced by: Senators Kokubun, Ige, Takamine, Taniguchi, Tsutsui.	Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani, Tsutsui.
S.B. No. 1108	“A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS.”	S.B. No. 1120 “A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS.”
	Introduced by: Senators Kokubun, English, Hee.	Introduced by: Senator Sakamoto.
S.B. No. 1109	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SECOND SENATORIAL DISTRICT.”	S.B. No. 1121 “A BILL FOR AN ACT RELATING TO SUSTAINABLE AFFORDABLE HOUSING.”
	Introduced by: Senators Kokubun, Green, Takamine.	Introduced by: Senators Sakamoto, Galuteria, Chun Oakland, English, Kidani, Tsutsui.
S.B. No. 1110	“A BILL FOR AN ACT RELATING TO LONG-TERM CARE.”	S.B. No. 1122 “A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT.”
	Introduced by: Senators Kokubun, English, Green, Baker, Ige, Takamine, Taniguchi, Tsutsui.	Introduced by: Senators Takamine, Green, Baker, English, Sakamoto, Taniguchi.
S.B. No. 1111	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 1123 “A BILL FOR AN ACT RELATING TO FIREWORKS.”
	Introduced by: Senators Nishihara, Chun Oakland, Hooser, Tsutsui, Kim, Kokubun, Sakamoto.	Introduced by: Senators Takamine, Taniguchi.
S.B. No. 1112	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH SENATORIAL DISTRICT.”	S.B. No. 1124 “A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT.”
	Introduced by: Senator Nishihara.	Introduced by: Senators Takamine, Green, Kokubun, Taniguchi.
S.B. No. 1113	“A BILL FOR AN ACT RELATING TO GEOGRAPHIC LIMITATIONS ON TIME SHARES.”	S.B. No. 1125 “A BILL FOR AN ACT RELATING TO PROCUREMENT.”
		Introduced by: Senators Takamine, Hooser, Baker, English, Green, Taniguchi.
		S.B. No. 1126 “A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES.”
		Introduced by: Senators Takamine, Baker, English, Green, Hooser, Sakamoto.
		S.B. No. 1127 “A BILL FOR AN ACT RELATING TO STATE FOUNDATION ON CULTURE AND THE ARTS.”

Introduced by: Senator Taniguchi.	S.B. No. 58	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1128 "A BILL FOR AN ACT RELATING TO METAL."	S.B. No. 59	Committee on Judiciary and Government Operations
Introduced by: Senator Taniguchi.	S.B. No. 60	Committee on Water, Land, Agriculture, and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1129 "A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS."	S.B. No. 61	Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Ways and Means
Introduced by: Senator Taniguchi.	S.B. No. 62	Committee on Labor
S.B. No. 1130 "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES."	S.B. No. 63	Committee on Labor, then to the Committee on Ways and Means
Introduced by: Senator Taniguchi, by request.	S.B. No. 64	Committee on Labor
S.B. No. 1131 "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY."	S.B. No. 65	Committee on Judiciary and Government Operations
Introduced by: Senators Tokuda, English, Espero, Gabbard, Hooser, Sakamoto, Tsutsui, Baker, Bunda, Fukunaga, Galuteria, Takamine, Taniguchi.	S.B. No. 66	Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection
S.B. No. 1132 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."	S.B. No. 67	Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection
Introduced by: Senators Tokuda, Baker, Bunda, English, Espero, Gabbard, Hooser, Sakamoto, Taniguchi, Tsutsui.	S.B. No. 68	Jointly to the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Economic Development and Technology
S.B. No. 1133 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."	S.B. No. 69	Jointly to the Committee on Economic Development and Technology and the Committee on Energy and Environment, then to the Committee on Ways and Means
Introduced by: Senator Tsutsui.	S.B. No. 70	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 1134 "A BILL FOR AN ACT RELATING TO HEALTH PLANNING."	S.B. No. 71	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
Introduced by: Senators Tsutsui, English.	S.B. No. 72	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
	S.B. No. 73	Committee on Judiciary and Government Operations
	S.B. No. 74	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means
	S.B. No. 75	Jointly to the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
	S.B. No. 76	Committee on Ways and Means

**REFERRAL OF SENATE BILLS**

The President made the following committee assignments of bills introduced on Friday, January 23, 2009.

S.B. No.	Referred to:	
S.B. No. 51	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 71
S.B. No. 52	Committee on Commerce and Consumer Protection	S.B. No. 72
S.B. No. 53	Committee on Commerce and Consumer Protection	
S.B. No. 54	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 73
S.B. No. 55	Committee on Commerce and Consumer Protection	S.B. No. 74
S.B. No. 56	Jointly to the Committee on Health and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 75
S.B. No. 57	Committee on Commerce and Consumer Protection	
		S.B. No. 76

S.B. No. 77	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 98	Affairs, then to the Committee on Ways and Means Committee on Judiciary and Government Operations
S.B. No. 78	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 99	Jointly to the Committee on Judiciary and Government Operations and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 79	Committee on Judiciary and Government Operations	S.B. No. 100	Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 80	Committee on Water, Land, Agriculture, and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 101	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 81	Committee on Judiciary and Government Operations	S.B. No. 102	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 82	Committee on Judiciary and Government Operations	S.B. No. 103	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 83	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 104	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 84	Committee on Judiciary and Government Operations	S.B. No. 105	Committee on Judiciary and Government Operations
S.B. No. 85	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 106	Committee on Judiciary and Government Operations
S.B. No. 86	Committee on Water, Land, Agriculture, and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 107	Committee on Judiciary and Government Operations
S.B. No. 87	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 108	Committee on Judiciary and Government Operations
S.B. No. 88	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 109	Jointly to the Committee on Human Services and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 89	Committee on Judiciary and Government Operations	S.B. No. 110	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 90	Jointly to the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Economic Development and Technology	S.B. No. 111	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 91	Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 112	Committee on Human Services, then to the Committee on Judiciary and Government Operations
S.B. No. 92	Committee on Judiciary and Government Operations	S.B. No. 113	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 93	Committee on Judiciary and Government Operations	S.B. No. 114	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 94	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 115	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the
S.B. No. 95	Committee on Judiciary and Government Operations		
S.B. No. 96	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means		
S.B. No. 97	Committee on Transportation, International and Intergovernmental		

SENATE JOURNAL - 4th DAY

84

	Committee on Judiciary and Government Operations	S.B. No. 136	Committee on Judiciary and Government Operations
S.B. No. 116	Committee on Judiciary and Government Operations	S.B. No. 137	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection
S.B. No. 117	Committee on Economic Development and Technology, then to the Committee on Water, Land, Agriculture, and Hawaiian Affairs	S.B. No. 138	Committee on Labor
S.B. No. 118	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 139	Committee on Education and Housing, then jointly to the Committee on Ways and Means and the Committee on Judiciary and Government Operations
S.B. No. 119	Committee on Judiciary and Government Operations	S.B. No. 140	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 120	Committee on Judiciary and Government Operations	S.B. No. 141	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 121	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations	S.B. No. 142	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 122	Committee on Judiciary and Government Operations	S.B. No. 143	Committee on Education and Housing
S.B. No. 123	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 144	Committee on Education and Housing, then jointly to the Committee on Ways and Means and the Committee on Judiciary and Government Operations
S.B. No. 124	Committee on Commerce and Consumer Protection	S.B. No. 145	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 125	Committee on Judiciary and Government Operations	S.B. No. 146	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 126	Committee on Judiciary and Government Operations	S.B. No. 147	Committee on Water, Land, Agriculture, and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 127	Committee on Judiciary and Government Operations	S.B. No. 148	Committee on Energy and Environment, then jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 128	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 149	Committee on Public Safety and Military Affairs, then to the Committee on Education and Housing
S.B. No. 129	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 150	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 130	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 151	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 131	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 152	Jointly to the Committee on Education and Housing and the Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture, and Hawaiian Affairs
S.B. No. 132	Committee on Labor, then to the Committee on Judiciary and Government Operations	S.B. No. 153	Jointly to the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Transportation,
S.B. No. 133	Committee on Human Services, then to the Committee on Commerce and Consumer Protection		
S.B. No. 134	Committee on Human Services, then to the Committee on Judiciary and Government Operations		
S.B. No. 135	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means		

	International and Intergovernmental Affairs	S.B. No. 172	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 154	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations		
		S.B. No. 173	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 155	Committee on Energy and Environment, then to the Committee on Ways and Means		
		S.B. No. 174	Committee on Health, then to the Committee on Ways and Means
S.B. No. 156	Committee on Energy and Environment, then jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs		
		S.B. No. 175	Jointly to the Committee on Education and Housing and the Committee on Labor, then to the Committee on Ways and Means
S.B. No. 157	Jointly to the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs		
			<b>ADJOURNMENT</b>
			At 6:00 p.m., the Senate adjourned until 11:30 a.m., Wednesday, January 28, 2009.
S.B. No. 158	Committee on Education and Housing, then to the Committee on Labor		
S.B. No. 159	Jointly to the Committee on Education and Housing and the Committee on Labor, then to the Committee on Ways and Means		
S.B. No. 160	Committee on Education and Housing, then to the Committee on Ways and Means		
S.B. No. 161	Jointly to the Committee on Education and Housing and the Committee on Labor, then to the Committee on Ways and Means		
S.B. No. 162	Committee on Education and Housing		
S.B. No. 163	Committee on Education and Housing, then to the Committee on Ways and Means		
S.B. No. 164	Committee on Education and Housing, then to the Committee on Ways and Means		
S.B. No. 165	Jointly to the Committee on Education and Housing and the Committee on Labor, then to the Committee on Ways and Means		
S.B. No. 166	Committee on Health, then to the Committee on Commerce and Consumer Protection		
S.B. No. 167	Committee on Water, Land, Agriculture, and Hawaiian Affairs, then to the Committee on Ways and Means		
S.B. No. 168	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations		
S.B. No. 169	Committee on Health, then to the Committee on Ways and Means		
S.B. No. 170	Committee on Health		
S.B. No. 171	Committee on Health, then to the Committee on Commerce and Consumer Protection		



FIFTH DAY

**Wednesday, January 28, 2009**

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

The Divine Blessing was invoked by the Reverend Yoshiaki Fujitani, Honpa Hongwanji Mission of Hawai'i, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga and Hemmings who were excused.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 219 to 223) were read by the Clerk and were placed on file:

Gov. Msg. No. 219, dated January 7, 2009, transmitting an Annual Report prepared by the Department of Taxation pursuant to Act 213, Section 121, SLH 2007.

Gov. Msg. No. 220, dated January 16, 2009, transmitting an Annual Report prepared by the Department of Taxation pursuant to Act 213, Section 120, SLH 2009.

Gov. Msg. No. 221, dated January 20, 2009, transmitting a report prepared by the Department of Transportation on recommendations for additional revenue-generating initiatives that will replenish the State Highway Fund, pursuant to Act 226, SLH 2008.

Gov. Msg. No. 222, dated January 20, 2009, transmitting a Report on the Department of Transportation's Activities and Efforts Relating to Rental Motor Vehicle Customer Facilities at State Airports, prepared by the Department of Transportation pursuant to Act 226, SLH 2008.

Gov. Msg. No. 223, dated January 22, 2009, transmitting the Report on the TANF Expenditure and Strategic Plan, prepared by the Department of Human Services pursuant to Section 346-51.5, HRS.

**DEPARTMENTAL COMMUNICATION**

The following communication (Dept. Com. No. 55) was read by the Clerk and was placed on file:

Dept. Com. No. 55, from the University of Hawaii dated January 22, 2009, transmitting the Annual Report on the Hawaii Tobacco Settlement Special Fund for FY 2008, pursuant to Section 328L-2, HRS.

**HOUSE COMMUNICATION**

The following communication from the House (Hse. Com. No. 4) was read by the Clerk and was placed on file:

Hse. Com. No. 4, returning S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO SUPPORT THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS INITIATIVE INCREASING FEDERAL SUPPORT FOR THE MEDICAID PROGRAM," which was adopted by the House of Representatives on January 26, 2009.

**INTRODUCTION OF SENATE BILLS**

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the following bills passed First Reading by title and were deferred:

S.B. No. 1136 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senator Hanabusa, by request.

S.B. No. 1137 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Hanabusa, by request.

S.B. No. 1138 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Senator Hanabusa, by request.

S.B. No. 1139 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Senator Hanabusa, by request.

S.B. No. 1140 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Senator Hanabusa, by request.

S.B. No. 1141 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Bunda.

S.B. No. 1142 "A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS."

Introduced by: Senator Green, by request.

S.B. No. 1143 "A BILL FOR AN ACT RELATING TO THE STATE HISTORIC PRESERVATION OFFICER."

Introduced by: Senator Hee.

S.B. No. 1144 "A BILL FOR AN ACT RELATING TO COASTAL AREAS."

Introduced by: Senator Slom.

S.B. No. 1145 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Senator Slom.

S.B. No. 1146 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Senators Espero, English, Baker, Bunda, Hemmings, Ige, Takamine, Taniguchi.

S.B. No. 1147 "A BILL FOR AN ACT RELATING TO STATE DISASTER RELIEF."

Introduced by: Senators Espero, Baker, Bunda, Fukunaga, Galuteria, Kim, Sakamoto.

S.B. No. 1148 "A BILL FOR AN ACT RELATING TO THE COMPREHENSIVE OFFENDER REENTRY SYSTEM."

Introduced by: Senators Espero, Baker, Bunda, Fukunaga, Gabbard, Galuteria, Kim, Sakamoto.

S.B. No. 1149 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF PUBLIC SAFETY."

Introduced by: Senators Espero, Bunda, Fukunaga, Gabbard, Galuteria, Sakamoto.

<p>S.B. No. 1150</p> <p>“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII STATE CONSTITUTION TO REQUIRE THE ADMISSION OF RELEVANT EVIDENCE IN CRIMINAL CASES UNLESS EXCLUDED BY LAW.”</p> <p>Introduced by: Senators Espero, Bunda, Gabbard, Galuteria, Hemmings, Takamine.</p>	<p>Introduced by: Senators Sakamoto, Chun Oakland, Tokuda, Baker, Gabbard, Kidani, Kokubun, Tsutsui.</p>
<p>S.B. No. 1151</p> <p>“A BILL FOR AN ACT RELATING TO FIREWORKS.”</p> <p>Introduced by: Senator Slom.</p>	<p>S.B. No. 1163</p> <p>“A BILL FOR AN ACT RELATING TO FUNDING OF KEIKI FIRST STEPS TRUST FUND.”</p> <p>Introduced by: Senators Sakamoto, Chun Oakland, Green, Baker, Fukunaga, Galuteria, Hooser, Ige.</p>
<p>S.B. No. 1152</p> <p>“A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS.”</p> <p>Introduced by: Senators Hee, Bunda.</p>	<p>S.B. No. 1164</p> <p>“A BILL FOR AN ACT RELATING TO INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN.”</p> <p>Introduced by: Senators Sakamoto, Chun Oakland, Espero, Green, Kidani, Baker, Bunda, English, Fukunaga, Gabbard, Galuteria, Hemmings, Hooser, Ige, Ihara, Kim, Kokubun, Nishihara, Taniguchi, Tokuda, Tsutsui.</p>
<p>S.B. No. 1153</p> <p>“A BILL FOR AN ACT RELATING TO AGRICULTURE.”</p> <p>Introduced by: Senator Hee.</p>	<p>S.B. No. 1165</p> <p>“A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX.”</p> <p>Introduced by: Senators Nishihara, Kidani, Kim.</p>
<p>S.B. No. 1154</p> <p>“A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT.”</p> <p>Introduced by: Senators Fukunaga, Chun Oakland, Espero, Ige, Bunda, Gabbard, Galuteria, Hee, Ihara, Kidani, Sakamoto.</p>	<p>S.B. No. 1166</p> <p>“A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR COUNTY EMPLOYEES.”</p> <p>Introduced by: Senators Nishihara, Galuteria, Hooser, Kidani, Kim, Sakamoto, Tsutsui.</p>
<p>S.B. No. 1155</p> <p>“A BILL FOR AN ACT RELATING TO OCEAN RECREATION AND COASTAL AREAS PROGRAMS.”</p> <p>Introduced by: Senator Bunda.</p>	<p>S.B. No. 1167</p> <p>“A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”</p> <p>Introduced by: Senators Nishihara, Galuteria, Kidani, Sakamoto.</p>
<p>S.B. No. 1156</p> <p>“A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS.”</p> <p>Introduced by: Senator Bunda.</p>	<p>S.B. No. 1168</p> <p>“A BILL FOR AN ACT RELATING TO ELECTIONS.”</p> <p>Introduced by: Senator Ihara, by request.</p>
<p>S.B. No. 1157</p> <p>“A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS.”</p> <p>Introduced by: Senator Bunda.</p>	<p>S.B. No. 1169</p> <p>“A BILL FOR AN ACT RELATING TO PUBLIC SAFETY.”</p> <p>Introduced by: Senators Ihara, Chun Oakland, Green, Espero, Gabbard, Galuteria, Hemmings, Ige.</p>
<p>S.B. No. 1158</p> <p>“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTEENTH SENATORIAL DISTRICT.”</p> <p>Introduced by: Senators Ige, Sakamoto.</p>	<p>S.B. No. 1170</p> <p>“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE IV, SECTION 2, OF THE HAWAII STATE CONSTITUTION TO ADD FOUR MEMBERS TO THE REAPPORTIONMENT COMMISSION TO REPRESENT CITIZEN ORGANIZATIONS.”</p> <p>Introduced by: Senators Ihara, Chun Oakland, Green, Espero, Gabbard, Galuteria, Hemmings, Hooser, Ige.</p>
<p>S.B. No. 1159</p> <p>“A BILL FOR AN ACT RELATING TO DEATH WITH DIGNITY.”</p> <p>Introduced by: Senator Ige, by request.</p>	<p>S.B. No. 1171</p> <p>“A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM.”</p> <p>Introduced by: Senators Ihara, Chun Oakland, Espero, Galuteria, Green, Hemmings, Hooser, Ige.</p>
<p>S.B. No. 1160</p> <p>“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY.”</p> <p>Introduced by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani, Tsutsui.</p>	<p>S.B. No. 1172</p> <p>“A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE.”</p> <p>Introduced by: Senators Ihara, Chun Oakland, Gabbard, Galuteria, Ige.</p>
<p>S.B. No. 1161</p> <p>“A BILL FOR AN ACT RELATING TO LOW INCOME HOUSING TAX CREDIT.”</p> <p>Introduced by: Senator Sakamoto.</p>	
<p>S.B. No. 1162</p> <p>“A BILL FOR AN ACT RELATING TO DEVELOPMENT.”</p>	

<p>S.B. No. 1173</p> <p>Introduced by: Senators Gabbard, Chun Oakland, English, Espero, Green, Baker, Fukunaga, Galuteria, Hemmings, Ige, Ihara, Kidani, Taniguchi.</p>	<p>“A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY.”</p>	<p>Introduced by: Senators Hemmings, Bunda, Chun Oakland, Espero, Fukunaga, Gabbard, Galuteria, Green, Ige, Kidani, Nishihara, Sakamoto, Slom, Takamine, Tokuda, Tsutsui.</p>
<p>S.B. No. 1174</p> <p>Introduced by: Senators Gabbard, English, Fukunaga, Galuteria, Green, Kidani.</p>	<p>“A BILL FOR AN ACT RELATING TO MOTOR VEHICLES.”</p>	<p>S.B. No. 1186</p> <p>Introduced by: Senators Hemmings, Chun Oakland, Green, Bunda, English, Espero, Fukunaga, Gabbard, Galuteria, Ige, Kidani, Nishihara, Sakamoto, Slom, Takamine, Tokuda, Tsutsui.</p>
<p>S.B. No. 1175</p> <p>Introduced by: Senators Gabbard, Chun Oakland, Espero, Green, Hemmings, Fukunaga, Galuteria, Ige, Ihara, Kidani.</p>	<p>“A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY.”</p>	<p>S.B. No. 1187</p> <p>Introduced by: Senators Hemmings, Bunda, English, Gabbard, Ige, Slom, Tsutsui.</p>
<p>S.B. No. 1176</p> <p>Introduced by: Senators Gabbard, Hemmings, Kidani.</p>	<p>“A BILL FOR AN ACT RELATING TO DANGEROUS DOGS.”</p>	<p>S.B. No. 1188</p> <p>Introduced by: Senators Hemmings, Espero, Green, Bunda, Chun Oakland, Galuteria, Ige, Kidani, Nishihara, Slom, Tokuda, Tsutsui.</p>
<p>S.B. No. 1177</p> <p>Introduced by: Senators Gabbard, Hemmings, Kidani.</p>	<p>“A BILL FOR AN ACT RELATING TO PRENATAL EXPOSURE TO CONTROLLED SUBSTANCES.”</p>	<p>S.B. No. 1189</p> <p>Introduced by: Senators Hemmings, Bunda, Chun Oakland, Gabbard, Ige, Kidani, Nishihara, Slom, Tokuda, Tsutsui.</p>
<p>S.B. No. 1178</p> <p>Introduced by: Senators Tokuda, English, Green, Espero, Fukunaga, Ige, Kidani, Nishihara, Sakamoto, Taniguchi.</p>	<p>“A BILL FOR AN ACT RELATING TO HEALTH.”</p>	<p>S.B. No. 1190</p> <p>Introduced by: Senator Taniguchi.</p>
<p>S.B. No. 1179</p> <p>Introduced by: Senators Tokuda, Taniguchi, Baker, English, Espero, Fukunaga, Green, Ige, Kidani, Nishihara, Sakamoto, Tsutsui.</p>	<p>“A BILL FOR AN ACT RELATING TO EDUCATION.”</p>	<p>S.B. No. 1191</p> <p>Introduced by: Senator Taniguchi.</p>
<p>S.B. No. 1180</p> <p>Introduced by: Senators Takamine, Green, Baker, English, Hee, Kokubun.</p>	<p>“A BILL FOR AN ACT RELATING TO AGRICULTURE.”</p>	<p>S.B. No. 1192</p> <p>Introduced by: Senator Taniguchi, by request.</p>
<p>S.B. No. 1181</p> <p>Introduced by: Senators Takamine, Fukunaga, Hee, Ige, Nishihara.</p>	<p>“A BILL FOR AN ACT RELATING TO LABOR.”</p>	<p>S.B. No. 1193</p> <p>Introduced by: Senator Taniguchi, by request.</p>
<p>S.B. No. 1182</p> <p>Introduced by: Senators Takamine, Baker, Chun Oakland, Green, Ige, Nishihara.</p>	<p>“A BILL FOR AN ACT RELATING TO COMMUNITY SERVICES AND THE STATE HOMELESS PROGRAMS.”</p>	<p>S.B. No. 1194</p> <p>Introduced by: Senator Taniguchi, by request.</p>
<p>S.B. No. 1183</p> <p>Introduced by: Senators Takamine, Fukunaga, Hee, Ige, Taniguchi.</p>	<p>“A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES.”</p>	<p>S.B. No. 1195</p> <p>Introduced by: Senators Fukunaga, Baker, Green, Ige, Kidani, Sakamoto, Slom.</p>
<p>S.B. No. 1184</p> <p>Introduced by: Senators Takamine, Fukunaga, Hee, Ige, Nishihara, Taniguchi.</p>	<p>“A BILL FOR AN ACT RELATING TO THE CIVIL RIGHTS COMMISSION.”</p>	<p>S.B. No. 1196</p> <p>Introduced by: Senator Fukunaga.</p>
<p>S.B. No. 1185</p>	<p>“A BILL FOR AN ACT RELATING TO A TAX CREDIT FOR THE PURCHASE OF ELECTRIC VEHICLES.”</p>	<p>S.B. No. 1197</p> <p>Introduced by: Senator Fukunaga.</p>

S.B. No. 1198	“A BILL FOR AN ACT RELATING TO ENERGY RESOURCES.”	Introduced by: Senators Chun Oakland, Sakamoto.
	Introduced by: Senators English, Espero, Tsutsui, Fukunaga, Galuteria, Ige, Kidani, Kim, Nishihara, Sakamoto, Tokuda.	
S.B. No. 1199	“A BILL FOR AN ACT RELATING TO FISHING.”	S.B. No. 1210 “A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT.”
	Introduced by: Senators English, Sakamoto, Tsutsui, Baker, Espero, Fukunaga, Gabbard, Galuteria, Hee, Ige, Kim, Nishihara, Tokuda.	Introduced by: Senator Chun Oakland.
S.B. No. 1200	“A BILL FOR AN ACT MAKING AN APPROPRIATION TO PLAN, DESIGN, AND CONSTRUCT A TEST WELL IN UPCOUNTRY MAUI TO SERVE AS THE FIRST PHASE IN THE CONSTRUCTION OF A GROUND WATER WELL TO SUPPLEMENT THE UPCOUNTRY MAUI SURFACE WATER SYSTEM.”	S.B. No. 1211 “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTEENTH SENATORIAL DISTRICT.”
	Introduced by: Senators English, Tsutsui, Baker, Bunda, Espero, Gabbard, Galuteria, Ige, Kim, Nishihara, Takamine, Tokuda.	Introduced by: Senator Chun Oakland.
S.B. No. 1201	“A BILL FOR AN ACT RELATING TO LAND ACQUISITION.”	S.B. No. 1212 “A BILL FOR AN ACT RELATING TO VETERANS.”
	Introduced by: Senators English, Tokuda, Tsutsui, Gabbard, Ige.	Introduced by: Senators Kidani, Bunda, English, Espero, Gabbard, Galuteria, Hooser, Kim, Nishihara, Sakamoto, Tsutsui.
S.B. No. 1202	“A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES.”	S.B. No. 1213 “A BILL FOR AN ACT RELATING TO CIVIL RELIEF FOR MILITARY RESERVE COMPONENT PERSONNEL.”
	Introduced by: Senators English, Espero, Kidani, Tokuda, Tsutsui, Fukunaga, Gabbard, Galuteria, Ige, Nishihara, Sakamoto.	Introduced by: Senators Kidani, Espero, Green, Sakamoto, Baker, Bunda, Gabbard, Ige, Kim, Nishihara, Tsutsui.
S.B. No. 1203	“A BILL FOR AN ACT RELATING TO COMMUNITY SERVICE.”	S.B. No. 1214 “A BILL FOR AN ACT RELATING TO ELECTIONS.”
	Introduced by: Senators Tsutsui, Sakamoto.	Introduced by: Senators Kidani, Bunda, Gabbard, Galuteria, Kim, Nishihara, Sakamoto, Tsutsui.
S.B. No. 1204	“A BILL FOR AN ACT RELATING TO LONG-TERM INSURANCE TAX CREDIT FOR SMALL BUSINESS.”	S.B. No. 1215 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATED TO RESIDENCE REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE.”
	Introduced by: Senator Tsutsui.	Introduced by: Senators Kidani, Bunda, Galuteria, Kim, Nishihara, Taniguchi, Tsutsui.
S.B. No. 1205	“A BILL FOR AN ACT RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS.”	S.B. No. 1216 “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE.”
	Introduced by: Senator Tsutsui.	Introduced by: Senators Kidani, Green, Kim, Baker, Bunda, Espero, Gabbard, Galuteria, Ige, Ihara, Nishihara, Sakamoto, Tsutsui.
S.B. No. 1206	“A BILL FOR AN ACT RELATING TO COUNTIES.”	S.B. No. 1217 “A BILL FOR AN ACT RELATING TO HEALTH CARE PROFESSIONALS.”
	Introduced by: Senator Tsutsui.	Introduced by: Senator Baker, by request.
S.B. No. 1207	“A BILL FOR AN ACT RELATING TO TAXATION.”	S.B. No. 1218 “A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS.”
	Introduced by: Senators Chun Oakland, Fukunaga, Sakamoto, Slom.	Introduced by: Senator Baker, by request.
S.B. No. 1208	“A BILL FOR AN ACT RELATING TO HEALTH.”	S.B. No. 1219 “A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS.”
	Introduced by: Senators Chun Oakland, Baker, Ige, Sakamoto.	Introduced by: Senators Baker, Green, Ige, Sakamoto.
S.B. No. 1209	“A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION.”	S.B. No. 1220 “A BILL FOR AN ACT RELATING TO THE HAWAII MEDICAL BOARD.”
		Introduced by: Senators Baker, English, Espero, Fukunaga, Gabbard, Ige, Kidani, Kokubun, Tsutsui.
		S.B. No. 1221 “A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”
		Introduced by: Senators Galuteria, Hemmings, Bunda, English, Espero, Fukunaga, Gabbard,

- S.B. No. 1222 Hooser, Kidani, Kim, Nishihara, Sakamoto, Taniguchi, Tsutsui.  
 “A BILL FOR AN ACT RELATING TO THE HUMANE TREATMENT OF PET ANIMALS.”  
 Introduced by: Senators Galuteria, Baker, Bunda, Espero, Fukunaga, Green, Hemmings, Ige, Kidani, Kim, Nishihara, Slom, Taniguchi, Tokuda, Tsutsui.
- S.B. No. 1223 “A BILL FOR AN ACT RELATING TO HAWAII MADE PRODUCTS.”  
 Introduced by: Senators Galuteria, Baker, English, Gabbard, Hemmings, Kidani, Tokuda, Tsutsui, Bunda, Espero, Fukunaga, Green, Ige, Kim, Nishihara, Sakamoto, Slom, Taniguchi.
- S.B. No. 1224 “A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS.”  
 Introduced by: Senators Galuteria, Green, Sakamoto, Bunda, Espero, Fukunaga, Hemmings, Ige, Kidani, Nishihara, Taniguchi, Tokuda.
- S.B. No. 1225 “A BILL FOR AN ACT RELATING TO TAXATION.”  
 Introduced by: Senators Galuteria, Hemmings, Bunda, English, Espero, Fukunaga, Gabbard, Kidani, Nishihara, Tsutsui.
- S.B. No. 1226 “A BILL FOR AN ACT RELATING TO THE TOURISM SPECIAL FUND.”  
 Introduced by: Senators Nishihara, English, Hooser, Tsutsui, Galuteria, Kokubun, Sakamoto.
- S.B. No. 1227 “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.”  
 Introduced by: Senators Nishihara, English, Hooser, Ige, Kidani, Kokubun, Tokuda, Tsutsui, Chun Oakland, Galuteria, Hanabusa, Hee, Ihara, Kim, Sakamoto.
- S.B. No. 1228 “A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS.”  
 Introduced by: Senator Kokubun, by request.
- S.B. No. 1229 “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE REPAIR AND MAINTENANCE OF IRRIGATION SYSTEMS WITHIN THE STATE.”  
 Introduced by: Senators Kokubun, English, Green, Tokuda, Bunda, Hee.
- S.B. No. 1230 “A BILL FOR AN ACT RELATING TO TAXATION.”  
 Introduced by: Senators Kokubun, Hooser, Ihara.
- S.B. No. 1231 “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”  
 Introduced by: Senators Kokubun, Green, Tokuda, Gabbard, Hee.
- S.B. No. 1232 “A BILL FOR AN ACT RELATING TO FRESH HAWAII AGRICULTURAL PRODUCTS.”  
 Introduced by: Senator Hooser.
- S.B. No. 1233 “A BILL FOR AN ACT RELATING TO VEHICULAR EMISSIONS.”  
 Introduced by: Senators Hooser, English, Fukunaga, Gabbard, Galuteria, Ige, Nishihara.
- S.B. No. 1234 “A BILL FOR AN ACT RELATING TO GOVERNMENT.”  
 Introduced by: Senators Hooser, English, Espero, Kidani, Nishihara, Sakamoto, Tokuda, Tsutsui, Baker, Bunda, Fukunaga, Gabbard, Ige, Kim, Kokubun.
- S.B. No. 1235 “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTH SENATORIAL DISTRICT.”  
 Introduced by: Senator Hooser.
- S.B. No. 1236 “A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”  
 Introduced by: Senator Hooser.
- S.B. No. 1237 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO LEGALIZE SLOT MACHINE GAMBLING AND GAMBLING BY VIDEO POKER MACHINES.”  
 Introduced by: Senator Kim.
- S.B. No. 1238 “A BILL FOR AN ACT RELATING TO GAMING.”  
 Introduced by: Senator Kim.
- S.B. No. 1239 “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”  
 Introduced by: Senators Kim, Kidani, Galuteria, Nishihara, Sakamoto, Tsutsui.

**SENATE RESOLUTION**

The following resolution (S.R. No. 3) was read by the Clerk and was disposed of as follows:

S.R. No. 3, entitled: “SENATE RESOLUTION ESTABLISHING POLICIES FOR THE LEGISLATIVE BROADCAST PROGRAM’S CABLECASTS OF SENATE PROCEEDINGS,” was offered by Senators Hooser and Hemmings.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 3 was adopted.

**ORDER OF THE DAY**

**FIRST READING**

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the following bills passed First Reading by title and were deferred:

- S.B. No. 826 “A BILL FOR AN ACT RELATING TO LAND USE.”
- S.B. No. 827 “A BILL FOR AN ACT RELATING TO PUBLIC LANDS WHICH ARE IMPORTANT AGRICULTURAL LANDS.”
- S.B. No. 828 “A BILL FOR AN ACT RELATING TO AGRICULTURE.”

- S.B. No. 829 "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE."
- S.B. No. 830 "A BILL FOR AN ACT RELATING TO GOVERNMENT SHARED SERVICES TECHNOLOGY."
- S.B. No. 831 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES."
- S.B. No. 832 "A BILL FOR AN ACT RELATING TO ENHANCED 911 SERVICES."
- S.B. No. 833 "A BILL FOR AN ACT RELATING TO OBLIGATIONS OF THE DEPARTMENT OF HAWAIIAN HOME LANDS TRUST FUND."
- S.B. No. 834 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."
- S.B. No. 835 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO TESTIMONY OF DEFENDANTS IN CRIMINAL CASES."
- S.B. No. 836 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF HAWAII."
- S.B. No. 837 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."
- S.B. No. 838 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."
- S.B. No. 839 "A BILL FOR AN ACT RELATING TO CHILD ABUSE."
- S.B. No. 840 "A BILL FOR AN ACT RELATING TO PUBLIC ADMINISTRATION."
- S.B. No. 841 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."
- S.B. No. 842 "A BILL FOR AN ACT RELATING TO APPEALS."
- S.B. No. 843 "A BILL FOR AN ACT RELATING TO SENTENCING."
- S.B. No. 844 "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS."
- S.B. No. 845 "A BILL FOR AN ACT RELATING TO COURT ADVISEMENT OF ALIENS."
- S.B. No. 846 "A BILL FOR AN ACT RELATING TO POST CONVICTION PROCEEDINGS."
- S.B. No. 847 "A BILL FOR AN ACT RELATING TO TOBACCO."
- S.B. No. 848 "A BILL FOR AN ACT RELATING TO METAL."
- S.B. No. 849 "A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES."
- S.B. No. 850 "A BILL FOR AN ACT RELATING TO NOTARY PUBLIC SEALS."
- S.B. No. 851 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."
- S.B. No. 852 "A BILL FOR AN ACT RELATING TO CIVIL ACTIONS."
- S.B. No. 853 "A BILL FOR AN ACT RELATING TO APPEALS."
- S.B. No. 854 "A BILL FOR AN ACT RELATING TO CIVIL ACTIONS."
- S.B. No. 855 "A BILL FOR AN ACT RELATING TO CIVIL ACTIONS."
- S.B. No. 856 "A BILL FOR AN ACT RELATING TO IDENTIFICATION."
- S.B. No. 857 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."
- S.B. No. 858 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."
- S.B. No. 859 "A BILL FOR AN ACT RELATING TO PERSONS COMMITTED TO THE HAWAII YOUTH CORRECTIONAL FACILITIES OR TO THE CUSTODY OR CARE OF THE EXECUTIVE DIRECTOR OF THE OFFICE OF YOUTH SERVICES."
- S.B. No. 860 "A BILL FOR AN ACT RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD."
- S.B. No. 861 "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING TAX CREDITS."
- S.B. No. 862 "A BILL FOR AN ACT RELATING TO HOUSING."
- S.B. No. 863 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."
- S.B. No. 864 "A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."
- S.B. No. 865 "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS."
- S.B. No. 866 "A BILL FOR AN ACT RELATING TO LAND USE."
- S.B. No. 867 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."
- S.B. No. 868 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
- S.B. No. 869 "A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY PREPAREDNESS."
- S.B. No. 870 "A BILL FOR AN ACT RELATING TO HAWAII'S CLEAN ENERGY INITIATIVE IN ELECTRIC GENERATION AND DELIVERY."
- S.B. No. 871 "A BILL FOR AN ACT RELATING TO HAWAII'S CLEAN ENERGY INITIATIVE IN ENERGY EFFICIENCY."
- S.B. No. 872 "A BILL FOR AN ACT RELATING TO HAWAII'S CLEAN ENERGY INITIATIVE IN TRANSPORTATION ENERGY."
- S.B. No. 873 "A BILL FOR AN ACT RELATING TO LAND USE."
- S.B. No. 874 "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM HAWAII PUBLIC PROCUREMENT CODE."
- S.B. No. 875 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM."

- S.B. No. 876 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- S.B. No. 877 "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER."
- S.B. No. 878 "A BILL FOR AN ACT RELATING TO PUBLICATION OF HEARING NOTICES."
- S.B. No. 879 "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES."
- S.B. No. 880 "A BILL FOR AN ACT RELATING TO GAS PIPELINE SYSTEMS."
- S.B. No. 881 "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS."
- S.B. No. 882 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL."
- S.B. No. 883 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL."
- S.B. No. 884 "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS."
- S.B. No. 885 "A BILL FOR AN ACT RELATING TO DEPOSITS INTO THE EMERGENCY AND BUDGET RESERVE FUND."
- S.B. No. 886 "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION."
- S.B. No. 887 "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES."
- S.B. No. 888 "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."
- S.B. No. 889 "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS."
- S.B. No. 890 "A BILL FOR AN ACT RELATING TO INSURANCE."
- S.B. No. 891 "A BILL FOR AN ACT RELATING TO INSURANCE."
- S.B. No. 892 "A BILL FOR AN ACT RELATING TO INSURANCE."
- S.B. No. 893 "A BILL FOR AN ACT RELATING TO INSURANCE."
- S.B. No. 894 "A BILL FOR AN ACT RELATING TO THE APPLICABILITY OF THE MORTGAGE RESCUE FRAUD PREVENTION ACT TO REAL ESTATE LICENSEES."
- S.B. No. 895 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNICATIONS COMMISSION."
- S.B. No. 896 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW."
- S.B. No. 897 "A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN."
- S.B. No. 898 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."
- S.B. No. 899 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."
- S.B. No. 900 "A BILL FOR AN ACT RELATING TO THE SCIENCE, TECHNOLOGY, ENGINEERING, AND MATH INCOME TAX CREDIT."
- S.B. No. 901 "A BILL FOR AN ACT RELATING TO HOUSING."
- S.B. No. 902 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."
- S.B. No. 903 "A BILL FOR AN ACT RELATING TO PLANNING."
- S.B. No. 904 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."
- S.B. No. 905 "A BILL FOR AN ACT RELATING TO THE OFFICE OF COMMUNITY SERVICES."
- S.B. No. 906 "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS."
- S.B. No. 907 "A BILL FOR AN ACT RELATING TO THE DEDICATION OF HOUSING INFRASTRUCTURE TO COUNTIES."
- S.B. No. 908 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."
- S.B. No. 909 "A BILL FOR AN ACT RELATING TO THIRD-PARTY REVIEW OF AFFORDABLE HOUSING PROJECTS."
- S.B. No. 910 "A BILL FOR AN ACT RELATING TO THE TRANSFER OF HOMELESS PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES."
- S.B. No. 911 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT."
- S.B. No. 912 "A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS."
- S.B. No. 913 "A BILL FOR AN ACT RELATING TO NOTICE OF GUARDIANSHIP PROCEEDINGS."
- S.B. No. 914 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."
- S.B. No. 915 "A BILL FOR AN ACT RELATING TO ASSISTANCE FOR AGED, BLIND, AND PERMANENTLY AND TOTALLY DISABLED PERSONS."
- S.B. No. 916 "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE."
- S.B. No. 917 "A BILL FOR AN ACT RELATING TO THIRD PARTY LIABILITY FOR MEDICAID."
- S.B. No. 918 "A BILL FOR AN ACT RELATING TO MEDICAID LIENS."
- S.B. No. 919 "A BILL FOR AN ACT RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES."
- S.B. No. 920 "A BILL FOR AN ACT RELATING TO RECORD CHECKS FOR THE OFFICE OF YOUTH SERVICES."
- S.B. No. 921 "A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS."
- S.B. No. 922 "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII DEFERRED COMPENSATION PLAN."

- S.B. No. 923 "A BILL FOR AN ACT RELATING TO GOVERNMENT CONTRACTS FOR SERVICES."
- S.B. No. 924 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."
- S.B. No. 925 "A BILL FOR AN ACT RELATING TO THE UNIFORM ARBITRATION ACT."
- S.B. No. 926 "A BILL FOR AN ACT RELATING TO INTEREST ARBITRATION."
- S.B. No. 927 "A BILL FOR AN ACT RELATING TO SALARIES."
- S.B. No. 928 "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER PROTECTION."
- S.B. No. 929 "A BILL FOR AN ACT RELATING TO THE REPEAL OF THE DIETITIAN LICENSURE PROGRAM."
- S.B. No. 930 "A BILL FOR AN ACT RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES."
- S.B. No. 931 "A BILL FOR AN ACT RELATING TO EPIDEMIOLOGIC INVESTIGATIONS."
- S.B. No. 932 "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE TESTING."
- S.B. No. 933 "A BILL FOR AN ACT RELATING TO TEMPORARY LICENSURE OF DENTISTS."
- S.B. No. 934 "A BILL FOR AN ACT RELATING TO WATER POLLUTION."
- S.B. No. 935 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE LAW."
- S.B. No. 936 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HEALTH CERTIFICATES."
- S.B. No. 937 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."
- S.B. No. 938 "A BILL FOR AN ACT RELATING TO MEDICAL LIABILITY."
- S.B. No. 939 "A BILL FOR AN ACT RELATING TO ACCESS TO HEALTH CARE."
- S.B. No. 940 "A BILL FOR AN ACT RELATING TO INSURANCE."
- S.B. No. 941 "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION BACKGROUND CHECKS."
- S.B. No. 942 "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS."
- S.B. No. 943 "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS."
- S.B. No. 944 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 945 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE."
- S.B. No. 946 "A BILL FOR AN ACT RELATING TO LIFELONG LEARNING ACCOUNTS."
- S.B. No. 947 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT CONTRIBUTION RATES."
- S.B. No. 948 "A BILL FOR AN ACT RELATING TO THE BOILER AND ELEVATOR SAFETY LAW."
- S.B. No. 949 "A BILL FOR AN ACT RELATING TO RECREATIONAL RENAISSANCE."
- S.B. No. 950 "A BILL FOR AN ACT RELATING TO ELECTRIC GUNS."
- S.B. No. 951 "A BILL FOR AN ACT RELATING TO NATURAL RESOURCE VIOLATIONS."
- S.B. No. 952 "A BILL FOR AN ACT RELATING TO RIGHTS OF INSPECTION FOR AQUATIC LIFE."
- S.B. No. 953 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES FOR THE DAMAGING OR BREAKING OF STONY CORAL AND LIVE ROCK."
- S.B. No. 954 "A BILL FOR AN ACT RELATING TO PHOTOGRAPHS OF HISTORIC BUILDINGS."
- S.B. No. 955 "A BILL FOR AN ACT RELATING TO FILINGS IN THE BUREAU OF CONVEYANCES."
- S.B. No. 956 "A BILL FOR AN ACT RELATING TO COPIES IN THE BUREAU OF CONVEYANCES."
- S.B. No. 957 "A BILL FOR AN ACT RELATING TO THE LAND COURT SYSTEM."
- S.B. No. 958 "A BILL FOR AN ACT RELATING TO LAND FAILURE."
- S.B. No. 959 "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION."
- S.B. No. 960 "A BILL FOR AN ACT RELATING TO ABANDONED VESSELS."
- S.B. No. 961 "A BILL FOR AN ACT RELATING TO HUNTING."
- S.B. No. 962 "A BILL FOR AN ACT RELATING TO CONSERVATION OF THREATENED AND ENDANGERED SPECIES."
- S.B. No. 963 "A BILL FOR AN ACT RELATING TO REMNANT LANDS."
- S.B. No. 964 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- S.B. No. 965 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- S.B. No. 966 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
- S.B. No. 967 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."
- S.B. No. 968 "A BILL FOR AN ACT RELATING TO ESCAPE."
- S.B. No. 969 "A BILL FOR AN ACT RELATING TO RESTRICTED ACCESS TO CORRECTIONAL FACILITIES."
- S.B. No. 970 "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS."
- S.B. No. 971 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."
- S.B. No. 972 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."
- S.B. No. 973 "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION."



- S.B. No. 974 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT."
- S.B. No. 975 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY BUSINESS INVESTMENT TAX CREDIT."
- S.B. No. 976 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 977 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 978 "A BILL FOR AN ACT RELATING TO MOPEDS."
- S.B. No. 979 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS."
- S.B. No. 980 "A BILL FOR AN ACT RELATING TO PENALTIES FOR COMMERCIAL DRIVER'S LICENSE VIOLATIONS."
- S.B. No. 981 "A BILL FOR AN ACT RELATING TO HARBORS."
- S.B. No. 982 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REVIEW."
- S.B. No. 983 "A BILL FOR AN ACT RELATING TO HARBORS."
- S.B. No. 984 "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND."
- S.B. No. 985 "A BILL FOR AN ACT RELATING TO HIGHWAYS."
- S.B. No. 986 "A BILL FOR AN ACT RELATING TO AIRPORTS."
- S.B. No. 987 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 988 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 989 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."
- S.B. No. 990 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- S.B. No. 991 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- S.B. No. 992 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."
- S.B. No. 993 "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."
- S.B. No. 994 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
- S.B. No. 995 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."
- S.B. No. 996 "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE."
- S.B. No. 997 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."
- S.B. No. 998 "A BILL FOR AN ACT RELATING TO TARO."
- S.B. No. 999 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."
- S.B. No. 1000 "A BILL FOR AN ACT RELATING TO MAKUA."
- S.B. No. 1001 "A BILL FOR AN ACT RELATING TO EDUCATION."
- S.B. No. 1002 "A BILL FOR AN ACT RELATING TO TUITION WAIVERS IN THE UNIVERSITY OF HAWAII SYSTEM."
- S.B. No. 1003 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIAN ARCHITECTURE."
- S.B. No. 1004 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."
- S.B. No. 1005 "A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS."
- S.B. No. 1006 "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES."
- S.B. No. 1007 "A BILL FOR AN ACT RELATING TO THE WITHHOLDING OF TEN PER CENT OF COUNTY SURCHARGE ON STATE TAX."
- S.B. No. 1008 "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS."
- S.B. No. 1009 "A BILL FOR AN ACT RELATING TO UNADJUDICATED TRAFFIC FINES."
- S.B. No. 1010 "A BILL FOR AN ACT RELATING TO ESTABLISHING A COUNTY TRANSIT ORIENTED DEVELOPMENT INFRASTRUCTURE REVOLVING FUND."
- S.B. No. 1011 "A BILL FOR AN ACT RELATING TO ESTABLISHING A LOAN GUARANTY PROGRAM FOR TRANSIT ORIENTED DEVELOPMENT."
- S.B. No. 1012 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR NORTH KOHALA WATER SYSTEM IMPROVEMENTS."
- S.B. No. 1013 "A BILL FOR AN ACT RELATING TO THE HAMAKUA WATER SYSTEM."
- S.B. No. 1014 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SAFE HAVEN AFTER SCHOOL PROGRAM."
- S.B. No. 1015 "A BILL FOR AN ACT MAKING A APPROPRIATION FOR SOUTH KOHALA WATER RESERVOIR."
- S.B. No. 1016 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER."
- S.B. No. 1017 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A COMMUNITY CENTER AND DISASTER SHELTER IN HAWAIIAN OCEAN VIEW COMMUNITY ESTATES, HAWAII."
- S.B. No. 1018 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COUNTY OF HAWAII MASS TRANSIT."
- S.B. No. 1019 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATING TO RATIFICATION OF CONSTITUTIONAL AMENDMENTS."
- S.B. No. 1020 "A BILL FOR AN ACT RELATING TO CHARGING BY WRITTEN INFORMATION."

- S.B. No. 1021 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION."
- S.B. No. 1022 "A BILL FOR AN ACT RELATING TO GOVERNMENT LIABILITY."
- S.B. No. 1023 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- S.B. No. 1024 "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."
- S.B. No. 1025 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- S.B. No. 1026 "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTERESTS."
- S.B. No. 1027 "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS."
- S.B. No. 1028 "A BILL FOR AN ACT RELATING TO NEPOTISM."
- S.B. No. 1029 "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF FINANCIAL INTERESTS DISCLOSURE STATEMENTS."
- S.B. No. 1030 "A BILL FOR AN ACT RELATING TO LOBBYING STATEMENT OF EXPENDITURES."
- S.B. No. 1031 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 1032 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 1033 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 1034 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 1035 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 1036 "A BILL FOR AN ACT RELATING TO ELECTIONS."
- S.B. No. 1037 "A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES."
- S.B. No. 1038 "A BILL FOR AN ACT RELATING TO ARMED SERVICES."
- S.B. No. 1039 "A BILL FOR AN ACT RELATING TO STATE HOLIDAYS."
- S.B. No. 1040 "A BILL FOR AN ACT RELATING TO SMOKING."
- S.B. No. 1041 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."
- S.B. No. 1042 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."
- S.B. No. 1043 "A BILL FOR AN ACT RELATING TO INSURANCE."
- S.B. No. 1044 "A BILL FOR AN ACT RELATING TO ATTORNEYS."
- S.B. No. 1045 "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES."
- S.B. No. 1046 "A BILL FOR AN ACT RELATING TO HEALTH PROFESSIONAL EDUCATION."
- S.B. No. 1047 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."
- S.B. No. 1048 "A BILL FOR AN ACT RELATING TO ZONING."
- S.B. No. 1049 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."
- S.B. No. 1050 "A BILL FOR AN ACT RELATING TO SMOKING."
- S.B. No. 1051 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 1052 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 1053 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REVIEW."
- S.B. No. 1054 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."
- S.B. No. 1055 "A BILL FOR AN ACT RELATING TO HARBORS."
- S.B. No. 1056 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS."
- S.B. No. 1057 "A BILL FOR AN ACT RELATING TO DETENTION AND RETENTION PONDS."
- S.B. No. 1058 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."
- S.B. No. 1059 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- S.B. No. 1060 "A BILL FOR AN ACT RELATING TO FIREWORKS."
- S.B. No. 1061 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."
- S.B. No. 1062 "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS."
- S.B. No. 1063 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."
- S.B. No. 1064 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY."
- S.B. No. 1065 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."
- S.B. No. 1066 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."
- S.B. No. 1067 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."
- S.B. No. 1068 "A BILL FOR AN ACT RELATING TO FORECLOSURES."
- S.B. No. 1069 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."
- S.B. No. 1070 "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS."
- S.B. No. 1071 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

- S.B. No. 1072 "A BILL FOR AN ACT RELATING TO CUSTOMER SERVICE."
- S.B. No. 1073 "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES."
- S.B. No. 1074 "A BILL FOR AN ACT RELATING TO MEDICAL MALPRACTICE."
- S.B. No. 1075 "A BILL FOR AN ACT RELATING TO HEALTH."
- S.B. No. 1076 "A BILL FOR AN ACT RELATING TO HEALTH CARE."
- S.B. No. 1077 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."
- S.B. No. 1078 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."
- S.B. No. 1079 "A BILL FOR AN ACT RELATING TO ETHANOL."
- S.B. No. 1080 "A BILL FOR AN ACT RELATING TO NUCLEAR ENERGY."
- S.B. No. 1081 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."
- S.B. No. 1082 "A BILL FOR AN ACT RELATING TO TIME SHARE PLANS."
- S.B. No. 1083 "A BILL FOR AN ACT RELATING TO BURIAL SITES."
- S.B. No. 1084 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."
- S.B. No. 1085 "A BILL FOR AN ACT RELATING TO CEDED LANDS."
- S.B. No. 1086 "A BILL FOR AN ACT RELATING TO PET ANIMALS."
- S.B. No. 1087 "A BILL FOR AN ACT RELATING TO PRETAX TRANSPORTATION BENEFIT."
- S.B. No. 1088 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."
- S.B. No. 1089 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 1090 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
- S.B. No. 1091 "A BILL FOR AN ACT RELATING TO MOBILE BILLBOARDS."
- S.B. No. 1092 "A BILL FOR AN ACT RELATING TO PRESCRIPTION RECORDS PRIVACY."
- S.B. No. 1093 "A BILL FOR AN ACT RELATING TO HAWAII EMPLOYERS' MUTUAL INSURANCE COMPANY."
- S.B. No. 1094 "A BILL FOR AN ACT RELATING TO HEALTH."
- S.B. No. 1095 "A BILL FOR AN ACT RELATING TO MEDICAID."
- S.B. No. 1096 "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE AND DEVELOPMENT."
- S.B. No. 1097 "A BILL FOR AN ACT RELATING TO ELECTRONIC VOTING SYSTEMS."
- S.B. No. 1098 "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT."
- S.B. No. 1099 "A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY."
- S.B. No. 1100 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."
- S.B. No. 1101 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A CITIZENS ASSEMBLY AND TO AUTHORIZE THE CITIZENS ASSEMBLY TO PROPOSE CONSTITUTIONAL AND STATUTORY REVISION OR AMENDMENTS TO THE LAWS GOVERNING ELECTIONS, POLITICAL CAMPAIGNS, CAMPAIGN FINANCE, ETHICS, REFERENDUM, REAPPORTIONMENT, LEGISLATIVE PROCESS, PUBLIC ACCESS TO INFORMATION, AND CAMPAIGN FINANCE, AND TO ESTABLISH A REFERENDUM."
- S.B. No. 1102 "A BILL FOR AN ACT RELATING TO PUBLIC DEFENDER SERVICES."
- S.B. No. 1103 "A BILL FOR AN ACT RELATING TO EFFECTIVE LEGISLATION."
- S.B. No. 1104 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."
- S.B. No. 1105 "A BILL FOR AN ACT RELATING TO LEGISLATIVE HEARINGS AND PROCEDURES."
- S.B. No. 1106 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 1107 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."
- S.B. No. 1108 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."
- S.B. No. 1109 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SECOND SENATORIAL DISTRICT."
- S.B. No. 1110 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."
- S.B. No. 1111 "A BILL FOR AN ACT RELATING TO TAXATION."
- S.B. No. 1112 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH SENATORIAL DISTRICT."
- S.B. No. 1113 "A BILL FOR AN ACT RELATING TO GEOGRAPHIC LIMITATIONS ON TIME SHARES."
- S.B. No. 1114 "A BILL FOR AN ACT RELATING TO MORTGAGES."
- S.B. No. 1115 "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS."
- S.B. No. 1116 "A BILL FOR AN ACT RELATING TO AGRICULTURE."
- S.B. No. 1117 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH SENATORIAL DISTRICT."
- S.B. No. 1118 "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING."
- S.B. No. 1119 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

S.B. No. 1120	“A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS.”	S.B. No. 194	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 1121	“A BILL FOR AN ACT RELATING TO SUSTAINABLE AFFORDABLE HOUSING.”	S.B. No. 195	Committee on Commerce and Consumer Protection
S.B. No. 1122	“A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT.”	S.B. No. 196	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 1123	“A BILL FOR AN ACT RELATING TO FIREWORKS.”	S.B. No. 197	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 1124	“A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT.”	S.B. No. 198	Committee on Commerce and Consumer Protection
S.B. No. 1125	“A BILL FOR AN ACT RELATING TO PROCUREMENT.”	S.B. No. 199	Committee on Ways and Means
S.B. No. 1126	“A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES.”	S.B. No. 200	Committee on Ways and Means
S.B. No. 1127	“A BILL FOR AN ACT RELATING TO STATE FOUNDATION ON CULTURE AND THE ARTS.”	S.B. No. 201	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 1128	“A BILL FOR AN ACT RELATING TO METAL.”	S.B. No. 202	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 1129	“A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS.”	S.B. No. 203	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1130	“A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES.”	S.B. No. 204	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1131	“A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY.”	S.B. No. 205	Committee on Education and Housing, then to the Committee on Commerce and Consumer Protection
S.B. No. 1132	“A BILL FOR AN ACT RELATING TO VETERAN SERVICES.”	S.B. No. 206	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1133	“A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT.”	S.B. No. 207	Committee on Public Safety and Military Affairs
S.B. No. 1134	“A BILL FOR AN ACT RELATING TO LONG-TERM CARE.”	S.B. No. 208	Committee on Public Safety and Military Affairs, then to the Committee on Labor
S.B. No. 1135	“A BILL FOR AN ACT RELATING TO HEALTH PLANNING.”	S.B. No. 209	Committee on Public Safety and Military Affairs, then to the Committee on Labor

#### REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Friday, January 23, 2009, and Monday, January 26, 2009:

S.B. No.	Referred to:	S.B. No. 210	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 187	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 211	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 188	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 212	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 189	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 213	Committee on Public Safety and Military Affairs
S.B. No. 190	Committee on Human Services	S.B. No. 214	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 191	Committee on Health, then to the Committee on Ways and Means	S.B. No. 215	Committee on Judiciary and Government Operations
S.B. No. 192	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 216	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government
S.B. No. 193	Committee on Commerce and Consumer Protection		

	Operations, then to the Committee on Ways and Means	S.B. No. 236	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 217	Committee on Judiciary and Government Operations	S.B. No. 237	Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 218	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety and Military Affairs	S.B. No. 238	Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 219	Committee on Judiciary and Government Operations	S.B. No. 239	Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 220	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 240	Committee on Commerce and Consumer Protection
S.B. No. 221	Committee on Judiciary and Government Operations	S.B. No. 241	Jointly to the Committee on Energy and Environment and the Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 222	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Tourism, then to the Committee on Ways and Means	S.B. No. 242	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 223	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 243	Committee on Energy and Environment, then to the Committee on Health
S.B. No. 224	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 244	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
S.B. No. 225	Committee on Judiciary and Government Operations	S.B. No. 245	Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations
S.B. No. 226	Committee on Judiciary and Government Operations	S.B. No. 246	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 227	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 247	Committee on Water, Land, Agriculture and Hawaiian Affairs, then jointly to the Committee on Ways and Means and the Committee on Judiciary and Government Operations
S.B. No. 228	Committee on Judiciary and Government Operations	S.B. No. 248	Jointly to the Committee on Economic Development and Technology and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 229	Committee on Judiciary and Government Operations	S.B. No. 249	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 230	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 250	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 231	Committee on Public Safety and Military Affairs, then jointly to the Committee on Ways and Means and the Committee on Judiciary and Government Operations	S.B. No. 251	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 232	Committee on Judiciary and Government Operations	S.B. No. 252	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 233	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations		
S.B. No. 234	Committee on Judiciary and Government Operations		
S.B. No. 235	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations		

S.B. No. 253	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 276	Committee on Tourism
S.B. No. 254	Committee on Health, then to the Committee on Ways and Means	S.B. No. 277	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 255	Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 278	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 256	Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 279	Committee on Tourism, then to the Committee on Ways and Means
S.B. No. 257	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 280	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 258	Committee on Judiciary and Government Operations	S.B. No. 281	Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 259	Committee on Judiciary and Government Operations	S.B. No. 282	Committee on Tourism, then to the Committee on Ways and Means
S.B. No. 260	Committee on Judiciary and Government Operations	S.B. No. 283	Committee on Tourism
S.B. No. 261	Committee on Education and Housing, then to the Committee on Labor	S.B. No. 284	Committee on Tourism, then to the Committee on Ways and Means
S.B. No. 262	Committee on Education and Housing, then to the Committee on Labor	S.B. No. 285	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations
S.B. No. 263	Committee on Energy and Environment	S.B. No. 286	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 264	Committee on Tourism	S.B. No. 287	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 265	Committee on Education and Housing	S.B. No. 288	Committee on Education and Housing
S.B. No. 266	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 289	Committee on Ways and Means
S.B. No. 267	Committee on Ways and Means	S.B. No. 290	Committee on Ways and Means
S.B. No. 268	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 291	Committee on Ways and Means
S.B. No. 269	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means	S.B. No. 292	Committee on Ways and Means
S.B. No. 270	Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection	S.B. No. 293	Committee on Ways and Means
S.B. No. 271	Committee on Tourism	S.B. No. 294	Committee on Ways and Means
S.B. No. 272	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 295	Committee on Energy and Environment, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 273	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations	S.B. No. 296	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 274	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 297	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 275	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 298	Committee on Commerce and Consumer Protection
		S.B. No. 299	Committee on Judiciary and Government Operations
		S.B. No. 300	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection

S.B. No. 301	Committee on Commerce and Consumer Protection	S.B. No. 324	Committee on Judiciary and Government Operations
S.B. No. 302	Committee on Ways and Means	S.B. No. 325	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 303	Jointly to the Committee on Education and Housing and the Committee on Health	S.B. No. 326	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 304	Committee on Commerce and Consumer Protection	S.B. No. 327	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 305	Committee on Labor	S.B. No. 328	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 306	Committee on Labor	S.B. No. 329	Committee on Judiciary and Government Operations
S.B. No. 307	Committee on Labor	S.B. No. 330	Committee on Judiciary and Government Operations
S.B. No. 308	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 331	Committee on Judiciary and Government Operations
S.B. No. 309	Committee on Labor	S.B. No. 332	Committee on Judiciary and Government Operations
S.B. No. 310	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 333	Committee on Judiciary and Government Operations
S.B. No. 311	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Human Services	S.B. No. 334	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 312	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 335	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 313	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 336	Committee on Health, then to the Committee on Ways and Means
S.B. No. 314	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 337	Committee on Ways and Means
S.B. No. 315	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 338	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 316	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 339	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 317	Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Commerce and Consumer Protection	S.B. No. 340	Committee on Health, then to the Committee on Ways and Means
S.B. No. 318	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 341	Committee on Health, then jointly to the Committee on Judiciary and Government Operations and the Committee on Commerce and Consumer Protection
S.B. No. 319	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 342	Committee on Judiciary and Government Operations
S.B. No. 320	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 343	Committee on Judiciary and Government Operations
S.B. No. 321	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 344	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 322	Committee on Judiciary and Government Operations		
S.B. No. 323	Committee on Judiciary and Government Operations		

S.B. No. 345	Committee on Judiciary and Government Operations	S.B. No. 368	Committee on Ways and Means, then to the Committee on Judiciary and Government Operations
S.B. No. 346	Committee on Judiciary and Government Operations	S.B. No. 369	Committee on Ways and Means, then to the Committee on Judiciary and Government Operations
S.B. No. 347	Committee on Judiciary and Government Operations	S.B. No. 370	Committee on Judiciary and Government Operations
S.B. No. 348	Committee on Judiciary and Government Operations	S.B. No. 371	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 349	Jointly to the Committee on Health and the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 372	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 350	Committee on Judiciary and Government Operations	S.B. No. 373	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 351	Committee on Judiciary and Government Operations	S.B. No. 374	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection
S.B. No. 352	Committee on Health, then to the Committee on Ways and Means	S.B. No. 375	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 353	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 376	Committee on Labor
S.B. No. 354	Committee on Ways and Means	S.B. No. 377	Committee on Energy and Environment, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 355	Committee on Ways and Means	S.B. No. 378	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 356	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 379	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 357	Committee on Judiciary and Government Operations	S.B. No. 380	Committee on Health, then to the Committee on Ways and Means
S.B. No. 358	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 381	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 359	Committee on Judiciary and Government Operations	S.B. No. 382	Committee on Economic Development and Technology
S.B. No. 360	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 383	Committee on Energy and Environment, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 361	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 384	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 362	Committee on Ways and Means, then to the Committee on Judiciary and Government Operations	S.B. No. 385	Committee on Judiciary and Government Operations
S.B. No. 363	Committee on Ways and Means	S.B. No. 386	Committee on Judiciary and Government Operations
S.B. No. 364	Committee on Judiciary and Government Operations	S.B. No. 387	Committee on Ways and Means
S.B. No. 365	Jointly to the Committee on Human Services and the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 388	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 366	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 389	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 367	Committee on Economic Development and Technology, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs		



S.B. No. 390	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 412	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment
S.B. No. 391	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 413	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 392	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 414	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 393	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 415	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 394	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 416	Committee on Health, then to the Committee on Ways and Means
S.B. No. 395	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 417	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
S.B. No. 396	Committee on Commerce and Consumer Protection	S.B. No. 418	Jointly to the Committee on Health and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 397	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 419	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 398	Committee on Commerce and Consumer Protection	S.B. No. 420	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 399	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 421	Committee on Commerce and Consumer Protection
S.B. No. 400	Committee on Judiciary and Government Operations	S.B. No. 422	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 401	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 423	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 402	Committee on Judiciary and Government Operations	S.B. No. 424	Committee on Health, then to the Committee on Ways and Means
S.B. No. 403	Committee on Judiciary and Government Operations	S.B. No. 425	Committee on Health, then to the Committee on Ways and Means
S.B. No. 404	Committee on Ways and Means	S.B. No. 426	Committee on Commerce and Consumer Protection
S.B. No. 405	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 427	Committee on Health, then to the Committee on Ways and Means
S.B. No. 406	Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 428	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 407	Committee on Judiciary and Government Operations	S.B. No. 429	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 408	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 430	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 409	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 431	Committee on Commerce and Consumer Protection
S.B. No. 410	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 432	Committee on Labor
S.B. No. 411	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 433	Committee on Economic Development and Technology

S.B. No. 434	Committee on Ways and Means	S.B. No. 454	Committee on Energy and Environment, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 435	Committee on Health, then to the Committee on Ways and Means		
S.B. No. 436	Committee on Health, then to the Committee on Ways and Means	S.B. No. 455	Committee on Education and Housing
S.B. No. 437	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 456	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 438	Committee on Education and Housing, then to the Committee on Judiciary and Government Operations	S.B. No. 457	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 439	Committee on Education and Housing, then to the Committee on Judiciary and Government Operations	S.B. No. 458	Committee on Judiciary and Government Operations
S.B. No. 440	Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 459	Committee on Commerce and Consumer Protection
S.B. No. 441	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 460	Jointly to the Committee on Higher Education and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 442	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 461	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
S.B. No. 443	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 462	Committee on Judiciary and Government Operations
S.B. No. 444	Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 463	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 445	Committee on Education and Housing, then to the Committee on Judiciary and Government Operations	S.B. No. 464	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 446	Committee on Labor	S.B. No. 465	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 447	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 466	Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations
S.B. No. 448	Committee on Commerce and Consumer Protection	S.B. No. 467	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 449	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations	S.B. No. 468	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 450	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 469	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 451	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means		
S.B. No. 452	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 470	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection
S.B. No. 453	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 471	Committee on Economic Development and Technology

S.B. No. 472	Jointly to the Committee on Health and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 491	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 473	Committee on Judiciary and Government Operations	S.B. No. 492	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 474	Committee on Judiciary and Government Operations	S.B. No. 493	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 475	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 494	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 476	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 495	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 477	Committee on Judiciary and Government Operations	S.B. No. 496	Committee on Education and Housing
S.B. No. 478	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 497	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 479	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 498	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 480	Committee on Judiciary and Government Operations	S.B. No. 499	Committee on Commerce and Consumer Protection
S.B. No. 481	Committee on Commerce and Consumer Protection	S.B. No. 500	Committee on Judiciary and Government Operations
S.B. No. 482	Committee on Commerce and Consumer Protection	S.B. No. 501	Jointly to the Committee on Higher Education and the Committee on Education and Housing
S.B. No. 483	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 502	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 484	Committee on Economic Development and Technology	S.B. No. 503	Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 485	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 504	Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 486	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 505	Committee on Higher Education, then to the Committee on Judiciary and Government Operations
S.B. No. 487	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 506	Committee on Judiciary and Government Operations
S.B. No. 488	Committee on Judiciary and Government Operations	S.B. No. 507	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 489	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 508	Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 490	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 509	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
		S.B. No. 510	Committee on Commerce and Consumer Protection
		S.B. No. 511	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian

	Affairs, then to the Committee on Ways and Means		Affairs, then to the Committee on Ways and Means
S.B. No. 512	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 530	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 513	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 531	Committee on Transportation, International, and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 514	Committee on Transportation, International, and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 532	Committee on Judiciary and Government Operations
S.B. No. 515	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International, and Intergovernmental Affairs	S.B. No. 533	Committee on Judiciary and Government Operations
S.B. No. 516	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 534	Committee on Judiciary and Government Operations
S.B. No. 517	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 535	Committee on Education and Housing, then to the Committee on Judiciary and Government Operations
S.B. No. 518	Jointly to the Committee on Labor and the Committee on Health, then to the Committee on Ways and Means	S.B. No. 536	Committee on Economic Development and Technology
S.B. No. 519	Committee on Health, then to the Committee on Ways and Means	S.B. No. 537	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Economic Development and Technology
S.B. No. 520	Committee on Commerce and Consumer Protection	S.B. No. 538	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 521	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 539	Committee on Public Safety and Military Affairs
S.B. No. 522	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 540	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 523	Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 541	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Transportation, International, and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 524	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 542	Committee on Commerce and Consumer Protection
S.B. No. 525	Committee on Judiciary and Government Operations	S.B. No. 543	Committee on Commerce and Consumer Protection
S.B. No. 526	Committee on Energy and Environment, then to the Committee on Transportation, International, and Intergovernmental Affairs	S.B. No. 544	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Health
S.B. No. 527	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Labor, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means	S.B. No. 545	Committee on Transportation, International, and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 528	Committee on Health, then to the Committee on Ways and Means	S.B. No. 546	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 529	Committee on Transportation, International, and Intergovernmental	S.B. No. 547	Committee on Transportation, International, and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
		S.B. No. 548	Committee on Transportation, International, and Intergovernmental

	Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 566	Committee on Education and Housing
S.B. No. 549	Committee on Commerce and Consumer Protection	S.B. No. 567	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 550	Committee on Energy and Environment	S.B. No. 568	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 551	Committee on Energy and Environment		
S.B. No. 552	Committee on Energy and Environment, then to the Committee on Transportation, International, and Intergovernmental Affairs	S.B. No. 569	Committee on Judiciary and Government Operations
		S.B. No. 570	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 553	Jointly to the Committee on Energy and Environment and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 571	Committee on Public Safety and Military Affairs
		S.B. No. 572	Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 554	Committee on Energy and Environment, then to the Committee on Ways and Means		
S.B. No. 555	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 573	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 556	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Transportation, International, and Intergovernmental Affairs	S.B. No. 574	Committee on Commerce and Consumer Protection
		S.B. No. 575	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 557	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 576	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 558	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	S.B. No. 577	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 559	Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations	S.B. No. 578	Committee on Transportation, International, and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection
S.B. No. 560	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 579	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 561	Jointly to the Committee on Transportation, International, and Intergovernmental Affairs and the Committee on Public Safety and Military Affairs	S.B. No. 580	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
		S.B. No. 581	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 562	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means		
S.B. No. 563	Committee on Public Safety and Military Affairs, then to the Committee on Transportation, International, and Intergovernmental Affairs	S.B. No. 582	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 564	Committee on Public Safety and Military Affairs, then to the Committee on Transportation, International, and Intergovernmental Affairs	S.B. No. 583	Jointly to the Committee on Health and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 565	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 584	Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations

S.B. No. 585	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 605	Committee on Energy and Environment
S.B. No. 586	Committee on Transportation, International, and Intergovernmental Affairs	S.B. No. 606	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
S.B. No. 587	Committee on Health	S.B. No. 607	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 588	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 608	Jointly to the Committee on Labor and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 589	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 609	Committee on Public Safety and Military Affairs, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 590	Committee on Health, then to the Committee on Ways and Means	S.B. No. 610	Committee on Public Safety and Military Affairs, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 591	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 611	Committee on Ways and Means
S.B. No. 592	Committee on Judiciary and Government Operations	S.B. No. 612	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 593	Committee on Public Safety and Military Affairs, then to the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 613	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 594	Committee on Judiciary and Government Operations	S.B. No. 614	Committee on Public Safety and Military Affairs, then to the Committee on Labor
S.B. No. 595	Committee on Commerce and Consumer Protection	S.B. No. 615	Committee on Health, then to the Committee on Ways and Means
S.B. No. 596	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 616	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 597	Committee on Judiciary and Government Operations	S.B. No. 617	Committee on Public Safety and Military Affairs, then to the Committee on Commerce and Consumer Protection
S.B. No. 598	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 618	Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 599	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 619	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 600	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 620	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 601	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 621	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 602	Jointly to the Committee on Judiciary and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 622	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 603	Committee on Commerce and Consumer Protection	S.B. No. 623	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 604	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 624	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Transportation,

	International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 647	Committee on Judiciary and Government Operations
S.B. No. 625	Committee on Health, then to the Committee on Ways and Means	S.B. No. 648	Committee on Judiciary and Government Operations
S.B. No. 626	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 649	Committee on Judiciary and Government Operations
S.B. No. 627	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 650	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 628	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 651	Committee on Judiciary and Government Operations
S.B. No. 629	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 652	Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 630	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 653	Committee on Judiciary and Government Operations
S.B. No. 631	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 654	Committee on Judiciary and Government Operations
S.B. No. 632	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 655	Committee on Judiciary and Government Operations
S.B. No. 633	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 656	Committee on Judiciary and Government Operations
S.B. No. 634	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 657	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 635	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 658	Committee on Judiciary and Government Operations
S.B. No. 636	Committee on Commerce and Consumer Protection	S.B. No. 659	Committee on Ways and Means
S.B. No. 637	Committee on Commerce and Consumer Protection	S.B. No. 660	Committee on Commerce and Consumer Protection
S.B. No. 638	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 661	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 639	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 662	Committee on Judiciary and Government Operations
S.B. No. 640	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 663	Committee on Education and Housing, then to the Committee on Commerce and Consumer Protection
S.B. No. 641	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 664	Committee on Judiciary and Government Operations
S.B. No. 642	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 665	Committee on Judiciary and Government Operations
S.B. No. 643	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 666	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 644	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 667	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 645	Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 668	Committee on Ways and Means, then to the Committee on Judiciary and Government Operations
S.B. No. 646	Committee on Ways and Means	S.B. No. 669	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 670	Committee on Judiciary and Government Operations	S.B. No. 691	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 671	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 692	Committee on Labor
S.B. No. 672	Committee on Judiciary and Government Operations	S.B. No. 693	Committee on Education and Housing
S.B. No. 673	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Human Services	S.B. No. 694	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 674	Jointly to the Committee on Judiciary and Government Operations and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 695	Committee on Labor
S.B. No. 675	Committee on Judiciary and Government Operations	S.B. No. 696	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 676	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 697	Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 677	Committee on Judiciary and Government Operations	S.B. No. 698	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 678	Committee on Judiciary and Government Operations	S.B. No. 699	Committee on Judiciary and Government Operations
S.B. No. 679	Committee on Judiciary and Government Operations	S.B. No. 700	Committee on Ways and Means
S.B. No. 680	Committee on Judiciary and Government Operations	S.B. No. 701	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 681	Committee on Judiciary and Government Operations	S.B. No. 702	Committee on Ways and Means
S.B. No. 682	Committee on Judiciary and Government Operations	S.B. No. 703	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 683	Committee on Judiciary and Government Operations	S.B. No. 704	Committee on Ways and Means
S.B. No. 684	Committee on Judiciary and Government Operations	S.B. No. 705	Committee on Judiciary and Government Operations
S.B. No. 685	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 706	Committee on Ways and Means
S.B. No. 686	Committee on Judiciary and Government Operations	S.B. No. 707	Committee on Commerce and Consumer Protection
S.B. No. 687	Committee on Labor, then to the Committee on Judiciary and Government Operations	S.B. No. 708	Committee on Ways and Means
S.B. No. 688	Committee on Labor	S.B. No. 709	Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 689	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 710	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 690	Jointly to the Committee on Labor and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 711	Committee on Transportation, International and Intergovernmental Affairs
		S.B. No. 712	Committee on Commerce and Consumer Protection
		S.B. No. 713	Committee on Labor, then to the Committee on Ways and Means
		S.B. No. 714	Committee on Transportation, International and Intergovernmental Affairs



S.B. No. 715	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 732	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 716	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 733	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 717	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 734	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 718	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 735	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 719	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 736	Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 720	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 737	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 721	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 738	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 722	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 739	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 723	Committee on Ways and Means	S.B. No. 740	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 724	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 741	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 725	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 742	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 726	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 743	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 727	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 744	Committee on Ways and Means
S.B. No. 728	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 745	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 729	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 746	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 730	Committee on Education and Housing, then to the Committee on Ways and Means		
S.B. No. 731	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means		

S.B. No. 747	Jointly to the Committee on Education and Housing and the Committee on Labor, then to the Committee on Ways and Means	S.B. No. 1241	“A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS.”
		Introduced by:	Senator Hee.
S.B. No. 748	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 1242	“A BILL FOR AN ACT RELATING TO MOTOR VEHICLES.”
		Introduced by:	Senator Bunda.
S.B. No. 749	Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 1243	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRD SENATORIAL DISTRICT.”
		Introduced by:	Senators Green, Kokubun, Takamine.
S.B. No. 750	Jointly to the Committee on Education and Housing and the Committee on Labor, then to the Committee on Ways and Means	S.B. No. 1244	“A BILL FOR AN ACT RELATING TO SOLID WASTE.”
		Introduced by:	Senators Bunda, Hooser, Fukunaga, Galuteria, Hemmings, Ige, Kidani, Kim, Nishihara, Sakamoto.
S.B. No. 751	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Education and Housing	S.B. No. 1245	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT.”
		Introduced by:	Senator Fukunaga.
S.B. No. 752	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 1246	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE 11TH SENATORIAL DISTRICT.”
		Introduced by:	Senator Fukunaga.
S.B. No. 753	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 1247	“A BILL FOR AN ACT RELATING TO THE ECONOMY.”
		Introduced by:	Senators Fukunaga, Baker, Chun Oakland, Espero, Green, Hooser, Ige, Tsutsui, Bunda, Gabbard, Galuteria, Hanabusa, Hee, Ihara, Kidani, Kim, Kokubun, Sakamoto, Takamine.
S.B. No. 754	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 1248	“A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES.”
		Introduced by:	Senators Fukunaga, Baker, Espero, Hee, Ige, Slom.
S.B. No. 755	Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 1249	“A BILL FOR AN ACT RELATING TO TEACHERS.”
		Introduced by:	Senators Sakamoto, Chun Oakland, English, Espero, Galuteria, Green, Hooser, Ihara, Kidani, Tsutsui, Gabbard, Ige, Taniguchi.

**RE-REFERRAL OF SENATE BILLS**

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

S.B. No.	Re-referred to:
S.B. No. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 31	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Tourism, then to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means

At this time the Chair made the following announcement:

“Today is the last day of bill introduction. The five bill per day limit is in effect, and the deadline to submit your bills to the Clerk’s office is 6:00 p.m. tonight.”

**INTRODUCTION OF SENATE BILLS**

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the Clerk was authorized to receive bills for introduction prior to 6:00 p.m. In consequence thereof and subsequent to its recessing at 11:45 a.m., the following bills were introduced and placed on the calendar for further action on Friday, January 30, 2009:

S.B. No. 1240	“A BILL FOR AN ACT RELATING TO HEALTH INSURANCE.”
Introduced by:	Senator Hee.

S.B. No. 1250	“A BILL FOR AN ACT RELATING TO EDUCATION.”
Introduced by:	Senator Sakamoto.
S.B. No. 1251	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTIETH SENATORIAL DISTRICT.”
Introduced by:	Senator Espero.
S.B. No. 1252	“A BILL FOR AN ACT RELATING TO THE ARTS.”
Introduced by:	Senators Espero, Green, Hooser, Bunda, Gabbard, Galuteria, Kidani, Nishihara, Taniguchi, Tsutsui.

- S.B. No. 1253 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION TO ESTABLISH RIGHTS OF CRIME VICTIMS."  
 Introduced by: Senators Espero, Green, Kidani, Sakamoto, Bunda, Galuteria, Hooser, Kim, Nishihara.
- S.B. No. 1254 "A BILL FOR AN ACT RELATING TO FIREWORKS."  
 Introduced by: Senators Espero, Chun Oakland, Green, Bunda, Galuteria, Hee, Nishihara, Sakamoto.
- S.B. No. 1255 "A BILL FOR AN ACT RELATING TO REDUCED IGNITION PROPENSITY CIGARETTES."  
 Introduced by: Senators Espero, Green, Bunda, Galuteria, Kidani.
- S.B. No. 1256 "A BILL FOR AN ACT RELATING TO BUSINESS OR DEVELOPMENT-RELATED PERMITS, LICENSES, OR APPROVALS."  
 Introduced by: Senator Hee.
- S.B. No. 1257 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE."  
 Introduced by: Senators Gabbard, Ige, Kidani, Sakamoto.
- S.B. No. 1258 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."  
 Introduced by: Senators Gabbard, Chun Oakland, Kidani, Baker, Espero, Fukunaga, Galuteria, Hooser, Ige, Sakamoto, Tsutsui.
- S.B. No. 1259 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE."  
 Introduced by: Senators Gabbard, Green, Espero, Galuteria, Ige, Kidani.
- S.B. No. 1260 "A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES."  
 Introduced by: Senators Gabbard, Chun Oakland, Hooser, Galuteria, Ige, Kidani, Sakamoto, Tsutsui.
- S.B. No. 1261 "A BILL FOR AN ACT RELATING TO HEALTH."  
 Introduced by: Senators Gabbard, Chun Oakland, Hooser, Ige, Kidani, Sakamoto, Tsutsui.
- S.B. No. 1262 "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT."  
 Introduced by: Senators Ige, Chun Oakland, Green, English, Galuteria, Kidani, Nishihara.
- S.B. No. 1263 "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS."  
 Introduced by: Senators Ige, Green, Chun Oakland, Galuteria, Kidani, Nishihara.
- S.B. No. 1264 "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT."  
 Introduced by: Senators Ige, Galuteria, Kidani, Nishihara, Tsutsui.
- S.B. No. 1265 "A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS."  
 Introduced by: Senators Ige, Chun Oakland, Green, English, Galuteria, Kidani, Nishihara, Tsutsui.
- S.B. No. 1266 "A BILL FOR AN ACT RELATING TO SKILLED NURSING FACILITIES."  
 Introduced by: Senators Ige, Chun Oakland, Green, English, Galuteria, Kidani, Nishihara, Tsutsui.
- S.B. No. 1267 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING."  
 Introduced by: Senators Hemmings, Espero, Galuteria, Ige, Ihara, Slom, Taniguchi.
- S.B. No. 1268 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."  
 Introduced by: Senator Hee.
- S.B. No. 1269 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON."  
 Introduced by: Senators Hemmings, Sakamoto, Gabbard, Slom.
- S.B. No. 1270 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH SENATORIAL DISTRICT."  
 Introduced by: Senators Kim, Ige, Sakamoto.
- S.B. No. 1271 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."  
 Introduced by: Senators Kim, Baker, English, Espero, Fukunaga, Gabbard, Galuteria, Hanabusa, Hooser, Ihara, Kidani, Nishihara, Tsutsui.
- S.B. No. 1272 "A BILL FOR AN ACT RELATING TO TAXATION."  
 Introduced by: Senators Kim, English, Hooser, Nishihara, Tsutsui, Fukunaga, Gabbard, Galuteria, Hee, Ihara, Kidani, Takamine.
- S.B. No. 1273 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."  
 Introduced by: Senator Nishihara.
- S.B. No. 1274 "A BILL FOR AN ACT RELATING TO CONTRACTORS."  
 Introduced by: Senator Nishihara.
- S.B. No. 1275 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FILIPINO COMMUNITY CENTER."  
 Introduced by: Senator Nishihara.
- S.B. No. 1276 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."  
 Introduced by: Senators Slom, Chun Oakland, Fukunaga, Galuteria, Green, Ihara, Kidani, Sakamoto, Tokuda, Bunda, Gabbard, Ige, Kim, Takamine.

S.B. No. 1277	“A BILL FOR AN ACT RELATING TO HOUSING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senators Sakamoto, Chun Oakland, Espero, Galuteria, Green, Ihara, Kidani, Baker, Bunda, English, Gabbard, Ige, Kim, Nishihara, Tokuda, Tsutsui.	
S.B. No. 1278	“A BILL FOR AN ACT RELATING TO EDUCATION.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senators Sakamoto, Green, Hooser, Kidani, Tsutsui, Gabbard, Galuteria, Ige, Ihara, Kim.	
S.B. No. 1279	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senators Tokuda, Chun Oakland, Hooser, Bunda, English, Espero, Gabbard, Galuteria, Kidani, Sakamoto, Takamine, Tsutsui.	
S.B. No. 1280	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senators Tokuda, Chun Oakland, Hooser, Bunda, English, Espero, Gabbard, Galuteria, Kidani, Sakamoto, Takamine.	
S.B. No. 1281	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senators Hanabusa, by request, Espero.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1282	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1283	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senators Hanabusa, by request, Espero.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1284	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1285	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1286	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1287	“A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS.”	Introduced by: Senators Hanabusa, by request, Espero.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1288	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1289	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1290	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1291	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1292	“A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1293	“A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1294	“A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1295	“A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1296	“A BILL FOR AN ACT RELATING TO WATER.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1297	“A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senators Hanabusa, by request, Espero.	
S.B. No. 1298	“A BILL FOR AN ACT RELATING TO MOTOR VEHICLES.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1299	“A BILL FOR AN ACT RELATING TO ADVANCED FLIGHT SIMULATOR TRAINING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senators Hanabusa, by request, Espero.	
S.B. No. 1300	“A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS’ TRAINING CORPS.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1301	“A BILL FOR AN ACT RELATING TO DISCHARGE OF SURETIES.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1302	“A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1303	“A BILL FOR AN ACT RELATING TO ENERGY INDEPENDENCE.”	Introduced by: Senators Hanabusa, by request, Espero.
Introduced by:	Senators Hanabusa, by request, Espero.	
S.B. No. 1304	“A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1305	“A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE AMERICAN RED CROSS.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	
S.B. No. 1306	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	Introduced by: Senator Hanabusa, by request.
Introduced by:	Senator Hanabusa, by request.	

- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1307 "A BILL FOR AN ACT RELATING TO ALCOHOL FUELS."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1308 "A BILL FOR AN ACT RELATING TO EDUCATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1309 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER"
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1310 "A BILL FOR AN ACT RELATING TO HEALTHCARE."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1311 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1312 "A BILL FOR AN ACT RELATING TO CONSERVATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1313 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1314 "A BILL FOR AN ACT RELATING TO THE STRUCTURE OF STATE GOVERNMENT."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1315 "A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1316 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1317 "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1318 "A BILL FOR AN ACT RELATING TO PLANNING AND ECONOMIC DEVELOPMENT."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1319 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1320 "A BILL FOR AN ACT RELATING TO MEASUREMENTS AND STANDARDS."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1321 "A BILL FOR AN ACT RELATING TO THE TAXATION OF ONLINE TRAVEL COMPANIES."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1322 "A BILL FOR AN ACT RELATING TO TAX CREDITS."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1323 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1324 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1325 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1326 "A BILL FOR AN ACT RELATING TO TAXATION."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1327 "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX."
- Introduced by: Senator Hanabusa, by request.  
 S.B. No. 1328 "A BILL FOR AN ACT RELATING TO FORECLOSURES."
- Introduced by: Senators Chun Oakland, English, Bunda, Espero, Kidani, Nishihara, Tsutsui.  
 S.B. No. 1329 "A BILL FOR AN ACT RELATING TO EARLY LEARNING."
- Introduced by: Senators Chun Oakland, Green, Sakamoto, Baker, Bunda, English, Espero, Gabbard, Galuteria, Hanabusa, Ige, Kidani, Kokubun, Nishihara, Takamine, Taniguchi, Tokuda, Tsutsui.  
 S.B. No. 1330 "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE."
- Introduced by: Senators Chun Oakland, Baker, Ige, Nishihara, Sakamoto.  
 S.B. No. 1331 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF STATE LAW ENFORCEMENT."
- Introduced by: Senators Chun Oakland, Espero.  
 S.B. No. 1332 "A BILL FOR AN ACT RELATING TO HEALTHCARE."
- Introduced by: Senators Chun Oakland, Baker, Ige.  
 S.B. No. 1333 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE TWENTY-SECOND SENATORIAL DISTRICT."
- Introduced by: Senator Bunda.  
 S.B. No. 1334 "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE."
- Introduced by: Senators Galuteria, Baker, Chun Oakland, Green, Kidani, Kim, Sakamoto, Bunda, Espero, Gabbard, Ige.

<p>S.B. No. 1335     “A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT.”</p> <p>Introduced by: Senators Galuteria, Chun Oakland, Kidani, Bunda, English, Espero, Kim, Nishihara, Slom.</p>	<p>S.B. No. 1347     “A BILL FOR AN ACT RELATING TO SMOKING.”</p> <p>Introduced by: Senators Slom, Bunda, Chun Oakland, Espero, Galuteria.</p>
<p>S.B. No. 1336     “A BILL FOR AN ACT RELATING TO FIREARMS.”</p> <p>Introduced by: Senators Galuteria, Chun Oakland, Kidani, Baker, Bunda, Espero, Ige, Kim.</p>	<p>S.B. No. 1348     “A BILL FOR AN ACT RELATING TO ENERGY RESOURCES.”</p> <p>Introduced by: Senator Taniguchi.</p>
<p>S.B. No. 1337     “A BILL FOR AN ACT RELATING TO STATE OFFICERS.”</p> <p>Introduced by: Senator Ihara, by request.</p>	<p>S.B. No. 1349     “A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC.”</p> <p>Introduced by: Senator Taniguchi.</p>
<p>S.B. No. 1338     “A BILL FOR AN ACT RELATING TO HOUSEHOLD ENERGY DEMAND.”</p> <p>Introduced by: Senators Kidani, Baker, Espero, Fukunaga, Gabbard, Galuteria, Kim, Taniguchi, Tsutsui.</p>	<p>S.B. No. 1350     “A BILL FOR AN ACT RELATING TO KAKAAKO.”</p> <p>Introduced by: Senator Taniguchi.</p>
<p>S.B. No. 1339     “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE NOISE.”</p> <p>Introduced by: Senators Kidani, Bunda, Espero, Fukunaga, Gabbard, Kim, Nishihara, Sakamoto, Takamine, Taniguchi.</p>	<p>S.B. No. 1351     “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO.”</p> <p>Introduced by: Senators Tokuda, Chun Oakland, Ige, Baker, Bunda, Espero, Kidani, Kokubun.</p>
<p>S.B. No. 1340     “A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY.”</p> <p>Introduced by: Senators Kidani, Green, Bunda, Espero, Fukunaga, Gabbard, Galuteria, Kim, Nishihara, Sakamoto, Takamine, Tokuda, Tsutsui.</p>	<p>S.B. No. 1352     “A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES.”</p> <p>Introduced by: Senators Tokuda, Chun Oakland, Baker, Bunda, Espero, Ige, Kidani.</p>
<p>S.B. No. 1341     “A BILL FOR AN ACT RELATING TO HOUSING.”</p> <p>Introduced by: Senators Kidani, Chun Oakland, Sakamoto, Bunda, Espero, Fukunaga, Gabbard, Galuteria, Nishihara, Takamine, Tsutsui.</p>	<p>S.B. No. 1353     “A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FOURTH SENATORIAL DISTRICT.”</p> <p>Introduced by: Senator Tokuda.</p>
<p>S.B. No. 1342     “A BILL FOR AN ACT RELATING TO PRIVATE AGRICULTURAL PARKS.”</p> <p>Introduced by: Senators Kokubun, Takamine, Hee.</p>	<p>S.B. No. 1354     “A BILL FOR AN ACT RELATING TO STATE HEALTH PLANNING.”</p> <p>Introduced by: Senators Tsutsui, Baker, English, Hanabusa.</p>
<p>S.B. No. 1343     “A BILL FOR AN ACT RELATING TO FEES AND OTHER ASSESSMENTS.”</p> <p>Introduced by: Senators Kokubun, Takamine, Tokuda, English, Hanabusa, Hee, Kim, Taniguchi.</p>	<p>S.B. No. 1355     “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”</p> <p>Introduced by: Senator Hooser.</p>
<p>S.B. No. 1344     “A BILL FOR AN ACT RELATING TO HEALTH CARE.”</p> <p>Introduced by: Senators Kokubun, by request, Baker.</p>	<p>S.B. No. 1356     “A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS.”</p> <p>Introduced by: Senator Hooser.</p>
<p>S.B. No. 1345     “A BILL FOR AN ACT RELATING TO AGRICULTURE.”</p> <p>Introduced by: Senators Kokubun, Hee, Takamine, Tokuda, English, Taniguchi.</p>	<p>S.B. No. 1357     “A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES.”</p> <p>Introduced by: Senator Hooser.</p>
<p>S.B. No. 1346     “A BILL FOR AN ACT RELATING TO TAXATION.”</p> <p>Introduced by: Senators Sakamoto, Chun Oakland, Espero, Hooser, Kidani, Baker, Galuteria, Hee, Kokubun, Nishihara, Takamine, Taniguchi, Tokuda.</p>	<p>S.B. No. 1358     “A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION.”</p> <p>Introduced by: Senator Hooser.</p>
	<p>S.B. No. 1359     “A BILL FOR AN ACT RELATING TO EDUCATION.”</p> <p>Introduced by: Senator Hooser.</p>
	<p>S.B. No. 1360     “A BILL FOR AN ACT RELATING TO ELDERLY HOUSING.”</p> <p>Introduced by: Senator Hooser.</p>
	<p>S.B. No. 1361     “A BILL FOR AN ACT RELATING TO HOUSING.”</p> <p>Introduced by: Senator Hooser.</p>

S.B. No. 1362	“A BILL FOR AN ACT RELATING TO LEASEHOLDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1363	“A BILL FOR AN ACT RELATING TO LIBRARIES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1364	“A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1365	“A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1366	“A BILL FOR AN ACT RELATING TO THE LANDLORD TENANT CODE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1367	“A BILL FOR AN ACT RELATING TO AIRCRAFT NOISE ABATEMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1368	“A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1369	“A BILL FOR AN ACT RELATING TO BIODIESEL.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1370	“A BILL FOR AN ACT RELATING TO BIOFUELS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1371	“A BILL FOR AN ACT RELATING TO CONSERVATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1372	“A BILL FOR AN ACT RELATING TO ECOLOGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1373	“A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1374	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1375	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1376	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1377	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1378	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1379	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1380	“A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1381	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1382	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1383	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1384	“A BILL FOR AN ACT RELATING TO BANKING.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1385	“A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1386	“A BILL FOR AN ACT RELATING TO BUSINESS REGULATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1387	“A BILL FOR AN ACT RELATING TO CABLE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1388	“A BILL FOR AN ACT RELATING TO COMMUNICATIONS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1389	“A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1390	“A BILL FOR AN ACT RELATING TO CONSUMERS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1391	“A BILL FOR AN ACT RELATING TO CONTRACTS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1392	“A BILL FOR AN ACT RELATING TO THE HURRICANE RELIEF FUND.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1393	“A BILL FOR AN ACT RELATING TO IDENTITY THEFT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1394	“A BILL FOR AN ACT RELATING TO INSURANCE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	

S.B. No. 1395	“A BILL FOR AN ACT RELATING TO INTERSTATE BANKING.”	S.B. No. 1411	“A BILL FOR AN ACT RELATING TO ELECTIONS.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1396	“A BILL FOR AN ACT RELATING TO PERMITS, LICENSES, AND APPROVALS.”	S.B. No. 1412	“A BILL FOR AN ACT RELATING TO ETHICS.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1397	“A BILL FOR AN ACT RELATING TO PROFESSIONS AND VOCATIONS.”	S.B. No. 1413	“A BILL FOR AN ACT RELATING TO FIREARMS.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1398	“A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES.”	S.B. No. 1414	“A BILL FOR AN ACT RELATING TO GOVERNMENT EFFICIENCY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1399	“A BILL FOR AN ACT RELATING TO HOTEL RENOVATION AND NEW CONSTRUCTION TAX CREDIT.”	S.B. No. 1415	“A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1400	“A BILL FOR AN ACT RELATING TO THE PRACTICE OF RESPIRATORY CARE IN HAWAII.”	S.B. No. 1416	“A BILL FOR AN ACT RELATING TO HARBORS.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1401	“A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE.”	S.B. No. 1417	“A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1402	“A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING.”	S.B. No. 1418	“A BILL FOR AN ACT RELATING TO PROBATE.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1403	“A BILL FOR AN ACT RELATING TO CIVIL DEFENSE.”	S.B. No. 1419	“A BILL FOR AN ACT RELATING TO PROCUREMENT.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1404	“A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS.”	S.B. No. 1420	“A BILL FOR AN ACT RELATING TO PUBLIC NOTICES.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1405	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	S.B. No. 1421	“A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1406	“A BILL FOR AN ACT RELATING TO CORRECTIONS.”	S.B. No. 1422	“A BILL FOR AN ACT RELATING TO THE AUDITOR.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1407	“A BILL FOR AN ACT RELATING TO THE COURTS.”	S.B. No. 1423	“A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1408	“A BILL FOR AN ACT RELATING TO CRIME.”	S.B. No. 1424	“A BILL FOR AN ACT RELATING TO THE DRUG DEALER LIABILITY ACT.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1409	“A BILL FOR AN ACT RELATING TO CRIME PREVENTION.”	S.B. No. 1425	“A BILL FOR AN ACT RELATING TO GOVERNMENT.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1410	“A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE.”	S.B. No. 1426	“A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.



S.B. No. 1427	“A BILL FOR AN ACT RELATING TO GROUP FOSTER CARE HOUSING.”	Introduced by: Senator Hooser.	S.B. No. 1444	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1428	“A BILL FOR AN ACT RELATING TO HUMAN SERVICES.”	Introduced by: Senator Hooser.	S.B. No. 1445	“A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1429	“A BILL FOR AN ACT RELATING TO MARRIAGE.”	Introduced by: Senator Hooser.	S.B. No. 1446	“A BILL FOR AN ACT RELATING TO FEES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1430	“A BILL FOR AN ACT RELATING TO MED-QUEST.”	Introduced by: Senator Hooser.	S.B. No. 1447	“A BILL FOR AN ACT RELATING TO FINANCES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1431	“A BILL FOR AN ACT RELATING TO MINORS.”	Introduced by: Senator Hooser.	S.B. No. 1448	“A BILL FOR AN ACT RELATING TO FUNDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1432	“A BILL FOR AN ACT RELATING TO PROTECTIVE SERVICES.”	Introduced by: Senator Hooser.	S.B. No. 1449	“A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1433	“A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE.”	Introduced by: Senator Hooser.	S.B. No. 1450	“A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1434	“A BILL FOR AN ACT RELATING TO THE CHILD WELFARE SYSTEM.”	Introduced by: Senator Hooser.	S.B. No. 1451	“A BILL FOR AN ACT RELATING TO GRANTS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1435	“A BILL FOR AN ACT RELATING TO THE ELDERLY.”	Introduced by: Senator Hooser.	S.B. No. 1452	“A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1436	“A BILL FOR AN ACT RELATING TO THE HOMELESS.”	Introduced by: Senator Hooser.	S.B. No. 1453	“A BILL FOR AN ACT RELATING TO PUBLIC MONEY AND CONTRACTS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1437	“A BILL FOR AN ACT RELATING TO YOUTH SERVICES.”	Introduced by: Senator Hooser.	S.B. No. 1454	“A BILL FOR AN ACT RELATING TO REVENUES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1438	“A BILL FOR AN ACT RELATING TO COMMUNICABLE DISEASES.”	Introduced by: Senator Hooser.	S.B. No. 1455	“A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1439	“A BILL FOR AN ACT RELATING TO HEALTH.”	Introduced by: Senator Hooser.	S.B. No. 1456	“A BILL FOR AN ACT RELATING TO STATE BONDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1440	“A BILL FOR AN ACT RELATING TO HOSPITALS.”	Introduced by: Senator Hooser.	S.B. No. 1457	“A BILL FOR AN ACT RELATING TO STATE FINANCES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1441	“A BILL FOR AN ACT RELATING TO LONG TERM CARE.”	Introduced by: Senator Hooser.	S.B. No. 1458	“A BILL FOR AN ACT RELATING TO STATE FUNDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.				
S.B. No. 1442	“A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.”	Introduced by: Senator Hooser.			
	Introduced by: Senator Hooser.				
S.B. No. 1443	“A BILL FOR AN ACT RELATING TO TRAUMA CARE.”	Introduced by: Senator Hooser.			

- S.B. No. 1459 "A BILL FOR AN ACT RELATING TO THE STREAMLINED SALES AND USE TAX."  
Introduced by: Senator Hooser.
- S.B. No. 1460 "A BILL FOR AN ACT RELATING TO TAX CREDITS."  
Introduced by: Senator Hooser.
- S.B. No. 1461 "A BILL FOR AN ACT RELATING TO TAXATION."  
Introduced by: Senator Hooser.
- S.B. No. 1462 "A BILL FOR AN ACT RELATING TO TAXING AUTHORITY."  
Introduced by: Senator Hooser.
- S.B. No. 1463 "A BILL FOR AN ACT RELATING TO THE BUDGET."  
Introduced by: Senator Hooser.
- S.B. No. 1464 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."  
Introduced by: Senator Hooser.
- S.B. No. 1465 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."  
Introduced by: Senator Hooser.
- S.B. No. 1466 "A BILL FOR AN ACT RELATING TO AIRPORTS."  
Introduced by: Senator Hooser.
- S.B. No. 1467 "A BILL FOR AN ACT RELATING TO COUNTIES."  
Introduced by: Senator Hooser.
- S.B. No. 1468 "A BILL FOR AN ACT RELATING TO THE HAWAII SUPERFERRY."  
Introduced by: Senator Hooser.
- S.B. No. 1469 "A BILL FOR AN ACT RELATING TO HIGHWAYS."  
Introduced by: Senator Hooser.
- S.B. No. 1470 "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL AFFAIRS."  
Introduced by: Senator Hooser.
- S.B. No. 1471 "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS."  
Introduced by: Senator Hooser.
- S.B. No. 1472 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSING LAWS."  
Introduced by: Senator Hooser.
- S.B. No. 1473 "A BILL FOR AN ACT RELATING TO RENEWALS OF DRIVERS LICENSES."  
Introduced by: Senator Hooser.
- S.B. No. 1474 "A BILL FOR AN ACT RELATING TO THE FEDERAL GOVERNMENT."  
Introduced by: Senator Hooser.
- S.B. No. 1475 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."  
Introduced by: Senator Hooser.
- S.B. No. 1476 "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT."  
Introduced by: Senator Hooser.
- S.B. No. 1477 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."  
Introduced by: Senator Hooser.
- S.B. No. 1478 "A BILL FOR AN ACT RELATING TO CORRECTIONS."  
Introduced by: Senator Hooser.
- S.B. No. 1479 "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS."  
Introduced by: Senator Hooser.
- S.B. No. 1480 "A BILL FOR AN ACT RELATING TO PRISONS."  
Introduced by: Senator Hooser.
- S.B. No. 1481 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."  
Introduced by: Senator Hooser.
- S.B. No. 1482 "A BILL FOR AN ACT RELATING TO SHERIFFS."  
Introduced by: Senator Hooser.
- S.B. No. 1483 "A BILL FOR AN ACT RELATING TO VETERANS."  
Introduced by: Senator Hooser.
- S.B. No. 1484 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER."  
Introduced by: Senator Hooser.
- S.B. No. 1485 "A BILL FOR AN ACT RELATING TO SPORTS."  
Introduced by: Senator Hooser.
- S.B. No. 1486 "A BILL FOR AN ACT RELATING TO TOURISM."  
Introduced by: Senator Hooser.
- S.B. No. 1487 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."  
Introduced by: Senator Hooser.
- S.B. No. 1488 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS."  
Introduced by: Senator Hooser.
- S.B. No. 1489 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."  
Introduced by: Senator Hooser.
- S.B. No. 1490 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."  
Introduced by: Senator Hooser.

S.B. No. 1491	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII WEST OAHU.”	S.B. No. 1507	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1492	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES.”	S.B. No. 1508	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1493	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 1509	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1494	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 1510	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1495	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 1511	“A BILL FOR AN ACT RELATING TO SUSTAINABILITY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1496	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 1512	“A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1497	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 1513	“A BILL FOR AN ACT RELATING TO REGULATION.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1498	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 1514	“A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1499	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	S.B. No. 1515	“A BILL FOR AN ACT RELATING TO THE JUDICIARY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1500	“A BILL FOR AN ACT RELATING TO FOSSIL FUELS.”	S.B. No. 1516	“A BILL FOR AN ACT RELATING TO STATE GOVERNMENT.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1501	“A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE.”	S.B. No. 1517	“A BILL FOR AN ACT RELATING TO TRAFFIC AND PARKING FINES.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1502	“A BILL FOR AN ACT RELATING TO INVASIVE SPECIES.”	S.B. No. 1518	“A BILL FOR AN ACT RELATING TO THE ALOHA STADIUM.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1503	“A BILL FOR AN ACT RELATING TO LAND TRANSFER.”	S.B. No. 1519	“A BILL FOR AN ACT RELATING TO AQUARIA.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1504	“A BILL FOR AN ACT RELATING TO LITTER.”	S.B. No. 1520	“A BILL FOR AN ACT RELATING TO BIOTECHNOLOGY.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1505	“A BILL FOR AN ACT RELATING TO RECYCLING.”	S.B. No. 1521	“A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN HAWAII.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.
S.B. No. 1506	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”	S.B. No. 1522	“A BILL FOR AN ACT RELATING TO COMMUNITY BASED ECONOMIC DEVELOPMENT.”
	Introduced by: Senator Hooser.		Introduced by: Senator Hooser.

Introduced by: Senator Hooser.	S.B. No. 1539	“A BILL FOR AN ACT RELATING TO INTELLECTUAL PROPERTY.”
S.B. No. 1523	“A BILL FOR AN ACT RELATING TO CREATIVE MEDIA.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1540	“A BILL FOR AN ACT RELATING TO INTERNATIONAL BUSINESS.”
S.B. No. 1524	“A BILL FOR AN ACT RELATING TO CULTURE AND ARTS.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1541	“A BILL FOR AN ACT RELATING TO RECREATION.”
S.B. No. 1525	“A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1542	“A BILL FOR AN ACT RELATING TO RESEARCH AND DEVELOPMENT.”
S.B. No. 1526	“A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1543	“A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY.”
S.B. No. 1527	“A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1544	“A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY.”
S.B. No. 1528	“A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1545	“A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY.”
S.B. No. 1529	“A BILL FOR AN ACT RELATING TO ECONOMIC PLANNING.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1546	“A BILL FOR AN ACT RELATING TO THE ARTS.”
S.B. No. 1530	“A BILL FOR AN ACT RELATING TO ELECTRONIC COMMERCE.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1547	“A BILL FOR AN ACT RELATING TO THE ECONOMY.”
S.B. No. 1531	“A BILL FOR AN ACT RELATING TO ELECTRONIC DATA AND INFORMATION.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1548	“A BILL FOR AN ACT RELATING TO THE FILM INDUSTRY.”
S.B. No. 1532	“A BILL FOR AN ACT RELATING TO ENERGY.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1549	“A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”
S.B. No. 1533	“A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1550	“A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION.”
S.B. No. 1534	“A BILL FOR AN ACT RELATING TO FOREIGN TRADE ZONES.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1551	“A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY.”
S.B. No. 1535	“A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1552	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”
S.B. No. 1536	“A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.	S.B. No. 1553	“A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION TRUST FUND.”
S.B. No. 1537	“A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.		
S.B. No. 1538	“A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY.”	Introduced by: Senator Hooser.
Introduced by: Senator Hooser.		

S.B. No. 1554	“A BILL FOR AN ACT RELATING TO EMPLOYMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1555	“A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1556	“A BILL FOR AN ACT RELATING TO INCOME TAX.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1557	“A BILL FOR AN ACT RELATING TO INDIVIDUAL RIGHTS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1558	“A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1559	“A BILL FOR AN ACT RELATING TO LABOR.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1560	“A BILL FOR AN ACT RELATING TO LABOR.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1561	“A BILL FOR AN ACT RELATING TO MINIMUM WAGE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1562	“A BILL FOR AN ACT RELATING TO NURSE STAFFING.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1563	“A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1564	“A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1565	“A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1566	“A BILL FOR AN ACT RELATING TO THE HEALTH FUND.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1567	“A BILL FOR AN ACT RELATING TO TRAINING.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1568	“A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1569	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1570	“A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1571	“A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1572	“A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1573	“A BILL FOR AN ACT RELATING TO AGRICULTURE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1574	“A BILL FOR AN ACT RELATING TO AGRICULTURE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1575	“A BILL FOR AN ACT RELATING TO AQUACULTURE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1576	“A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1577	“A BILL FOR AN ACT RELATING TO CAVE PROTECTION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1578	“A BILL FOR AN ACT RELATING TO CEDED LANDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1579	“A BILL FOR AN ACT RELATING TO CEDED LANDS INVENTORY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1580	“A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1581	“A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1582	“A BILL FOR AN ACT RELATING TO HAWAIIAN CLAIMS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1583	“A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1584	“A BILL FOR AN ACT RELATING TO HUNTING.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1585	“A BILL FOR AN ACT RELATING TO LAND.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1586	“A BILL FOR AN ACT RELATING TO LAND ACQUISITION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	

S.B. No. 1587	“A BILL FOR AN ACT RELATING TO LAND USE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1588	“A BILL FOR AN ACT RELATING TO MARICULTURE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1589	“A BILL FOR AN ACT RELATING TO OCEAN RESOURCES.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1590	“A BILL FOR AN ACT RELATING TO PLANNING.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1591	“A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1592	“A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1593	“A BILL FOR AN ACT RELATING TO PUBLIC LANDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1594	“A BILL FOR AN ACT RELATING TO STATE LANDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1595	“A BILL FOR AN ACT RELATING TO STATE PARKS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1596	“A BILL FOR AN ACT RELATING TO STREAM MAINTENANCE.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1597	“A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1598	“A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1599	“A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1600	“A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1601	“A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1602	“A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1603	“A BILL FOR AN ACT RELATING TO THE WATERSHED.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1604	“A BILL FOR AN ACT RELATING TO WATER.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1605	“A BILL FOR AN ACT RELATING TO WATER.”	Introduced by: Senator Hooser.
	Introduced by: Senator Hooser.	
S.B. No. 1606	“A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISAL MANAGEMENT COMPANIES.”	Introduced by: Senator Baker, by request.
	Introduced by: Senator Baker, by request.	
S.B. No. 1607	“A BILL FOR AN ACT RELATING TO REGULATION.”	Introduced by: Senators Baker, Ihara, Espero, Fukunaga, Ige.
	Introduced by: Senators Baker, Ihara, Espero, Fukunaga, Ige.	
S.B. No. 1608	“A BILL FOR AN ACT RELATING TO ELECTIONS.”	Introduced by: Senators Baker, Green, Kokubun, Takamine, Taniguchi.
	Introduced by: Senators Baker, Green, Kokubun, Takamine, Taniguchi.	
S.B. No. 1609	“A BILL FOR AN ACT RELATING TO COMMUNICATIONS FRAUD.”	Introduced by: Senators Baker, Espero, Ihara, Fukunaga, Ige, Taniguchi.
	Introduced by: Senators Baker, Espero, Ihara, Fukunaga, Ige, Taniguchi.	
S.B. No. 1610	“A BILL FOR AN ACT RELATING TO MEDICAL ORDERS.”	Introduced by: Senator Baker.
	Introduced by: Senator Baker.	
S.B. No. 1611	“A BILL FOR AN ACT RELATING TO HIGHWAYS.”	Introduced by: Senators English, Baker, Bunda, Chun, Oakland, Espero, Gabbard, Galuteria, Hanabusa, Kidani, Nishihara, Takamine, Tokuda, Tsutsui.
	Introduced by: Senators English, Baker, Bunda, Chun, Oakland, Espero, Gabbard, Galuteria, Hanabusa, Kidani, Nishihara, Takamine, Tokuda, Tsutsui.	
S.B. No. 1612	“A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY.”	Introduced by: Senators English, Espero, Ige, Takamine.
	Introduced by: Senators English, Espero, Ige, Takamine.	
S.B. No. 1613	“A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION.”	Introduced by: Senators English, Baker, Bunda, Espero, Gabbard, Galuteria, Kidani, Kim, Nishihara, Sakamoto, Slom, Takamine, Tokuda, Tsutsui.
	Introduced by: Senators English, Baker, Bunda, Espero, Gabbard, Galuteria, Kidani, Kim, Nishihara, Sakamoto, Slom, Takamine, Tokuda, Tsutsui.	
S.B. No. 1614	“A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND.”	Introduced by: Senators English, Baker, Bunda, Espero, Gabbard, Galuteria, Kidani, Nishihara, Sakamoto, Takamine.
	Introduced by: Senators English, Baker, Bunda, Espero, Gabbard, Galuteria, Kidani, Nishihara, Sakamoto, Takamine.	
S.B. No. 1615	“A BILL FOR AN ACT RELATING TO DRIVER LICENSES.”	Introduced by: Senators English, Espero, Takamine.
	Introduced by: Senators English, Espero, Takamine.	

- S.B. No. 1616 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWELFTH SENATE DISTRICT."  
Introduced by: Senator Galuteria.
- S.B. No. 1617 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST GEOGRAPHICALLY ISOLATED SCHOOLS UNDER THE WEIGHTED STUDENT FORMULA."  
Introduced by: Senator Taniguchi.
- S.B. No. 1618 "A BILL FOR AN ACT RELATING TO SCHOOL COMMUNITY COUNCILS."  
Introduced by: Senators Takamine, Green, Baker, Hee, Kokubun, Tsutsui.
- S.B. No. 1619 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."  
Introduced by: Senator Takamine.
- S.B. No. 1620 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS."  
Introduced by: Senator Takamine.
- S.B. No. 1621 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
Introduced by: Senators Takamine, Espero, Fukunaga, Hee, Kim, Kokubun, Taniguchi, Tokuda.
- S.B. No. 1622 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."  
Introduced by: Senators Takamine, Chun Oakland, Espero, Fukunaga, Hee, Kim, Kokubun, Taniguchi, Tokuda.
- S.B. No. 1623 "A BILL FOR AN ACT RELATING TO FORECLOSURES."  
Introduced by: Senators Hooser, Chun Oakland, Espero, Baker, Bunda, Fukunaga, Ige, Ihara, Kokubun.
- S.B. No. 1624 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO ALLOW THE LEGISLATURE TO EITHER FUND THE TAX CREDIT UNDER ARTICLE VII, SECTION 6 OF THE CONSTITUTION, OR DEPOSIT THE SAME AMOUNT INTO THE EMERGENCY AND BUDGET RESERVE FUND."  
Introduced by: Senators Hooser, Baker, Chun Oakland, Espero, Kim, Tokuda, Tsutsui.
- S.B. No. 1625 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE CONVENING OF REGULAR LEGISLATIVE SESSIONS IN A PRESIDENTIAL INAUGURATION YEAR."  
Introduced by: Senator Hooser.
- S.B. No. 1626 "A BILL FOR AN ACT RELATING TO TAXATION."  
Introduced by: Senators Hanabusa, Kokubun, Taniguchi.
- S.B. No. 1627 "A BILL FOR AN ACT RELATING TO THE BREEDING AND SELLING OF DOGS AND CATS."  
Introduced by: Senator Hanabusa, by request.
- S.B. No. 1628 "A BILL FOR AN ACT RELATING TO FISHING."  
Introduced by: Senator Hanabusa, by request.
- S.B. No. 1629 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS."  
Introduced by: Senators Hanabusa, by request, English, Espero, Gabbard, Sakamoto, Bunda, Nishihara, Slom, Takamine.
- S.B. No. 1630 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."  
Introduced by: Senators Hanabusa, by request, English, Kidani, Nishihara, Sakamoto, Takamine.
- S.B. No. 1631 "A BILL FOR AN ACT RELATING TO TEACHER LICENSURE."  
Introduced by: Senators Hanabusa, by request, Espero.
- S.B. No. 1632 "A BILL FOR AN ACT RELATING TO RESPIRATORY CARE."  
Introduced by: Senator Hanabusa, by request.
- S.B. No. 1633 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST EPOD, INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU."  
Introduced by: Senator Hanabusa, by request.
- S.B. No. 1634 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."  
Introduced by: Senator Hanabusa, by request.
- S.B. No. 1635 "A BILL FOR AN ACT RELATING TO WASTE MANAGEMENT."  
Introduced by: Senator Hanabusa, by request.
- S.B. No. 1636 "A BILL FOR AN ACT RELATING TO RECYCLING."  
Introduced by: Senator Hanabusa, by request.
- S.B. No. 1637 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."  
Introduced by: Senators Hanabusa, by request, English, Galuteria, Hee, Kidani.
- S.B. No. 1638 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HAWAIIAN HOME LANDS."  
Introduced by: Senators Hanabusa, by request, English, Hee, Galuteria, Kidani.
- S.B. No. 1639 "A BILL FOR AN ACT RELATING TO EDUCATION."  
Introduced by: Senators Hanabusa, by request, English, Galuteria, Hee.
- S.B. No. 1640 "A BILL FOR AN ACT RELATING TO HAWAIIANS."

Introduced by: Senators Hanabusa, by request, English, Galuteria, Hee, Kidani.	Introduced by: Senators Hanabusa, by request, Espero, Green, Hooser, Ihara, Chun Oakland, Ige, Kokubun, Slom.
S.B. No. 1641 "A BILL FOR AN ACT RELATING TO KULEANA LANDS."	S.B. No. 1653 "A BILL FOR AN ACT RELATING TO ELECTIONS."
Introduced by: Senators Hanabusa, by request, English, Hee, Kidani, Galuteria.	Introduced by: Senators Hanabusa, by request, Green, Ihara, Chun Oakland, Espero, Galuteria, Hemmings, Hooser, Ige, Slom.
S.B. No. 1642 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."	S.B. No. 1654 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES."
Introduced by: Senators Hanabusa, by request, English, Galuteria, Hee, Kidani.	Introduced by: Senators Hanabusa, by request, Chun Oakland, Green, Ihara, Bunda, Espero, Gabbard, Ige, Nishihara, Slom.
S.B. No. 1643 "A BILL FOR AN ACT RELATING TO CORRECTIONS."	S.B. No. 1655 "A BILL FOR AN ACT RELATING TO ETHICS."
Introduced by: Senators Hanabusa, by request, Chun Oakland, English, Galuteria, Kidani, Sakamoto, Espero, Hee, Ige, Nishihara.	Introduced by: Senators Hanabusa, by request, Green, Ihara, Slom.
S.B. No. 1644 "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS."	S.B. No. 1656 "A BILL FOR AN ACT RELATING TO EXECUTIVE MEETINGS AND RECORDS."
Introduced by: Senators Hanabusa, by request, Chun Oakland, English, Galuteria, Kidani, Sakamoto, Espero, Hee, Ige, Nishihara.	Introduced by: Senators Hanabusa, by request, Ihara, Chun Oakland, Espero, Galuteria, Green, Hemmings, Ige, Slom.
S.B. No. 1645 "A BILL FOR AN ACT RELATING TO STATE BUILDING CODE."	S.B. No. 1657 "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT."
Introduced by: Senators Hanabusa, by request, English, Hee, Kidani, Galuteria.	Introduced by: Senators Hanabusa, by request, Ihara, Chun Oakland, Espero, Gabbard, Galuteria, Green, Hemmings, Hooser, Ige, Slom.
S.B. No. 1646 "A BILL FOR AN ACT RELATING TO FREEDOM OF INFORMATION."	S.B. No. 1658 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
Introduced by: Senators Hanabusa, by request, Chun Oakland, Espero, Hooser, Ihara, Gabbard, Galuteria, Green, Hemmings, Ige, Slom.	Introduced by: Senators Hanabusa, by request, Ihara, Chun Oakland, Espero, Gabbard, Galuteria, Green, Ige.
S.B. No. 1647 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."	S.B. No. 1659 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 1, OF THE HAWAII CONSTITUTION, TO DELETE THE ONE-YEAR RESIDENCY AND VOTER REGISTRATION REQUIREMENT FOR VOTING AND TO FORTIFY THE RIGHT TO VOTE."
Introduced by: Senators Hanabusa, by request, Green, Ihara, Chun Oakland, Gabbard, Galuteria, Hooser, Ige.	Introduced by: Senators Hanabusa, by request, Chun Oakland, Ihara, Espero, Green, Ige.
S.B. No. 1648 "A BILL FOR AN ACT RELATING TO VOTING."	S.B. No. 1660 "A BILL FOR AN ACT RELATING TO VOTING."
Introduced by: Senators Hanabusa, by request, Chun Oakland, Green, Hooser, Ihara, English, Espero, Gabbard, Galuteria, Ige.	Introduced by: Senators Hanabusa, by request, Chun Oakland, Ihara, Espero, Green, Ige.
S.B. No. 1649 "A BILL FOR AN ACT RELATING TO LOBBYISTS."	S.B. No. 1661 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."
Introduced by: Senators Hanabusa, by request, Chun Oakland, Hooser, Ihara, Espero, Hemmings, Ige.	Introduced by: Senators Hanabusa, by request, Green, Ihara, Chun Oakland, Espero, Galuteria, Hemmings, Ige, Slom.
S.B. No. 1650 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE."	S.B. No. 1662 "A BILL FOR AN ACT RELATING TO CONFLICTS OF INTEREST."
Introduced by: Senators Hanabusa, by request, Chun Oakland, Espero, Green, Hooser, Ihara, Gabbard, Slom.	Introduced by: Senators Hanabusa, by request, Green, Ihara, Chun Oakland, Gabbard, Hemmings, Ige, Slom.
S.B. No. 1651 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCIES AND BOARDS."	
Introduced by: Senators Hanabusa, by request, Chun Oakland, Green, Ihara, Espero, Ige, Slom.	
S.B. No. 1652 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."	



- S.B. No. 1663 “A BILL FOR AN ACT RELATING TO CAPITOL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIRST SENATORIAL DISTRICT.”  
Introduced by: Senator Hanabusa.
- S.B. No. 1664 “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”  
Introduced by: Senators Takamine, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Gabbard, Taniguchi.
- S.B. No. 1665 “A BILL FOR AN ACT RELATING TO HIGHER EDUCATION.”  
Introduced by: Senators Tokuda, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Takamine, Tsutsui, Bunda, Gabbard, Taniguchi.
- S.B. No. 1666 “A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES.”  
Introduced by: Senators Chun Oakland, Baker, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Gabbard, Takamine, Taniguchi.
- S.B. No. 1667 “A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES.”  
Introduced by: Senators Kokubun, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hooser, Ige, Ihara, Kidani, Kim, Nishihara, Sakamoto, Taniguchi, Tokuda, Tsutsui, Bunda, Gabbard, Hee, Takamine.
- S.B. No. 1668 “A BILL FOR AN ACT RELATING TO HUMAN SERVICES.”  
Introduced by: Senators Hooser, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hee, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Gabbard, Takamine, Taniguchi.
- S.B. No. 1669 “A BILL FOR AN ACT RELATING TO EDUCATION.”  
Introduced by: Senators Sakamoto, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Tokuda, Tsutsui, Bunda, Gabbard, Hee, Takamine, Taniguchi.
- S.B. No. 1670 “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT PROCESS.”
- Introduced by: Senators Kokubun, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Gabbard, Takamine, Taniguchi.
- S.B. No. 1671 “A BILL FOR AN ACT RELATING TO FOSSIL FUELS.”  
Introduced by: Senators Gabbard, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Takamine, Taniguchi.
- S.B. No. 1672 “A BILL FOR AN ACT RELATING TO HISTORIC STRUCTURES.”  
Introduced by: Senators Fukunaga, Baker, Chun Oakland, English, Espero, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Gabbard, Takamine, Taniguchi.
- S.B. No. 1673 “A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.”  
Introduced by: Senators Hanabusa, Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Gabbard, Takamine.
- S.B. No. 1674 “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.”  
Introduced by: Senators Tokuda, Baker, Chun Oakland, English, Espero, Fukunaga, Gabbard, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Nishihara, Sakamoto, Tsutsui, Bunda, Kokubun, Takamine.
- S.B. No. 1675 “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”  
Introduced by: Senators Gabbard, Baker, Chun Oakland, English, Espero, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Fukunaga, Galuteria, Takamine.
- S.B. No. 1676 “A BILL FOR AN ACT RELATING TO HEALTH.”  
Introduced by: Senators Baker, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Tokuda, Tsutsui, Bunda, Gabbard, Takamine, Taniguchi.
- S.B. No. 1677 “A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE.”  
Introduced by: Senators Hanabusa, Baker, Chun Oakland, English, Espero, Fukunaga, Gabbard, Green, Hee, Hooser, Ige, Ihara, Kim, Kokubun, Nishihara, Sakamoto, Tokuda,

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Tsutsui, Bunda, Galuteria, Kidani,  
Takamine, Taniguchi.

S.B. No. 1678 "A BILL FOR AN ACT RELATING TO  
TAXATION."

Introduced by: Senators Fukunaga, Baker, Chun Oakland,  
English, Espero, Galuteria, Green,  
Hanabusa, Hee, Hooser, Ige, Ihara, Kim,  
Kokubun, Nishihara, Sakamoto, Tokuda,  
Tsutsui, Bunda, Gabbard, Kidani,  
Takamine, Taniguchi.

S.B. No. 1679 "A BILL FOR AN ACT RELATING TO  
THE EMERGENCY AND BUDGET  
RESERVE FUND."

Introduced by: Senators Chun Oakland, English, Espero,  
Fukunaga, Galuteria, Green, Hanabusa,  
Hee, Hooser, Ige, Ihara, Kidani, Kokubun,  
Nishihara, Sakamoto, Takamine, Tokuda,  
Tsutsui, Baker, Bunda, Gabbard, Kim,  
Taniguchi.

S.B. No. 1680 "A BILL FOR AN ACT RELATING TO  
TECHNOLOGY."

Introduced by: Senators Fukunaga, Baker, Chun Oakland,  
English, Espero, Galuteria, Green,  
Hanabusa, Hee, Hooser, Ige, Ihara, Kidani,  
Kim, Kokubun, Nishihara, Sakamoto,  
Tokuda, Tsutsui, Bunda, Gabbard,  
Takamine, Taniguchi.

#### ADJOURNMENT

At 6:00 p.m., the Senate adjourned until 11:30 a.m., Friday,  
January 30, 2009.

## SIXTH DAY

Friday, January 30, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Mr. John Kapololu, Church of Jesus Christ of Latter Days Saints, Makakilo Hawai'i Stake, after which the Roll was called showing all Senators present with the exception of Senator English who was excused.

The President announced that she had read and approved the Journal of the Fifth Day.

At this time, Senator Espero congratulated Coastal Windows, Inc. on receiving the 2008 Secretary of Defense Employer Support Freedom Award. Representing Coastal Windows was Mr. Bob Barrett, Vice President, and his wife Pam. Also present was Major General (Ret.) A. P. "Putt" Richards, Chairman of Employer Support of the Guard and Reserve, Hawaii Committee.

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

The Senate reconvened at 11:51 a.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 224 to 227) were read by the Clerk and were placed on file:

Gov. Msg. No. 224, dated January 20, 2009, transmitting a Report on Services for Persons with Developmental Disabilities, prepared by the Department of Labor and Industrial Relations pursuant to Act 259, Sessions Laws 2007.

Gov. Msg. No. 225, dated January 26, 2009, transmitting the Annual Report on Initiatives and Improvements in Kalaupapa Settlement and to Track Patient and Non-patient Costs Separately, Whenever Appropriate and Possible, prepared by the Department of Health pursuant to Section 326-25.5, HRS.

Gov. Msg. No. 226, dated January 26, 2009, transmitting the Report on Requiring the Department of Health to Increase the Annual Pensions for the Residents of Kalaupapa Settlement, prepared by the Department of Health pursuant to Act 213, Section 31, SLH 2007.

Gov. Msg. No. 227, letter dated January 27, 2009, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of S.B. No. 882, which makes an emergency appropriation of \$60,000,000 in emergency and budget reserve funds to pay for the health care payment program that is essential to the public health, safety and welfare of the people of the State of Hawaii.

## HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 5) was read by the Clerk and was placed on file:

Hse. Com. No. 5, transmitting S.C.R. No. 2, entitled: "SENATE CONCURRENT RESOLUTION AWARDDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," which was adopted by the House of Representatives on January 28, 2009.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 4 and 5) were read by the Clerk and were disposed of as follows:

S.R. No. 4 "SENATE RESOLUTION AMENDING RULE 17 OF THE RULES OF THE SENATE OF THE TWENTY-FIFTH LEGISLATURE OF THE STATE OF HAWAII," was offered by Senator Hanabusa.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 4 was adopted.

S.R. No. 5 "SENATE RESOLUTION ADOPTING THE SENATE ADMINISTRATIVE AND FINANCIAL MANUAL OF THE SENATE OF THE TWENTY-FIFTH LEGISLATURE," was offered by Senators Kokubun, Ihara and Sakamoto.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 5 was adopted.

## ORDER OF THE DAY

## FIRST READING

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the following bills passed First Reading by title and were referred to committee:

S.B. No. 1240 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Referred to: Jointly to the Committee on Labor and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 1241 "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS."

Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations

S.B. No. 1242 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection

S.B. No. 1243 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRD SENATORIAL DISTRICT."

Referred to: Committee on Ways and Means

S.B. No. 1244 "A BILL FOR AN ACT RELATING TO SOLID WASTE."

Referred to: Committee on Energy and Environment, then to the Committee on Ways and Means

S.B. No. 1245 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SMALL BUSINESS DEVELOPMENT."

Referred to: Committee on Economic Development and Technology, then to the Committee on Ways and Means

S.B. No. 1246 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE 11TH SENATORIAL DISTRICT."

<p>S.B. No. 1247 "A BILL FOR AN ACT RELATING TO THE ECONOMY."</p> <p>Referred to: Committee on Ways and Means</p>	<p>S.B. No. 1258 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."</p> <p>Referred to: Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p>
<p>S.B. No. 1248 "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES."</p> <p>Referred to: Committee on Ways and Means</p>	<p>S.B. No. 1259 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE."</p> <p>Referred to: Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations</p>
<p>S.B. No. 1249 "A BILL FOR AN ACT RELATING TO TEACHERS."</p> <p>Referred to: Committee on Education and Housing, then to the Committee on Ways and Means</p>	<p>S.B. No. 1260 "A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES."</p> <p>Referred to: Committee on Energy and Environment, then to the Committee on Ways and Means</p>
<p>S.B. No. 1250 "A BILL FOR AN ACT RELATING TO EDUCATION."</p> <p>Referred to: Committee on Education and Housing, then to the Committee on Labor</p>	<p>S.B. No. 1261 "A BILL FOR AN ACT RELATING TO HEALTH."</p> <p>Referred to: Committee on Health, then to the Committee on Ways and Means</p>
<p>S.B. No. 1251 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTIETH SENATORIAL DISTRICT."</p> <p>Referred to: Committee on Ways and Means</p>	<p>S.B. No. 1262 "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT."</p> <p>Referred to: Committee on Health, then to the Committee on Judiciary and Government Operations</p>
<p>S.B. No. 1252 "A BILL FOR AN ACT RELATING TO THE ARTS."</p> <p>Referred to: Committee on Economic Development and Technology</p>	<p>S.B. No. 1263 "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS."</p> <p>Referred to: Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations</p>
<p>S.B. No. 1253 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I OF THE HAWAII CONSTITUTION TO ESTABLISH RIGHTS OF CRIME VICTIMS."</p> <p>Referred to: Committee on Judiciary and Government Operations</p>	<p>S.B. No. 1264 "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT."</p> <p>Referred to: Committee on Health, then to the Committee on Commerce and Consumer Protection</p>
<p>S.B. No. 1254 "A BILL FOR AN ACT RELATING TO FIREWORKS."</p> <p>Referred to: Jointly to the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means</p>	<p>S.B. No. 1265 "A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection</p>
<p>S.B. No. 1255 "A BILL FOR AN ACT RELATING TO REDUCED IGNITION PROPENSITY CIGARETTES."</p> <p>Referred to: Jointly to the Committee on Commerce and Consumer Protection and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means</p>	<p>S.B. No. 1266 "A BILL FOR AN ACT RELATING TO SKILLED NURSING FACILITIES."</p> <p>Referred to: Jointly to the Committee on Health and the Committee on Economic Development and Technology, then to the Committee on Ways and Means</p>
<p>S.B. No. 1256 "A BILL FOR AN ACT RELATING TO BUSINESS OR DEVELOPMENT-RELATED PERMITS, LICENSES, OR APPROVALS."</p> <p>Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations</p>	<p>S.B. No. 1267 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING."</p> <p>Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations</p>
<p>S.B. No. 1257 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE."</p> <p>Referred to: Committee on Judiciary and Government Operations</p>	<p>S.B. No. 1268 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the</p>

- Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs
- S.B. No. 1269 "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST THE PERSON."  
 Referred to: Committee on Judiciary and Government Operations
- S.B. No. 1270 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH SENATORIAL DISTRICT."  
 Referred to: Committee on Ways and Means
- S.B. No. 1271 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1272 "A BILL FOR AN ACT RELATING TO TAXATION."  
 Referred to: Committee on Tourism, then to the Committee on Ways and Means
- S.B. No. 1273 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."  
 Referred to: Jointly to the Committee on Tourism and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
- S.B. No. 1274 "A BILL FOR AN ACT RELATING TO CONTRACTORS."  
 Referred to: Committee on Commerce and Consumer Protection
- S.B. No. 1275 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE FILIPINO COMMUNITY CENTER."  
 Referred to: Committee on Economic Development and Technology, then to the Committee on Ways and Means
- S.B. No. 1276 "A BILL FOR AN ACT RELATING TO SMALL BUSINESS."  
 Referred to: Committee on Economic Development and Technology, then to the Committee on Ways and Means
- S.B. No. 1277 "A BILL FOR AN ACT RELATING TO HOUSING."  
 Referred to: Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
- S.B. No. 1278 "A BILL FOR AN ACT RELATING TO EDUCATION."  
 Referred to: Committee on Education and Housing, then to the Committee on Ways and Means
- S.B. No. 1279 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII."  
 Referred to: Jointly to the Committee on Higher Education and the Committee on Energy and Environment, then to the Committee on Ways and Means
- S.B. No. 1280 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII."  
 Referred to: Jointly to the Committee on Higher Education and the Committee on Energy and Environment, then to the Committee on Ways and Means
- S.B. No. 1281 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1282 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1283 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1284 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1285 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1286 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1287 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1288 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1289 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1290 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1291 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means
- S.B. No. 1292 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION."  
 Referred to: Committee on Labor, then to the Committee on Ways and Means

<p>Referred to: Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations</p> <p>S.B. No. 1293 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION."</p> <p>Referred to: Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations</p> <p>S.B. No. 1294 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."</p> <p>Referred to: Committee on Education and Housing, then to the Committee on Ways and Means</p> <p>S.B. No. 1295 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."</p> <p>Referred to: Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means</p> <p>S.B. No. 1296 "A BILL FOR AN ACT RELATING TO WATER."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations</p> <p>S.B. No. 1297 "A BILL FOR AN ACT RELATING TO HEALTH."</p> <p>Referred to: Committee on Health</p> <p>S.B. No. 1298 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."</p> <p>Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection</p> <p>S.B. No. 1299 "A BILL FOR AN ACT RELATING TO ADVANCED FLIGHT SIMULATOR TRAINING."</p> <p>Referred to: Committee on Economic Development and Technology, then to the Committee on Ways and Means</p> <p>S.B. No. 1300 "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS."</p> <p>Referred to: Committee on Education and Housing, then to the Committee on Ways and Means</p> <p>S.B. No. 1301 "A BILL FOR AN ACT RELATING TO DISCHARGE OF SURETIES."</p> <p>Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations</p> <p>S.B. No. 1302 "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES."</p> <p>Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations</p> <p>S.B. No. 1303 "A BILL FOR AN ACT RELATING TO ENERGY INDEPENDENCE."</p> <p>Referred to: Jointly to the Committee on Energy and Environment and the Committee on</p>	<p>Economic Development and Technology, then to the Committee on Ways and Means</p> <p>S.B. No. 1304 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."</p> <p>Referred to: Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means</p> <p>S.B. No. 1305 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE AMERICAN RED CROSS."</p> <p>Referred to: Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means</p> <p>S.B. No. 1306 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs</p> <p>S.B. No. 1307 "A BILL FOR AN ACT RELATING TO ALCOHOL FUELS."</p> <p>Referred to: Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p> <p>S.B. No. 1308 "A BILL FOR AN ACT RELATING TO EDUCATION."</p> <p>Referred to: Committee on Education and Housing, then to the Committee on Ways and Means</p> <p>S.B. No. 1309 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER"</p> <p>Referred to: Committee on Health, then to the Committee on Ways and Means</p> <p>S.B. No. 1310 "A BILL FOR AN ACT RELATING TO HEALTHCARE."</p> <p>Referred to: Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means</p> <p>S.B. No. 1311 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education, then to the Committee on Judiciary and Government Operations</p> <p>S.B. No. 1312 "A BILL FOR AN ACT RELATING TO CONSERVATION."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations</p> <p>S.B. No. 1313 "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means</p>
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<p>S.B. No. 1314 "A BILL FOR AN ACT RELATING TO THE STRUCTURE OF STATE GOVERNMENT."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means</p>	<p>Referred to: Committee on Judiciary and Government Operations, then to the Committee on Ways and Means</p>
<p>S.B. No. 1315 "A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means</p>	<p>S.B. No. 1325 "A BILL FOR AN ACT RELATING TO TAXATION."</p> <p>Referred to: Jointly to the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, then to the Committee on Ways and Means</p>
<p>S.B. No. 1316 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p>	<p>S.B. No. 1326 "A BILL FOR AN ACT RELATING TO TAXATION."</p> <p>Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p>
<p>S.B. No. 1317 "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p>	<p>S.B. No. 1327 "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX."</p> <p>Referred to: Committee on Ways and Means</p>
<p>S.B. No. 1318 "A BILL FOR AN ACT RELATING TO PLANNING AND ECONOMIC DEVELOPMENT."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means</p>	<p>S.B. No. 1328 "A BILL FOR AN ACT RELATING TO FORECLOSURES."</p> <p>Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations</p>
<p>S.B. No. 1319 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT."</p> <p>Referred to: Committee on Ways and Means</p>	<p>S.B. No. 1329 "A BILL FOR AN ACT RELATING TO EARLY LEARNING."</p> <p>Referred to: Committee on Human Services, then to the Committee on Ways and Means</p>
<p>S.B. No. 1320 "A BILL FOR AN ACT RELATING TO MEASUREMENTS AND STANDARDS."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p>	<p>S.B. No. 1330 "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE."</p> <p>Referred to: Committee on Human Services, then to the Committee on Ways and Means</p>
<p>S.B. No. 1321 "A BILL FOR AN ACT RELATING TO THE TAXATION OF ONLINE TRAVEL COMPANIES."</p> <p>Referred to: Jointly to the Committee on Tourism and the Committee on Economic Development and Technology, then to the Committee on Ways and Means</p>	<p>S.B. No. 1331 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF STATE LAW ENFORCEMENT."</p> <p>Referred to: Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means</p>
<p>S.B. No. 1322 "A BILL FOR AN ACT RELATING TO TAX CREDITS."</p> <p>Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p>	<p>S.B. No. 1332 "A BILL FOR AN ACT RELATING TO HEALTHCARE."</p> <p>Referred to: Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p>
<p>S.B. No. 1323 "A BILL FOR AN ACT RELATING TO TAXATION."</p> <p>Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p>	<p>S.B. No. 1333 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE TWENTY-SECOND SENATORIAL DISTRICT."</p> <p>Referred to: Committee on Ways and Means</p>
<p>S.B. No. 1324 "A BILL FOR AN ACT RELATING TO TAXATION."</p>	<p>S.B. No. 1334 "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE."</p> <p>Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means</p>
	<p>S.B. No. 1335 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT."</p>

Referred to:	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means		to the Committee on Commerce and Consumer Protection
S.B. No. 1336	"A BILL FOR AN ACT RELATING TO FIREARMS."	S.B. No. 1345	"A BILL FOR AN ACT RELATING TO AGRICULTURE."
Referred to:	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	Referred to:	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 1337	"A BILL FOR AN ACT RELATING TO STATE OFFICERS."	S.B. No. 1346	"A BILL FOR AN ACT RELATING TO TAXATION."
Referred to:	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	Referred to:	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1338	"A BILL FOR AN ACT RELATING TO HOUSEHOLD ENERGY DEMAND."	S.B. No. 1347	"A BILL FOR AN ACT RELATING TO SMOKING."
Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	Referred to:	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 1339	"A BILL FOR AN ACT RELATING TO MOTOR VEHICLE NOISE."	S.B. No. 1348	"A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."
Referred to:	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	Referred to:	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 1340	"A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY."	S.B. No. 1349	"A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC."
Referred to:	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	Referred to:	Committee on Judiciary and Government Operations
S.B. No. 1341	"A BILL FOR AN ACT RELATING TO HOUSING."	S.B. No. 1350	"A BILL FOR AN ACT RELATING TO KAKAAKO."
Referred to:	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Labor, then to the Committee on Ways and Means	Referred to:	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1342	"A BILL FOR AN ACT RELATING TO PRIVATE AGRICULTURAL PARKS."	S.B. No. 1351	"A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."
Referred to:	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	Referred to:	Jointly to the Committee on Higher Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 1343	"A BILL FOR AN ACT RELATING TO FEES AND OTHER ASSESSMENTS."	S.B. No. 1352	"A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES."
Referred to:	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	Referred to:	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations
S.B. No. 1344	"A BILL FOR AN ACT RELATING TO HEALTH CARE."	S.B. No. 1353	"A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FOURTH SENATORIAL DISTRICT."
Referred to:	Jointly to the Committee on Human Services and the Committee on Health, then	Referred to:	Committee on Ways and Means
		S.B. No. 1354	"A BILL FOR AN ACT RELATING TO STATE HEALTH PLANNING."
		Referred to:	Committee on Health, then to the Committee on Ways and Means



S.B. No. 1355	“A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1356	“A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1357	“A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1358	“A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1359	“A BILL FOR AN ACT RELATING TO EDUCATION.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1360	“A BILL FOR AN ACT RELATING TO ELDERLY HOUSING.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1361	“A BILL FOR AN ACT RELATING TO HOUSING.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1362	“A BILL FOR AN ACT RELATING TO LEASEHOLDS.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1363	“A BILL FOR AN ACT RELATING TO LIBRARIES.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1364	“A BILL FOR AN ACT RELATING TO PUBLIC HOUSING.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1365	“A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1366	“A BILL FOR AN ACT RELATING TO THE LANDLORD TENANT CODE.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Education and Housing	
S.B. No. 1367	“A BILL FOR AN ACT RELATING TO AIRCRAFT NOISE ABATEMENT.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1368	“A BILL FOR AN ACT RELATING TO ALTERNATIVE ENERGY.”	Referred to:	Committee on Commerce and Consumer Protection
	Referred to:	Committee on Energy and Environment	
S.B. No. 1369	“A BILL FOR AN ACT RELATING TO BIODIESEL.”	Referred to:	Committee on Commerce and Consumer Protection
	Referred to:	Committee on Energy and Environment	
S.B. No. 1370	“A BILL FOR AN ACT RELATING TO BIOFUELS.”	Referred to:	Committee on Commerce and Consumer Protection
	Referred to:	Committee on Energy and Environment	
S.B. No. 1371	“A BILL FOR AN ACT RELATING TO CONSERVATION.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1372	“A BILL FOR AN ACT RELATING TO ECOLOGY.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1373	“A BILL FOR AN ACT RELATING TO ENDANGERED SPECIES.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1374	“A BILL FOR AN ACT RELATING TO ENERGY.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1375	“A BILL FOR AN ACT RELATING TO ENERGY.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1376	“A BILL FOR AN ACT RELATING TO ENERGY.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1377	“A BILL FOR AN ACT RELATING TO ENERGY.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1378	“A BILL FOR AN ACT RELATING TO ENERGY.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1379	“A BILL FOR AN ACT RELATING TO ENERGY.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1380	“A BILL FOR AN ACT RELATING TO ENERGY CONSERVATION.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1381	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1382	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1383	“A BILL FOR AN ACT RELATING TO THE ENVIRONMENT.”	Referred to:	Committee on Energy and Environment
	Referred to:	Committee on Energy and Environment	
S.B. No. 1384	“A BILL FOR AN ACT RELATING TO BANKING.”	Referred to:	Committee on Commerce and Consumer Protection
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1385	“A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS.”	Referred to:	Committee on Commerce and Consumer Protection
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1386	“A BILL FOR AN ACT RELATING TO BUSINESS REGULATION.”	Referred to:	Committee on Commerce and Consumer Protection
	Referred to:	Committee on Commerce and Consumer Protection	

S.B. No. 1387	“A BILL FOR AN ACT RELATING TO CABLE.”	Referred to:	Committee on Health
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1388	“A BILL FOR AN ACT RELATING TO COMMUNICATIONS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1389	“A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1390	“A BILL FOR AN ACT RELATING TO CONSUMERS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1391	“A BILL FOR AN ACT RELATING TO CONTRACTS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1392	“A BILL FOR AN ACT RELATING TO THE HURRICANE RELIEF FUND.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1393	“A BILL FOR AN ACT RELATING TO IDENTITY THEFT.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1394	“A BILL FOR AN ACT RELATING TO INSURANCE.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1395	“A BILL FOR AN ACT RELATING TO INTERSTATE BANKING.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1396	“A BILL FOR AN ACT RELATING TO PERMITS, LICENSES, AND APPROVALS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1397	“A BILL FOR AN ACT RELATING TO PROFESSIONS AND VOCATIONS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1398	“A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Commerce and Consumer Protection	
S.B. No. 1399	“A BILL FOR AN ACT RELATING TO HOTEL RENOVATION AND NEW CONSTRUCTION TAX CREDIT.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Tourism	
S.B. No. 1400	“A BILL FOR AN ACT RELATING TO THE PRACTICE OF RESPIRATORY CARE IN HAWAII.”	Referred to:	Committee on Judiciary and Government Operations
S.B. No. 1401	“A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE.”	Referred to:	Committee on Health
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1402	“A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1403	“A BILL FOR AN ACT RELATING TO CIVIL DEFENSE.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1404	“A BILL FOR AN ACT RELATING TO CIVIL PROCEEDINGS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1405	“A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1406	“A BILL FOR AN ACT RELATING TO CORRECTIONS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1407	“A BILL FOR AN ACT RELATING TO THE COURTS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1408	“A BILL FOR AN ACT RELATING TO CRIME.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1409	“A BILL FOR AN ACT RELATING TO CRIME PREVENTION.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1410	“A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1411	“A BILL FOR AN ACT RELATING TO ELECTIONS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1412	“A BILL FOR AN ACT RELATING TO ETHICS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1413	“A BILL FOR AN ACT RELATING TO FIREARMS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	

S.B. No. 1414 "A BILL FOR AN ACT RELATING TO GOVERNMENT EFFICIENCY."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1415 "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1416 "A BILL FOR AN ACT RELATING TO HARBORS."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1417 "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1418 "A BILL FOR AN ACT RELATING TO PROBATE."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1419 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1420 "A BILL FOR AN ACT RELATING TO PUBLIC NOTICES."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1421 "A BILL FOR AN ACT RELATING TO THE ATTORNEY GENERAL."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1422 "A BILL FOR AN ACT RELATING TO THE AUDITOR."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1423 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1424 "A BILL FOR AN ACT RELATING TO THE DRUG DEALER LIABILITY ACT."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1425 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1426 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1427 "A BILL FOR AN ACT RELATING TO GROUP FOSTER CARE HOUSING."

Referred to: Committee on Human Services

S.B. No. 1428 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Referred to: Committee on Human Services

S.B. No. 1429 "A BILL FOR AN ACT RELATING TO MARRIAGE."

Referred to: Committee on Human Services

S.B. No. 1430 "A BILL FOR AN ACT RELATING TO MED-QUEST."

Referred to: Committee on Human Services

S.B. No. 1431 "A BILL FOR AN ACT RELATING TO MINORS."

Referred to: Committee on Human Services

S.B. No. 1432 "A BILL FOR AN ACT RELATING TO PROTECTIVE SERVICES."

Referred to: Committee on Human Services

S.B. No. 1433 "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE."

Referred to: Committee on Human Services

S.B. No. 1434 "A BILL FOR AN ACT RELATING TO THE CHILD WELFARE SYSTEM."

Referred to: Committee on Human Services

S.B. No. 1435 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Referred to: Committee on Human Services

S.B. No. 1436 "A BILL FOR AN ACT RELATING TO THE HOMELESS."

Referred to: Committee on Human Services

S.B. No. 1437 "A BILL FOR AN ACT RELATING TO YOUTH SERVICES."

Referred to: Committee on Human Services

S.B. No. 1438 "A BILL FOR AN ACT RELATING TO COMMUNICABLE DISEASES."

Referred to: Committee on Health

S.B. No. 1439 "A BILL FOR AN ACT RELATING TO HEALTH."

Referred to: Committee on Health

S.B. No. 1440 "A BILL FOR AN ACT RELATING TO HOSPITALS."

Referred to: Committee on Health

S.B. No. 1441 "A BILL FOR AN ACT RELATING TO LONG TERM CARE."

Referred to: Committee on Health

S.B. No. 1442 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Referred to: Committee on Health

S.B. No. 1443	“A BILL FOR AN ACT RELATING TO TRAUMA CARE.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Health	
S.B. No. 1444	“A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1445	“A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1446	“A BILL FOR AN ACT RELATING TO FEES.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1447	“A BILL FOR AN ACT RELATING TO FINANCES.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1448	“A BILL FOR AN ACT RELATING TO FUNDS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1449	“A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1450	“A BILL FOR AN ACT RELATING TO GENERAL OBLIGATION BONDS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1451	“A BILL FOR AN ACT RELATING TO GRANTS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1452	“A BILL FOR AN ACT RELATING TO GRANTS, SUBSIDIES, AND PURCHASES OF SERVICE.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1453	“A BILL FOR AN ACT RELATING TO PUBLIC MONEY AND CONTRACTS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1454	“A BILL FOR AN ACT RELATING TO REVENUES.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1455	“A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1456	“A BILL FOR AN ACT RELATING TO STATE BONDS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1457	“A BILL FOR AN ACT RELATING TO STATE FINANCES.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1458	“A BILL FOR AN ACT RELATING TO STATE FUNDS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1459	“A BILL FOR AN ACT RELATING TO THE STREAMLINED SALES AND USE TAX.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1460	“A BILL FOR AN ACT RELATING TO TAX CREDITS.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1461	“A BILL FOR AN ACT RELATING TO TAXATION.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1462	“A BILL FOR AN ACT RELATING TO TAXING AUTHORITY.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1463	“A BILL FOR AN ACT RELATING TO THE BUDGET.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1464	“A BILL FOR AN ACT RELATING TO THE STATE BUDGET.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1465	“A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX.”	Referred to:	Committee on Ways and Means
	Referred to:	Committee on Ways and Means	
S.B. No. 1466	“A BILL FOR AN ACT RELATING TO AIRPORTS.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1467	“A BILL FOR AN ACT RELATING TO COUNTIES.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1468	“A BILL FOR AN ACT RELATING TO THE HAWAII SUPERFERRY.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1469	“A BILL FOR AN ACT RELATING TO HIGHWAYS.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1470	“A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL AFFAIRS.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1471	“A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1472	“A BILL FOR AN ACT RELATING TO LIQUOR LICENSING LAWS.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1473	“A BILL FOR AN ACT RELATING TO RENEWALS OF DRIVERS LICENSES.”	Referred to:	Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Transportation, International and Intergovernmental Affairs	

S.B. No. 1474 "A BILL FOR AN ACT RELATING TO THE FEDERAL GOVERNMENT."

Referred to: Committee on Transportation, International and Intergovernmental Affairs

S.B. No. 1475 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Referred to: Committee on Transportation, International and Intergovernmental Affairs

S.B. No. 1476 "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1477 "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1478 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1479 "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1480 "A BILL FOR AN ACT RELATING TO PRISONS."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1481 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1482 "A BILL FOR AN ACT RELATING TO SHERIFFS."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1483 "A BILL FOR AN ACT RELATING TO VETERANS."

Referred to: Committee on Public Safety and Military Affairs

S.B. No. 1484 "A BILL FOR AN ACT RELATING TO THE CONVENTION CENTER."

Referred to: Committee on Tourism

S.B. No. 1485 "A BILL FOR AN ACT RELATING TO SPORTS."

Referred to: Committee on Tourism

S.B. No. 1486 "A BILL FOR AN ACT RELATING TO TOURISM."

Referred to: Committee on Tourism

S.B. No. 1487 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Referred to: Committee on Higher Education

S.B. No. 1488 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS."

Referred to: Committee on Higher Education

S.B. No. 1489 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Referred to: Committee on Higher Education

S.B. No. 1490 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."

Referred to: Committee on Higher Education

S.B. No. 1491 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII WEST OAHU."

Referred to: Committee on Higher Education

S.B. No. 1492 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII COMMUNITY COLLEGES."

Referred to: Committee on Higher Education

S.B. No. 1493 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Committee on Energy and Environment

S.B. No. 1494 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Committee on Energy and Environment

S.B. No. 1495 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Committee on Energy and Environment

S.B. No. 1496 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Committee on Energy and Environment

S.B. No. 1497 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Committee on Energy and Environment

S.B. No. 1498 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Committee on Energy and Environment

S.B. No. 1499 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Referred to: Committee on Energy and Environment

S.B. No. 1500 "A BILL FOR AN ACT RELATING TO FOSSIL FUELS."

Referred to: Committee on Energy and Environment

S.B. No. 1501 "A BILL FOR AN ACT RELATING TO HAZARDOUS WASTE."

Referred to: Committee on Energy and Environment

S.B. No. 1502 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Referred to: Committee on Energy and Environment

S.B. No. 1503 "A BILL FOR AN ACT RELATING TO LAND TRANSFER."

Referred to: Committee on Energy and Environment

<p>S.B. No. 1504 "A BILL FOR AN ACT RELATING TO LITTER." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1505 "A BILL FOR AN ACT RELATING TO RECYCLING." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1506 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1507 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1508 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1509 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1510 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1511 "A BILL FOR AN ACT RELATING TO SUSTAINABILITY." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1512 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY." Referred to: Committee on Energy and Environment</p> <p>S.B. No. 1513 "A BILL FOR AN ACT RELATING TO REGULATION." Referred to: Committee on Commerce and Consumer Protection</p> <p>S.B. No. 1514 "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS." Referred to: Committee on Commerce and Consumer Protection</p> <p>S.B. No. 1515 "A BILL FOR AN ACT RELATING TO THE JUDICIARY." Referred to: Committee on Judiciary and Government Operations</p> <p>S.B. No. 1516 "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT." Referred to: Committee on Judiciary and Government Operations</p> <p>S.B. No. 1517 "A BILL FOR AN ACT RELATING TO TRAFFIC AND PARKING FINES." Referred to: Committee on Judiciary and Government Operations</p> <p>S.B. No. 1518 "A BILL FOR AN ACT RELATING TO THE ALOHA STADIUM." Referred to: Committee on Economic Development and Technology</p>	<p>S.B. No. 1519 "A BILL FOR AN ACT RELATING TO AQUARIA." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1520 "A BILL FOR AN ACT RELATING TO BIOTECHNOLOGY." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1521 "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN HAWAII." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1522 "A BILL FOR AN ACT RELATING TO COMMUNITY BASED ECONOMIC DEVELOPMENT." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1523 "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1524 "A BILL FOR AN ACT RELATING TO CULTURE AND ARTS." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1525 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1526 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1527 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1528 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1529 "A BILL FOR AN ACT RELATING TO ECONOMIC PLANNING." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1530 "A BILL FOR AN ACT RELATING TO ELECTRONIC COMMERCE." Referred to: Committee on Economic Development and Technology</p> <p>S.B. No. 1531 "A BILL FOR AN ACT RELATING TO ELECTRONIC DATA AND INFORMATION." Referred to: Committee on Economic Development and Technology</p>
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S.B. No. 1532 "A BILL FOR AN ACT RELATING TO ENERGY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1533 "A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA."

Referred to: Committee on Economic Development and Technology

S.B. No. 1534 "A BILL FOR AN ACT RELATING TO FOREIGN TRADE ZONES."

Referred to: Committee on Economic Development and Technology

S.B. No. 1535 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1536 "A BILL FOR AN ACT RELATING TO THE HIGH TECHNOLOGY DEVELOPMENT CORPORATION."

Referred to: Committee on Economic Development and Technology

S.B. No. 1537 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Referred to: Committee on Economic Development and Technology

S.B. No. 1538 "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1539 "A BILL FOR AN ACT RELATING TO INTELLECTUAL PROPERTY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1540 "A BILL FOR AN ACT RELATING TO INTERNATIONAL BUSINESS."

Referred to: Committee on Economic Development and Technology

S.B. No. 1541 "A BILL FOR AN ACT RELATING TO RECREATION."

Referred to: Committee on Economic Development and Technology

S.B. No. 1542 "A BILL FOR AN ACT RELATING TO RESEARCH AND DEVELOPMENT."

Referred to: Committee on Economic Development and Technology

S.B. No. 1543 "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1544 "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1545 "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1546 "A BILL FOR AN ACT RELATING TO THE ARTS."

Referred to: Committee on Economic Development and Technology

S.B. No. 1547 "A BILL FOR AN ACT RELATING TO THE ECONOMY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1548 "A BILL FOR AN ACT RELATING TO THE FILM INDUSTRY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1549 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1550 "A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION."

Referred to: Committee on Economic Development and Technology

S.B. No. 1551 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Referred to: Committee on Economic Development and Technology

S.B. No. 1552 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Referred to: Committee on Labor

S.B. No. 1553 "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION TRUST FUND."

Referred to: Committee on Labor

S.B. No. 1554 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Referred to: Committee on Labor

S.B. No. 1555 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Referred to: Committee on Labor

S.B. No. 1556 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Referred to: Committee on Labor

S.B. No. 1557 "A BILL FOR AN ACT RELATING TO INDIVIDUAL RIGHTS."

Referred to: Committee on Labor

S.B. No. 1558 "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES."

Referred to: Committee on Labor

<p>S.B. No. 1559 "A BILL FOR AN ACT RELATING TO LABOR." Referred to: Committee on Labor</p> <p>S.B. No. 1560 "A BILL FOR AN ACT RELATING TO LABOR." Referred to: Committee on Labor</p> <p>S.B. No. 1561 "A BILL FOR AN ACT RELATING TO MINIMUM WAGE." Referred to: Committee on Labor</p> <p>S.B. No. 1562 "A BILL FOR AN ACT RELATING TO NURSE STAFFING." Referred to: Committee on Labor</p> <p>S.B. No. 1563 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT." Referred to: Committee on Labor</p> <p>S.B. No. 1564 "A BILL FOR AN ACT RELATING TO STATE EMPLOYMENT." Referred to: Committee on Labor</p> <p>S.B. No. 1565 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM." Referred to: Committee on Labor</p> <p>S.B. No. 1566 "A BILL FOR AN ACT RELATING TO THE HEALTH FUND." Referred to: Committee on Labor</p> <p>S.B. No. 1567 "A BILL FOR AN ACT RELATING TO TRAINING." Referred to: Committee on Labor</p> <p>S.B. No. 1568 "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE." Referred to: Committee on Labor</p> <p>S.B. No. 1569 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION." Referred to: Committee on Labor</p> <p>S.B. No. 1570 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION." Referred to: Committee on Labor</p> <p>S.B. No. 1571 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT." Referred to: Committee on Labor</p> <p>S.B. No. 1572 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT." Referred to: Committee on Labor</p> <p>S.B. No. 1573 "A BILL FOR AN ACT RELATING TO AGRICULTURE." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1574 "A BILL FOR AN ACT RELATING TO AGRICULTURE." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1575 "A BILL FOR AN ACT RELATING TO AQUACULTURE." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1576 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1577 "A BILL FOR AN ACT RELATING TO CAVE PROTECTION." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1578 "A BILL FOR AN ACT RELATING TO CEDED LANDS." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1579 "A BILL FOR AN ACT RELATING TO CEDED LANDS INVENTORY." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1580 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1581 "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1582 "A BILL FOR AN ACT RELATING TO HAWAIIAN CLAIMS." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1583 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1584 "A BILL FOR AN ACT RELATING TO HUNTING." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1585 "A BILL FOR AN ACT RELATING TO LAND." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1586 "A BILL FOR AN ACT RELATING TO LAND ACQUISITION." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p> <p>S.B. No. 1587 "A BILL FOR AN ACT RELATING TO LAND USE." Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>
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<p>S.B. No. 1588 "A BILL FOR AN ACT RELATING TO MARICULTURE."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1601 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>
<p>S.B. No. 1589 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1602 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>
<p>S.B. No. 1590 "A BILL FOR AN ACT RELATING TO PLANNING."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1603 "A BILL FOR AN ACT RELATING TO THE WATERSHED."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>
<p>S.B. No. 1591 "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1604 "A BILL FOR AN ACT RELATING TO WATER."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>
<p>S.B. No. 1592 "A BILL FOR AN ACT RELATING TO PUBLIC LAND TRUST."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1605 "A BILL FOR AN ACT RELATING TO WATER."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>
<p>S.B. No. 1593 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1606 "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISAL MANAGEMENT COMPANIES."</p> <p>Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations</p>
<p>S.B. No. 1594 "A BILL FOR AN ACT RELATING TO STATE LANDS."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1607 "A BILL FOR AN ACT RELATING TO REGULATION."</p> <p>Referred to: Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection</p>
<p>S.B. No. 1595 "A BILL FOR AN ACT RELATING TO STATE PARKS."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1608 "A BILL FOR AN ACT RELATING TO ELECTIONS."</p> <p>Referred to: Committee on Judiciary and Government Operations, then to the Committee on Ways and Means</p>
<p>S.B. No. 1596 "A BILL FOR AN ACT RELATING TO STREAM MAINTENANCE."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1609 "A BILL FOR AN ACT RELATING TO COMMUNICATIONS FRAUD."</p> <p>Referred to: Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations</p>
<p>S.B. No. 1597 "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1610 "A BILL FOR AN ACT RELATING TO MEDICAL ORDERS."</p> <p>Referred to: Committee on Health, then to the Committee on Commerce and Consumer Protection</p>
<p>S.B. No. 1598 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	<p>S.B. No. 1611 "A BILL FOR AN ACT RELATING TO HIGHWAYS."</p> <p>Referred to: Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means</p>
<p>S.B. No. 1599 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	
<p>S.B. No. 1600 "A BILL FOR AN ACT RELATING TO THE HAWAII STRATEGIC DEVELOPMENT CORPORATION."</p> <p>Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs</p>	

- S.B. No. 1612 "A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY."  
 Referred to: Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
- S.B. No. 1613 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
- S.B. No. 1614 "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
- S.B. No. 1615 "A BILL FOR AN ACT RELATING TO DRIVER LICENSES."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
- S.B. No. 1616 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWELFTH SENATE DISTRICT."  
 Referred to: Committee on Ways and Means
- S.B. No. 1617 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST GEOGRAPHICALLY ISOLATED SCHOOLS UNDER THE WEIGHTED STUDENT FORMULA."  
 Referred to: Committee on Education and Housing, then to the Committee on Ways and Means
- S.B. No. 1618 "A BILL FOR AN ACT RELATING TO SCHOOL COMMUNITY COUNCILS."  
 Referred to: Committee on Education and Housing, then to the Committee on Ways and Means
- S.B. No. 1619 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection
- S.B. No. 1620 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENTS."  
 Referred to: Committee on Ways and Means
- S.B. No. 1621 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."  
 Referred to: Committee on Labor, then to the Committee on Judiciary and Government Operations
- S.B. No. 1622 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."  
 Referred to: Committee on Labor, then to the Committee on Judiciary and Government Operations
- S.B. No. 1623 "A BILL FOR AN ACT RELATING TO FORECLOSURES."  
 Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
- S.B. No. 1624 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO ALLOW THE LEGISLATURE TO EITHER FUND THE TAX CREDIT UNDER ARTICLE VII, SECTION 6 OF THE CONSTITUTION, OR DEPOSIT THE SAME AMOUNT INTO THE EMERGENCY AND BUDGET RESERVE FUND."  
 Referred to: Committee on Ways and Means, then to the Committee on Judiciary and Government Operations
- S.B. No. 1625 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE CONVENING OF REGULAR LEGISLATIVE SESSIONS IN A PRESIDENTIAL INAUGURATION YEAR."  
 Referred to: Committee on Judiciary and Government Operations
- S.B. No. 1626 "A BILL FOR AN ACT RELATING TO TAXATION."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
- S.B. No. 1627 "A BILL FOR AN ACT RELATING TO THE BREEDING AND SELLING OF DOGS AND CATS."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
- S.B. No. 1628 "A BILL FOR AN ACT RELATING TO FISHING."  
 Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
- S.B. No. 1629 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
- S.B. No. 1630 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."  
 Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
- S.B. No. 1631 "A BILL FOR AN ACT RELATING TO TEACHER LICENSURE."  
 Referred to: Committee on Education and Housing, then to the Committee on Judiciary and Government Operations
- S.B. No. 1632 "A BILL FOR AN ACT RELATING TO RESPIRATORY CARE."  
 Referred to: Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 1633 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST EPOD, INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU."

Referred to: Committee on Energy and Environment, then to the Committee on Ways and Means

S.B. No. 1634 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means

S.B. No. 1635 "A BILL FOR AN ACT RELATING TO WASTE MANAGEMENT."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means

S.B. No. 1636 "A BILL FOR AN ACT RELATING TO RECYCLING."

Referred to: Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations

S.B. No. 1637 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 1638 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HAWAIIAN HOME LANDS."

Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means

S.B. No. 1639 "A BILL FOR AN ACT RELATING TO EDUCATION."

Referred to: Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means

S.B. No. 1640 "A BILL FOR AN ACT RELATING TO HAWAIIANS."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 1641 "A BILL FOR AN ACT RELATING TO KULEANA LANDS."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 1642 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs

S.B. No. 1643 "A BILL FOR AN ACT RELATING TO CORRECTIONS."

Referred to: Jointly to the Committee on Public Safety and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

S.B. No. 1644 "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS."

Referred to: Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

S.B. No. 1645 "A BILL FOR AN ACT RELATING TO STATE BUILDING CODE."

Referred to: Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection

S.B. No. 1646 "A BILL FOR AN ACT RELATING TO FREEDOM OF INFORMATION."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1647 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1648 "A BILL FOR AN ACT RELATING TO VOTING."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1649 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

Referred to: Committee on Judiciary and Government Operations, then to the Committee on Ways and Means

S.B. No. 1650 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1651 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCIES AND BOARDS."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1652 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1653 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1654 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES."

Referred to: Committee on Judiciary and Government Operations

S.B. No. 1655	“A BILL FOR AN ACT RELATING TO ETHICS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1656	“A BILL FOR AN ACT RELATING TO EXECUTIVE MEETINGS AND RECORDS.”	Referred to:	Committee on Human Services, then to the Committee on Ways and Means
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1657	“A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT.”	Referred to:	Committee on Education and Housing, then to the Committee on Ways and Means
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1658	“A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1659	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 1, OF THE HAWAII CONSTITUTION, TO DELETE THE ONE-YEAR RESIDENCY AND VOTER REGISTRATION REQUIREMENT FOR VOTING AND TO FORTIFY THE RIGHT TO VOTE.”	Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1660	“A BILL FOR AN ACT RELATING TO VOTING.”	Referred to:	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1661	“A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS.”	Referred to:	Committee on Health, then to the Committee on Ways and Means
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1662	“A BILL FOR AN ACT RELATING TO CONFLICTS OF INTEREST.”	Referred to:	Committee on Higher Education, then to the Committee on Ways and Means
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1663	“A BILL FOR AN ACT RELATING TO CAPITOL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIRST SENATORIAL DISTRICT.”	Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
	Referred to:	Committee on Ways and Means	
S.B. No. 1664	“A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY.”	Referred to:	Committee on Health, then to the Committee on Commerce and Consumer Protection
	Referred to:	Committee on Labor, then to the Committee on Ways and Means	
S.B. No. 1665	“A BILL FOR AN ACT RELATING TO HIGHER EDUCATION.”	Referred to:	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations
	Referred to:	Jointly to the Committee on Higher Education and the Committee on Labor, then to the Committee on Ways and Means	
S.B. No. 1666	“A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES.”	Referred to:	Committee on Economic Development and Technology, then to the Committee on Ways and Means
	Referred to:	Committee on Human Services, then to the Committee on Ways and Means	
S.B. No. 1667	“A BILL FOR AN ACT RELATING TO GOVERNMENT EMPLOYEES.”	Referred to:	Committee on Economic Development and Technology, then to the Committee on Ways and Means
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1668	“A BILL FOR AN ACT RELATING TO HUMAN SERVICES.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Human Services, then to the Committee on Ways and Means	
S.B. No. 1669	“A BILL FOR AN ACT RELATING TO EDUCATION.”	Referred to:	Committee on Education and Housing, then to the Committee on Ways and Means
	Referred to:	Committee on Education and Housing, then to the Committee on Ways and Means	
S.B. No. 1670	“A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT PROCESS.”	Referred to:	Committee on Judiciary and Government Operations
	Referred to:	Committee on Judiciary and Government Operations	
S.B. No. 1671	“A BILL FOR AN ACT RELATING TO FOSSIL FUELS.”	Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
	Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	
S.B. No. 1672	“A BILL FOR AN ACT RELATING TO HISTORIC STRUCTURES.”	Referred to:	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, International and Intergovernmental Affairs
	Referred to:	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, International and Intergovernmental Affairs	
S.B. No. 1673	“A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION.”	Referred to:	Committee on Health, then to the Committee on Ways and Means
	Referred to:	Committee on Health, then to the Committee on Ways and Means	
S.B. No. 1674	“A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII.”	Referred to:	Committee on Higher Education, then to the Committee on Ways and Means
	Referred to:	Committee on Higher Education, then to the Committee on Ways and Means	
S.B. No. 1675	“A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY.”	Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
	Referred to:	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection	
S.B. No. 1676	“A BILL FOR AN ACT RELATING TO HEALTH.”	Referred to:	Committee on Health, then to the Committee on Commerce and Consumer Protection
	Referred to:	Committee on Health, then to the Committee on Commerce and Consumer Protection	
S.B. No. 1677	“A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE.”	Referred to:	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations
	Referred to:	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations	
S.B. No. 1678	“A BILL FOR AN ACT RELATING TO TAXATION.”	Referred to:	Committee on Economic Development and Technology, then to the Committee on Ways and Means
	Referred to:	Committee on Economic Development and Technology, then to the Committee on Ways and Means	

S.B. No. 1679 "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND."

Referred to: Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 1680 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Referred to: Jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

**REFERRAL OF SENATE BILLS**

The President made the following committee assignments of bills introduced on Friday, January 23, 2009, Monday, January 26, 2009 and Wednesday, January 28, 2009:

S.B. No. Referred to:

S.B. No. 756 Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 757 Committee on Education and Housing, then to the Committee on Ways and Means

S.B. No. 758 Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs

S.B. No. 759 Committee on Education and Housing

S.B. No. 760 Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 761 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 762 Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs

S.B. No. 763 Committee on Judiciary and Government Operations

S.B. No. 764 Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations

S.B. No. 765 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means

S.B. No. 766 Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 767 Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 768 Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations

S.B. No. 769 Committee on Economic Development and Technology, then to the Committee on Ways and Means

S.B. No. 770 Committee on Commerce and Consumer Protection, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means

S.B. No. 771 Committee on Commerce and Consumer Protection

S.B. No. 772 Committee on Economic Development and Technology, then to the Committee on Ways and Means

S.B. No. 773 Jointly to the Committee on Education and Housing and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 774 Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 775 Committee on Energy and Environment, then to the Committee on Ways and Means

S.B. No. 776 Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 777 Committee on Health

S.B. No. 778 Jointly to the Committee on Health and the Committee on Education and Housing, then to the Committee on Ways and Means

S.B. No. 779 Committee on Health, then to the Committee on Commerce and Consumer Protection

S.B. No. 780 Committee on Health, then to the Committee on Ways and Means

S.B. No. 781 Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means

S.B. No. 782 Committee on Human Services, then to the Committee on Labor

S.B. No. 783 Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 784 Committee on Human Services, then to the Committee on Commerce and Consumer Protection

S.B. No. 785 Committee on Judiciary and Government Operations

S.B. No. 786 Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations

S.B. No. 787 Committee on Economic Development and Technology

S.B. No. 788 Jointly to the Committee on Tourism and the Committee on Economic Development and Technology

S.B. No. 789 Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 790 Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 791 Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 792	Committee on Education and Housing, then to the Committee on Ways and Means		Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 793	Jointly to the Committee on Health and the Committee on Higher Education, then to the Committee on Ways and Means	S.B. No. 812	Committee on Health, then to the Committee on Ways and Means
S.B. No. 794	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 813	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 795	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 814	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 796	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations	S.B. No. 815	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 797	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 816	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 798	Committee on Education and Housing, then to the Committee on Judiciary and Government Operations	S.B. No. 817	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 799	Committee on Education and Housing, then to the Committee on Judiciary and Government Operations	S.B. No. 818	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 800	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 819	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 801	Committee on Human Services, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 820	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 802	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 821	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 803	Committee on Health, then to the Committee on Education and Housing	S.B. No. 822	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 804	Committee on Judiciary and Government Operations	S.B. No. 823	Committee on Labor
S.B. No. 805	Committee on Health	S.B. No. 824	Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 806	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 825	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 807	Jointly to the Committee on Education and Housing and the Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 826	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 808	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 827	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 809	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 828	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 810	Jointly to the Committee on Judiciary and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 829	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 811	Jointly to the Committee on Energy and Environment and the Committee on	S.B. No. 830	Committee on Economic Development and Technology, then to the Committee on Ways and Means
		S.B. No. 831	Committee on Economic Development and Technology, then to the Committee on Ways and Means

SENATE JOURNAL - 6th DAY

148

S.B. No. 832	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 854	Committee on Judiciary and Government Operations
S.B. No. 833	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 855	Committee on Judiciary and Government Operations
S.B. No. 834	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 856	Committee on Judiciary and Government Operations
S.B. No. 835	Committee on Judiciary and Government Operations	S.B. No. 857	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 836	Committee on Judiciary and Government Operations	S.B. No. 858	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 837	Committee on Judiciary and Government Operations	S.B. No. 859	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Human Services, then to the Committee on Judiciary and Government Operations
S.B. No. 838	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 860	Jointly to the Committee on Judiciary and Government Operations and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 839	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 861	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 840	Committee on Judiciary and Government Operations	S.B. No. 862	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 841	Committee on Judiciary and Government Operations	S.B. No. 863	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 842	Committee on Judiciary and Government Operations	S.B. No. 864	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 843	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 865	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 844	Committee on Health, then to the Committee on Judiciary and Government Operations	S.B. No. 866	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 845	Committee on Judiciary and Government Operations	S.B. No. 867	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 846	Committee on Judiciary and Government Operations	S.B. No. 868	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
S.B. No. 847	Committee on Health, then to the Committee on Ways and Means	S.B. No. 869	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations
S.B. No. 848	Committee on Judiciary and Government Operations		
S.B. No. 849	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations		
S.B. No. 850	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations		
S.B. No. 851	Committee on Human Services, then to the Committee on Judiciary and Government Operations		
S.B. No. 852	Committee on Judiciary and Government Operations		
S.B. No. 853	Committee on Judiciary and Government Operations		

S.B. No. 870	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 888	Committee on Commerce and Consumer Protection
S.B. No. 871	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 889	Committee on Commerce and Consumer Protection
S.B. No. 872	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 890	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 873	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 891	Committee on Commerce and Consumer Protection
S.B. No. 874	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means	S.B. No. 892	Committee on Commerce and Consumer Protection
S.B. No. 875	Jointly to the Committee on Higher Education and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 893	Committee on Commerce and Consumer Protection
S.B. No. 876	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 894	Committee on Commerce and Consumer Protection
S.B. No. 877	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 895	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 878	Committee on Commerce and Consumer Protection	S.B. No. 896	Committee on Public Safety and Military Affairs, then to the Committee on Labor
S.B. No. 879	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations	S.B. No. 897	Jointly to the Committee on Education and Housing and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 880	Committee on Commerce and Consumer Protection	S.B. No. 898	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 881	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 899	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 882	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 900	Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 883	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 901	Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 884	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 902	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 885	Committee on Ways and Means	S.B. No. 903	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 886	Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection	S.B. No. 904	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 887	Committee on Commerce and Consumer Protection	S.B. No. 905	Jointly to the Committee on Labor and the Committee on Human Services, then to the Committee on Ways and Means
		S.B. No. 906	Committee on Judiciary and Government Operations



SENATE JOURNAL - 6th DAY

150

S.B. No. 907	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 924	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 908	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 925	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 909	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Labor	S.B. No. 926	Jointly to the Committee on Labor and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 910	Jointly to the Committee on Human Services and the Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 927	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 911	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 928	Committee on Judiciary and Government Operations
S.B. No. 912	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 929	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 913	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 930	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 914	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 931	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 915	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 932	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 916	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 933	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 917	Committee on Human Services, then to the Committee on Commerce and Consumer Protection	S.B. No. 934	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 918	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 935	Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations
S.B. No. 919	Jointly to the Committee on Human Services and the Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 936	Committee on Health, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 920	Jointly to the Committee on Human Services and the Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 937	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 921	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 938	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 922	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 939	Committee on Health, then to the Committee on Ways and Means
S.B. No. 923	Jointly to the Committee on Labor and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 940	Committee on Health, then to the Committee on Commerce and Consumer Protection
		S.B. No. 941	Committee on Health, then to the Committee on Judiciary and Government Operations
		S.B. No. 942	Committee on Energy and Environment
		S.B. No. 943	Committee on Labor, then to the Committee on Ways and Means

S.B. No. 944	Committee on Labor		Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 945	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 963	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 946	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 964	Committee on Judiciary and Government Operations
S.B. No. 947	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 965	Committee on Judiciary and Government Operations
S.B. No. 948	Committee on Commerce and Consumer Protection	S.B. No. 966	Committee on Judiciary and Government Operations
S.B. No. 949	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 967	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 950	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 968	Committee on Judiciary and Government Operations
S.B. No. 951	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 969	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 952	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 970	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 953	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 971	Committee on Ways and Means
S.B. No. 954	Committee on Economic Development and Technology	S.B. No. 972	Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 955	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations	S.B. No. 973	Committee on Ways and Means, then to the Committee on Judiciary and Government Operations
S.B. No. 956	Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection	S.B. No. 974	Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 957	Committee on Judiciary and Government Operations, then to the Committee on Commerce and Consumer Protection	S.B. No. 975	Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 958	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 976	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 959	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology	S.B. No. 977	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 960	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 978	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 961	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 979	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 962	Jointly to the Committee on Energy and Environment and the Committee on	S.B. No. 980	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
		S.B. No. 981	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations

S.B. No. 982	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 998	then to the Committee on Ways and Means Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 983	Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 999	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 984	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 1000	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 985	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 1001	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 986	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1002	Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 987	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1003	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 988	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 1004	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 989	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1005	Committee on Judiciary and Government Operations
S.B. No. 990	Committee on Higher Education, then to the Committee on Judiciary and Government Operations	S.B. No. 1006	Committee on Human Services, then to the Committee on Judiciary and Government Operations
S.B. No. 991	Committee on Higher Education, then to the Committee on Ways and Means	S.B. No. 1007	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 992	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1008	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 993	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1009	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 994	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1010	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 995	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1011	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 996	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1012	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 997	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing,	S.B. No. 1013	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
		S.B. No. 1014	Committee on Human Services, then to the Committee on Ways and Means

S.B. No. 1015	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1038	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 1016	Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 1039	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 1017	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 1040	Committee on Health, then to the Committee on Judiciary and Government Operations
S.B. No. 1018	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means	S.B. No. 1041	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1019	Committee on Judiciary and Government Operations	S.B. No. 1042	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 1020	Committee on Judiciary and Government Operations	S.B. No. 1043	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 1021	Committee on Judiciary and Government Operations	S.B. No. 1044	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1022	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1045	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 1023	Committee on Labor	S.B. No. 1046	Committee on Health, then to the Committee on Ways and Means
S.B. No. 1024	Committee on Labor	S.B. No. 1047	Committee on Judiciary and Government Operations
S.B. No. 1025	Committee on Labor, then to the Committee on Ways and Means	S.B. No. 1048	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1026	Committee on Judiciary and Government Operations	S.B. No. 1049	Committee on Judiciary and Government Operations
S.B. No. 1027	Committee on Judiciary and Government Operations	S.B. No. 1050	Jointly to the Committee on Health and the Committee on Tourism, then to the Committee on Judiciary and Government Operations
S.B. No. 1028	Committee on Judiciary and Government Operations	S.B. No. 1051	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 1029	Committee on Judiciary and Government Operations	S.B. No. 1052	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1030	Committee on Judiciary and Government Operations	S.B. No. 1053	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 1031	Committee on Judiciary and Government Operations	S.B. No. 1054	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1032	Committee on Judiciary and Government Operations	S.B. No. 1055	Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 1033	Committee on Judiciary and Government Operations	S.B. No. 1056	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1034	Committee on Judiciary and Government Operations		
S.B. No. 1035	Committee on Judiciary and Government Operations		
S.B. No. 1036	Committee on Judiciary and Government Operations		
S.B. No. 1037	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means		

SENATE JOURNAL - 6th DAY

154

S.B. No. 1057	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1075	Committee on Health, then to the Committee on Ways and Means
S.B. No. 1058	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1076	Committee on Health, then to the Committee on Ways and Means
S.B. No. 1059	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1077	Committee on Health, then to the Committee on Commerce and Consumer Protection
S.B. No. 1060	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 1078	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1061	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1079	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
S.B. No. 1062	Committee on Commerce and Consumer Protection	S.B. No. 1080	Committee on Energy and Environment, then to the Committee on Economic Development and Technology
S.B. No. 1063	Committee on Labor	S.B. No. 1081	Committee on Ways and Means
S.B. No. 1064	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1082	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection
S.B. No. 1065	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection	S.B. No. 1083	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1066	Jointly to the Committee on Energy and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 1084	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1067	Committee on Labor, then to the Committee on Judiciary and Government Operations	S.B. No. 1085	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1068	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 1086	Committee on Judiciary and Government Operations
S.B. No. 1069	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 1087	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 1070	Committee on Judiciary and Government Operations	S.B. No. 1088	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1071	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 1089	Committee on Ways and Means
S.B. No. 1072	Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 1090	Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations
S.B. No. 1073	Jointly to the Committee on Health and the Committee on Public Safety and Military Affairs	S.B. No. 1091	Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations
S.B. No. 1074	Jointly to the Committee on Health and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 1092	Committee on Health, then to the Committee on Judiciary and Government Operations
		S.B. No. 1093	Committee on Health, then to the Committee on Commerce and Consumer Protection
		S.B. No. 1094	Committee on Health, then to the Committee on Ways and Means
		S.B. No. 1095	Jointly to the Committee on Human Services and the Committee on Judiciary

	and Government Operations, then to the Committee on Ways and Means		Affairs, then to the Committee on Ways and Means
S.B. No. 1096	Jointly to the Committee on Economic Development and Technology and the Committee on Higher Education and the Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 1116	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 1097	Committee on Judiciary and Government Operations	S.B. No. 1117	Committee on Ways and Means
S.B. No. 1098	Committee on Judiciary and Government Operations	S.B. No. 1118	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1099	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 1119	Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1100	Committee on Judiciary and Government Operations	S.B. No. 1120	Committee on Education and Housing, then to the Committee on Labor
S.B. No. 1101	Committee on Judiciary and Government Operations	S.B. No. 1121	Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1102	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 1122	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 1103	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 1123	Committee on Public Safety and Military Affairs, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 1104	Committee on Commerce and Consumer Protection	S.B. No. 1124	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 1105	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 1125	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 1106	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 1126	Committee on Labor, then to the Committee on Ways and Means
S.B. No. 1107	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 1127	Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 1108	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.B. No. 1128	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1109	Committee on Ways and Means	S.B. No. 1129	Committee on Commerce and Consumer Protection
S.B. No. 1110	Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 1130	Committee on Commerce and Consumer Protection
S.B. No. 1111	Committee on Tourism, then to the Committee on Ways and Means	S.B. No. 1131	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1112	Committee on Ways and Means	S.B. No. 1132	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 1113	Committee on Commerce and Consumer Protection	S.B. No. 1133	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 1114	Committee on Commerce and Consumer Protection	S.B. No. 1134	Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection,
S.B. No. 1115	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental		

	then to the Committee on Ways and Means	S.B. No. 1152	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 1135	Committee on Health, then to the Committee on Ways and Means		
S.B. No. 1136	Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Ways and Means	S.B. No. 1153	Committee on Economic Development and Technology, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1137	Jointly to the Committee on Health and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 1154	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.B. No. 1138	Jointly to the Committee on Health and the Committee on Labor, then to the Committee on Ways and Means	S.B. No. 1155	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 1139	Committee on Health, then to the Committee on Ways and Means		
S.B. No. 1140	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 1156	Committee on Commerce and Consumer Protection
S.B. No. 1141	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1157	Committee on Commerce and Consumer Protection
		S.B. No. 1158	Committee on Ways and Means
S.B. No. 1142	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations	S.B. No. 1159	Committee on Health, then to the Committee on Judiciary and Government Operations
		S.B. No. 1160	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1143	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology	S.B. No. 1161	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1144	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1162	Jointly to the Committee on Higher Education and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1145	Committee on Commerce and Consumer Protection	S.B. No. 1163	Jointly to the Committee on Energy and Environment and the Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 1146	Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs		
S.B. No. 1147	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1164	Jointly to the Committee on Education and Housing and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 1148	Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations	S.B. No. 1165	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 1149	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 1166	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Labor, then to the Committee on Judiciary and Government Operations
S.B. No. 1150	Committee on Judiciary and Government Operations		
S.B. No. 1151	Committee on Public Safety and Military Affairs, then to the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 1167	Committee on Tourism, then to the Committee on Ways and Means
		S.B. No. 1168	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means

S.B. No. 1169	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 1187	Committee on Judiciary and Government Operations
S.B. No. 1170	Committee on Judiciary and Government Operations	S.B. No. 1188	Committee on Judiciary and Government Operations
S.B. No. 1171	Committee on Judiciary and Government Operations	S.B. No. 1189	Committee on Human Services, then to the Committee on Judiciary and Government Operations
S.B. No. 1172	Committee on Judiciary and Government Operations	S.B. No. 1190	Committee on Ways and Means
S.B. No. 1173	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 1191	Committee on Human Services, then to the Committee on Judiciary and Government Operations
S.B. No. 1174	Committee on Energy and Environment, then to the Committee on Transportation, International and Intergovernmental Affairs	S.B. No. 1192	Committee on Judiciary and Government Operations
S.B. No. 1175	Committee on Judiciary and Government Operations	S.B. No. 1193	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1176	Committee on Judiciary and Government Operations	S.B. No. 1194	Committee on Judiciary and Government Operations
S.B. No. 1177	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 1195	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1178	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 1196	Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection
S.B. No. 1179	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1197	Committee on Ways and Means
S.B. No. 1180	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 1198	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 1181	Committee on Labor, then to the Committee on Judiciary and Government Operations	S.B. No. 1199	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1182	Jointly to the Committee on Human Services and the Committee on Labor, then to the Committee on Ways and Means	S.B. No. 1200	Committee on Ways and Means
S.B. No. 1183	Jointly to the Committee on Human Services and the Committee on Labor, then to the Committee on Judiciary and Government Operations	S.B. No. 1201	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 1184	Committee on Judiciary and Government Operations	S.B. No. 1202	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 1185	Committee on Energy and Environment, then to the Committee on Ways and Means	S.B. No. 1203	Jointly to the Committee on Labor and the Committee on Human Services, then to the Committee on Judiciary and Government Operations
S.B. No. 1186	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 1204	Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
		S.B. No. 1205	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
		S.B. No. 1206	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means



S.B. No. 1207	Committee on Ways and Means	S.B. No. 1229	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 1208	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 1230	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 1209	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations	S.B. No. 1231	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 1210	Committee on Human Services, then to the Committee on Judiciary and Government Operations	S.B. No. 1232	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 1211	Committee on Ways and Means	S.B. No. 1233	Committee on Energy and Environment, then to the Committee on Transportation, International and Intergovernmental Affairs
S.B. No. 1212	Jointly to the Committee on Health and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.B. No. 1234	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 1213	Committee on Public Safety and Military Affairs, then to the Committee on Commerce and Consumer Protection	S.B. No. 1235	Committee on Ways and Means
S.B. No. 1214	Committee on Judiciary and Government Operations	S.B. No. 1236	Jointly to the Committee on Education and Housing and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 1215	Committee on Judiciary and Government Operations	S.B. No. 1237	Jointly to the Committee on Tourism and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1216	Committee on Commerce and Consumer Protection	S.B. No. 1238	Jointly to the Committee on Tourism and the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Commerce and Consumer Protection, then jointly to the Committee on Ways and Means and the Committee on Judiciary and Government Operations
S.B. No. 1217	Committee on Health, then to the Committee on Commerce and Consumer Protection	S.B. No. 1239	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1218	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means		
S.B. No. 1219	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations		
S.B. No. 1220	Committee on Health, then to the Committee on Commerce and Consumer Protection		
S.B. No. 1221	Committee on Education and Housing, then to the Committee on Judiciary and Government Operations		
S.B. No. 1222	Committee on Judiciary and Government Operations		
S.B. No. 1223	Committee on Commerce and Consumer Protection		
S.B. No. 1224	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means		
S.B. No. 1225	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means		
S.B. No. 1226	Committee on Tourism, then to the Committee on Ways and Means		
S.B. No. 1227	Committee on Tourism, then to the Committee on Ways and Means		
S.B. No. 1228	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means		

**RE-REFERRAL OF SENATE BILLS**

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

S.B. No.	Re-referred to:
S.B. No. 43	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means
S.B. No. 68	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means

S.B. No. 71	Committee on Judiciary and Government Operations	S.B. No. 276	Committee on Tourism, then to the Committee on Ways and Means
S.B. No. 90	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 283	Committee on Tourism, then to the Committee on Judiciary and Government Operations
S.B. No. 109	Jointly to the Committee on Judiciary and Government Operations and the Committee on Human Services, then to the Committee on Ways and Means	S.B. No. 389	Committee on Ways and Means
S.B. No. 122	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.B. No. 394	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
S.B. No. 149	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means	S.B. No. 431	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 170	Committee on Health, then to the Committee on Ways and Means	S.B. No. 494	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 195	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.B. No. 707	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Judiciary and Government Operations
S.B. No. 198	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means		Senator Hee rose on a point of personal privilege and said:
S.B. No. 218	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations		“Members, I wanted to, on behalf of all of you, extend our congratulations to our President for signing as an amicus in the ceded lands case before the United States Supreme Court. I wish she had invited us to join her, but she has her reasons. But we join you in spirit.
S.B. No. 237	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection		“I also wanted to recognize that Governor Waihe‘e and C.J. Richardson, as well as Princess Abigail Kawananakoa also signed as amicus curiae. But John Waihe‘e, in particular, because he and I have had a lot of discussions because in 1994 when I was Chairman of the Office of Hawaiian Affairs, we brought the lawsuit, and he was governor at the time. I guess he did not appreciate that what was being characterized as an affordable housing development essentially was a developer’s development, which included market homes on the ridge line, golf courses, shopping centers, and then some affordable housing. And that was the danger of the development, that in fact, the State was engaging to become a developer under Joe Conan at the time.
S.B. No. 238	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection		“As all of you know, we will be engaging discussion on this issue. The Committee on Water, Land, Agriculture and Hawaiian Affairs intends to hold hearings on all the bills that are submitted, and during that course, the Committee will make clear that reconciliation with native Hawaiians is not new—in fact, has been done with the Indians of the lower 48, native Alaskans, the AJA that were interned during the war, and, presently, reconciliation is ongoing with the Filipinos who fought for the U.S. in World War II.
S.B. No. 245	Committee on Energy and Environment, then jointly to the Committee on Judiciary and Government Operations and the Committee on Commerce and Consumer Protection		“There’s a missing piece in the discussion, and that is the Kamehameha Schools, of which I am a graduate of. Kamehameha Schools evidently forgot to sign on as an amicus curiae and they should be held accountable for that. Kamehameha Schools, after all, has its very core in the lands of Princess Pauahi, who received those lands from her cousin, Princess Ruth Ke‘elikōlani.
S.B. No. 246	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means		“It is regrettable that Kamehameha is not an amicus curiae, and they owe, not only the Hawaiian people, but all those who may be married to Hawaiian people, all those who may have children who are Hawaiian, all those who have friends or family that are Hawaiian, and all those like President Obama, who may
S.B. No. 263	Committee on Energy and Environment, then to the Committee on Ways and Means		
S.B. No. 266	Jointly to the Committee on Energy and Environment and the Committee on Tourism, then to the Committee on Ways and Means		
S.B. No. 271	Committee on Tourism, then to the Committee on Ways and Means		

not be Hawaiian, but are *keiki hānau o ka 'āina*. They were born here.

“Kamehameha owes an explanation because when John Doe prevailed at every step, they wasted no time in calling—guess who?—the supporters of their lands to rally with Kamehameha Schools. And some of you may have been there. I was there.

“Kamehameha Schools should be held accountable, and it is with this discussion that the expectation is Kamehameha Schools will be an active participant in all of the hearings. After all, the difference between the lands of Pauahi and the lands of the crown, which were taken and then ceded back, are the same.

“So, it is with that discussion that we look forward to the Kamehameha Schools. Thank you.”

#### **ADJOURNMENT**

At 11:58 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, February 2, 2009.

## SEVENTH DAY

**Monday, February 2, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:36 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Will Espero, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 228 to 241) were read by the Clerk and were placed on file:

Gov. Msg. No. 228, dated January 20, 2009, transmitting the Annual Report on the Business Education Internship and Mentorship Program, prepared by the Department of Business, Economic Development and Tourism, Strategic Industries Division, pursuant to Act 111, SLH 2007.

Gov. Msg. No. 229, dated January 20, 2009, transmitting a Report on the Self-Sufficiency Income Standard: Estimates for Hawaii 2007, Prepared by the Department of Business, Economic Development and Tourism, Section 201-3, HRS.

Gov. Msg. No. 230, dated January 21, 2009, transmitting a Report on the Efforts to Support Emerging Growth Industries, prepared by the Department of Business, Economic Development and Tourism, Research and Economic Analysis Division, pursuant to Section 201-19, HRS.

Gov. Msg. No. 231, dated January 21, 2009, transmitting a Report on Expenditures on Formally Declared Disasters, prepared by the Department of Transportation, Harbors Division, pursuant to Act 158, SLH 2008.

Gov. Msg. No. 232, dated January 21, 2009, transmitting a Report on the Health Professional Loan Repayment Program, Hawaii Health Corps Program, prepared by the Department of Business, Economic Development and Tourism, pursuant to Act 242, SLH 2008.

Gov. Msg. No. 233, dated January 26, 2009, transmitting the 2008 Annual Report on Recommendations for Denial of Claims for Legislative Relief, prepared by the Department of the Attorney General pursuant to Section 37-77, HRS.

Gov. Msg. No. 234, dated January 26, 2009, transmitting the 2008 Annual Report of the Hawaii Community Development Authority.

Gov. Msg. No. 235, dated January 27, 2009, transmitting a Report on the I-SaveRx Prescription Drug Program, prepared by the Department of Human Services, Med-Quest Division, pursuant to Act 58, SLH 2008.

Gov. Msg. No. 236, dated January 27, 2009, transmitting a Report on Home Property Liens, prepared by the Department of Human Services, Med-Quest Division, pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 237, dated January 27, 2009, transmitting a Report on the Hawaii Infant Health Care Program and the Hawaii Children's Health Care Program, prepared by the Department of Human Services, Med-Quest Division, pursuant to Act 236, SLH 2007.

Gov. Msg. No. 238, dated January 27, 2009, transmitting a Report on the Effectiveness of the Uniting Peer Learning Integrating New Knowledge (UPLINK) Program, prepared by

the Department of Human Services, Benefit, Employment, and Support Division, pursuant to Act 158, Section 204.1, SLH 2008.

Gov. Msg. No. 239, dated January 27, 2009, transmitting the Transfer of Revolving Fund Monies Annual Report for calendar year ending December 31, 2008 prepared by the Department of Agriculture, pursuant to Sections 155-14 and 219-4, HRS.

Gov. Msg. No. 240, dated January 28, 2009, transmitting a report prepared by the Department of Public Safety pursuant to S.C.R. No. 125 (2008) on Early Parole Eligibility Programs.

Gov. Msg. No. 241, dated January 28, 2009, transmitting the 2008 Annual Report of the Department of Business, Economic Development and Tourism, pursuant to Section 201-10, HRS.

**SENATE CONCURRENT RESOLUTIONS**

The following concurrent resolutions (S.C.R. Nos. 3 to 33) were read by the Clerk and were deferred:

S.C.R. No. 3 "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO DESIGNATE THE HAWAII CAPITAL CULTURAL DISTRICT AS A NATIONAL HERITAGE AREA."

Offered by: Senators Chun Oakland, Green.

S.C.R. No. 4 "SENATE CONCURRENT RESOLUTION URGING THE HERITAGE TOURISM COMMUNITY TO COLLABORATIVELY WORK TO, AMONG OTHER THINGS, CREATE A HERITAGE TOURISM MARKETING PLAN FOR USE BY THE HAWAII TOURISM AUTHORITY."

Offered by: Senators Chun Oakland, Fukunaga, Green, Kokubun.

S.C.R. No. 5 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING."

Offered by: Senators Ihara, Baker, Chun Oakland, Hemmings, Espero, Fukunaga, Sakamoto, Tsutsui.

S.C.R. No. 6 "SENATE CONCURRENT RESOLUTION REQUESTING PUBLIC AND PRIVATE AGENCIES TO MAKE APPROPRIATE EXEMPTIONS FOR GRANDPARENTS CARING FOR GRANDCHILDREN TO REMAIN IN SENIOR HOUSING UNTIL SUITABLE HOUSING IS OBTAINED."

Offered by: Senators Ihara, Chun Oakland, Baker, Espero, Hemmings, Sakamoto, Tsutsui.

S.C.R. No. 7 "SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE GOVERNOR TO CREATE A HOME FOR LIFE TASK FORCE TO REDUCE BARRIERS TO AGING IN PLACE AND TO FACILITATE MULTIGENERATIONAL LIVING."

Offered by: Senators Ihara, Baker, Chun Oakland, Sakamoto, Fukunaga, Hemmings, Tsutsui.

S.C.R. No. 8 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF DISPARATE TREATMENT IN HAWAII'S CRIMINAL JUSTICE SYSTEM."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 9 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE ESTABLISHMENT OF A COMMUNITY-BASED CARETAKING AND EDUCATIONAL PROGRAM FOR AREAS OF STATE PARKS THAT CONTAIN HEIAU AND OTHER SACRED SITES."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 10 "SENATE CONCURRENT RESOLUTION AFFIRMING THAT THE DESCENDANTS OF THE RACES INHABITING THE ISLANDS OF HAWAI'I, MAUI, MOLOKA'I, LANAI, KAHOLAWE, O'AHU, KAUAI, NIHAU, AND NIHOA TO KANEMILOHA'I (KURE ATOLL) PRIOR TO WESTERN CONTACT IN 1778 COMPRISE THE INDIGENOUS, ABORIGINAL, 'MAOLI' PEOPLES OF HAWAI'I."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 11 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ENCOURAGE THE PUBLIC ELEMENTARY SCHOOLS TO ESTABLISH RESOURCE CENTERS ON THEIR CAMPUSES IN ORDER TO COMBAT HOMELESSNESS."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 12 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO AMEND ITS ADMINISTRATIVE RULES RELATING TO CAMPING AT STATE PARKS."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 13 "SENATE 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."

Offered by: Senators Baker, Chun Oakland, Fukunaga, Kidani, Tokuda.

S.C.R. No. 14 "SENATE CONCURRENT RESOLUTION ENCOURAGING PARTICIPATION IN THE WHITE RIBBON CAMPAIGN TO END VIOLENCE AGAINST WOMEN."

Offered by: Senator Chun Oakland, by request.

S.C.R. No. 15 "SENATE CONCURRENT RESOLUTION DESIGNATING THE FIRST WEEK IN FEBRUARY 2010 AS HAWAII TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK."

Offered by: Senator Chun Oakland.

S.C.R. No. 16 "SENATE CONCURRENT RESOLUTION REQUESTING REVIEW OF EXISTING REPORTS AND STUDIES RELATED TO ASPARTAME AND RECISSION OF APPROVAL OF ASPARTAME FOR UNITED STATES MARKETS."

Offered by: Senators Chun Oakland, English, Green, Bunda, Espero, Gabbard, Galuteria, Ihara, Kidani, Takamine.

S.C.R. No. 17 "SENATE CONCURRENT RESOLUTION MANDATING COVERAGE OF EARLY INTERVENTION SERVICES FOR INFANTS AND CHILDREN FROM BIRTH TO AGE THREE."

Offered by: Senators Chun Oakland, Bunda, Espero, Gabbard, Ige, Kidani.

S.C.R. No. 18 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PROVIDE FURTHER SUPPORT FOR PUBLIC SCHOOLS THAT LIMIT OR DO NOT OFFER ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE COURSES."

Offered by: Senators Chun Oakland, Bunda, Espero, Gabbard.

S.C.R. No. 19 "SENATE CONCURRENT RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII."

Offered by: Senators Chun Oakland, English.

S.C.R. No. 20 "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO EXAMINE CYBERCRIME IN HAWAII."

Offered by: Senators Chun Oakland, Espero, Ige.

S.C.R. No. 21 "SENATE CONCURRENT RESOLUTION RECOGNIZING SEPTEMBER AS EDUCATION AND APPRECIATION AWARENESS MONTH IN HAWAII."

Offered by: Senators Chun Oakland, English.

S.C.R. No. 22 "SENATE CONCURRENT RESOLUTION COMMEMORATING MARCH 13, 2009, AS KIDNEY AWARENESS DAY AND THE MONTH OF MARCH AS KIDNEY AWARENESS MONTH IN THE STATE OF HAWAII."

Offered by: Senator Chun Oakland, by request.

S.C.R. No. 23 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A STATEWIDE RAINWATER DETENTION AND RETENTION POND SAFETY PROGRAM."

Offered by: Senators Chun Oakland, Espero, Bunda.

S.C.R. No. 24 "SENATE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII."

Offered by: Senators Espero, Bunda, English, Fukunaga, Gabbard.

S.C.R. No. 25 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE PARITY OF COVERAGE FOR ORAL AND INTRAVENOUS CHEMOTHERAPY."

Offered by: Senators Green, Baker, Chun Oakland, Kim, Takamine.

S.C.R. No. 26 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR COLONOSCOPY COLORECTAL CANCER SCREENING."

Offered by: Senators Ige, Baker, Hooser.

S.C.R. No. 27 "SENATE CONCURRENT RESOLUTION REQUESTING THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO CONSIDER RAISING THE MEDICARE FEE SCHEDULE PAYMENT AMOUNTS FOR PHYSICIANS RENDERING SERVICES IN HAWAII."

Offered by: Senator Ige.

S.C.R. No. 28 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE FINANCIAL AUDIT OF ALL FEDERAL FUNDS DESIGNATED FOR HEALTH CARE RECEIVED BY THE DEPARTMENT OF HUMAN SERVICES."

Offered by: Senator Ige.

S.C.R. No. 29 "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO RAISE MEDICARE FEE SCHEDULE PAYMENT AMOUNTS FOR PHYSICIANS RENDERING SERVICES IN HAWAII."

Offered by: Senator Ige.

S.C.R. No. 30 "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."

Offered by: Senators Kim, English, Galuteria, Hooser, Ihara, Tsutsui, Baker, Chun Oakland, Espero, Green, Hemmings, Kidani, Nishihara, Sakamoto.

S.C.R. No. 31 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY'S MAINTENANCE CONTRACTS."

Offered by: Senators Kim, Galuteria, Green, Hooser, Ihara, Sakamoto, Chun Oakland, Fukunaga, Ige, Kidani, Nishihara, Tokuda, Tsutsui.

S.C.R. No. 32 "SENATE CONCURRENT RESOLUTION ENCOURAGING STAKEHOLDERS AND INTERESTED PARTIES TO WORK TOGETHER TO ESTABLISH PAID FAMILY LEAVE OR SIMILAR WAGE REPLACEMENT PROGRAMS TO ASSIST FAMILY CAREGIVERS."

Offered by: Senators Tokuda, Chun Oakland, Baker, Fukunaga, Kidani.

S.C.R. No. 33 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II JAPANESE-AMERICAN NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICAN'S WHO FOUGHT AGAINST DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN."

Offered by: Senators Ihara, Fukunaga, Galuteria, Hemmings, Ige, Kidani, Kokubun, Nishihara, Sakamoto, Taniguchi, Tokuda, Tsutsui, Takamine.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 6 to 20) were read by the Clerk and were deferred:

S.R. No. 6 "SENATE RESOLUTION REQUESTING CONGRESS TO DESIGNATE THE HAWAII CAPITAL CULTURAL DISTRICT AS A NATIONAL HERITAGE AREA."

Offered by: Senators Chun Oakland, Green.

S.R. No. 7 "SENATE RESOLUTION URGING THE HERITAGE TOURISM COMMUNITY TO

COLLABORATIVELY WORK TO, AMONG OTHER THINGS, CREATE A HERITAGE TOURISM MARKETING PLAN FOR USE BY THE HAWAII TOURISM AUTHORITY."

Offered by: Senators Chun Oakland, Fukunaga, Green, Kokubun.

S.R. No. 8 "SENATE RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING."

Offered by: Senators Ihara, Baker, Chun Oakland, Hemmings, Espero, Fukunaga, Sakamoto, Tsutsui.

S.R. No. 9 "SENATE RESOLUTION REQUESTING PUBLIC AND PRIVATE AGENCIES TO MAKE APPROPRIATE EXEMPTIONS FOR GRANDPARENTS CARING FOR GRANDCHILDREN TO REMAIN IN SENIOR HOUSING UNTIL SUITABLE HOUSING IS OBTAINED."

Offered by: Senators Ihara, Chun Oakland, Baker, Espero, Fukunaga, Hemmings, Sakamoto, Tsutsui.

S.R. No. 10 "SENATE RESOLUTION REQUESTING THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE GOVERNOR TO CREATE A HOME FOR LIFE TASK FORCE TO REDUCE BARRIERS TO AGING IN PLACE AND TO FACILITATE MULTIGENERATIONAL LIVING."

Offered by: Senators Ihara, Baker, Chun Oakland, Sakamoto, Fukunaga, Hemmings, Tsutsui.

S.R. No. 11 "SENATE RESOLUTION ENCOURAGING PARTICIPATION IN THE WHITE RIBBON CAMPAIGN TO END VIOLENCE AGAINST WOMEN."

Offered by: Senator Chun Oakland, by request.

S.R. No. 12 "SENATE RESOLUTION DESIGNATING THE FIRST WEEK IN FEBRUARY 2010 AS HAWAII TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK."

Offered by: Senator Chun Oakland.

S.R. No. 13 "SENATE RESOLUTION REQUESTING REVIEW OF EXISTING REPORTS AND STUDIES RELATED TO ASPARTAME AND RECISSION OF APPROVAL OF ASPARTAME FOR UNITED STATES MARKETS."

Offered by: Senators Chun Oakland, English, Green, Bunda, Espero, Gabbard, Galuteria, Ihara, Kidani, Takamine.

S.R. No. 14 "SENATE RESOLUTION COMMEMORATING MARCH 13, 2009, AS KIDNEY AWARENESS DAY AND THE MONTH OF MARCH AS KIDNEY AWARENESS MONTH IN THE STATE OF HAWAII."

Offered by: Senator Chun Oakland, by request.

S.R. No. 15 "SENATE RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII."

Offered by: Senator Chun Oakland.

S.R. No. 16 "SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO EXAMINE CYBERCRIME IN HAWAII."

Offered by: Senator Chun Oakland.		then to the Committee on Ways and Means
S.R. No. 17 "SENATE RESOLUTION RECOGNIZING SEPTEMBER AS EDUCATION AND APPRECIATION AWARENESS MONTH IN HAWAII."	S.B. No. 436	Jointly to the Committee on Health and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
Offered by: Senators Chun Oakland, English.		
S.R. No. 18 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A STATEWIDE RAINWATER DETENTION AND RETENTION POND SAFETY PROGRAM."	S.B. No. 437	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
Offered by: Senators Chun Oakland, Espero, Bunda.	S.B. No. 472	Jointly to the Committee on Health and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations
S.R. No. 19 "SENATE RESOLUTION URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII."	S.B. No. 508	Jointly to the Committee on Higher Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
Offered by: Senators Espero, Bunda, Fukunaga, Gabbard.		
S.R. No. 20 "SENATE RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II JAPANESE-AMERICAN NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICAN'S WHO FOUGHT AGAINST DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN."	S.B. No. 521	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
Offered by: Senators Ihara, Fukunaga, Galuteria, Hemmings, Ige, Kidani, Kokubun, Nishihara, Sakamoto, Taniguchi, Tokuda, Tsutsui, Takamine.	S.B. No. 522	Jointly to the Committee on Judiciary and Government Operations and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

**ORDER OF THE DAY**

**RE-REFERRAL OF SENATE BILLS**

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

S.B. No.	Re-referred to:		
S.B. No. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs		
S.B. No. 39	Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means	S.B. No. 623	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 152	Jointly to the Committee on Education and Housing and the Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.B. No. 630	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means
S.B. No. 294	Committee on Economic Development and Technology, then to the Committee on Ways and Means	S.B. No. 791	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 419	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	S.B. No. 820	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
S.B. No. 422	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means	S.B. No. 904	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 423	Jointly to the Committee on Human Services and the Committee on Health,	S.B. No. 917	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Commerce and Consumer Protection

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- S.B. No. 1005      Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations
- S.B. No. 1046      Jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means
- S.B. No. 1091      Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
- S.B. No. 1191      Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary and Government Operations
- S.B. No. 1247      Committee on Economic Development and Technology, then to the Committee on Ways and Means
- S.B. No. 1276      Jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
- S.B. No. 1292      Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
- S.B. No. 1293      Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
- S.B. No. 1323      Jointly to the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
- S.B. No. 1325      Committee on Economic Development and Technology, then to the Committee on Ways and Means
- S.B. No. 1334      Jointly to the Committee on Economic Development and Technology and the Committee on Tourism, then to the Committee on Ways and Means
- S.B. No. 1672      Committee on Economic Development and Technology

**ADJOURNMENT**

At 11:40 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30a.m., Tuesday, February 3, 2009.



EIGHTH DAY

Tuesday, February 3, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Hiroki Maeda, Jodo Mission of Hawaii, after which the Roll was called showing all Senators present.

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

MESSAGE FROM THE GOVERNOR

The following message from the Governor (Gov. Msg. No. 242) was read by the Clerk and was placed on file:

Gov. Msg. No. 242, dated January 7, 2009, transmitting the Hawaii Coastal Zone Management Annual Report, pursuant to Section 205A-3, HRS.

DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 56) was read by the Clerk and was placed on file:

Dept. Com. No. 56, from the University of Hawaii, dated January 29, 2009, transmitting a Report on a Plan to Develop, Offer, or Expand Philippine Language and Related Courses at the University of Hawaii Campuses and Public Schools for 2009, pursuant to S.C.R. No. 120 (2008).

ORDER OF THE DAY

RE-REFERRAL OF SENATE BILLS

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

S.B. No.	Re-referred to:
S.B. No. 109	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 270	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 301	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 510	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.B. No. 537	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means
S.B. No. 559	Jointly to the Committee on Energy and Environment and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 568	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.B. No. 638	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 643	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.B. No. 655	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 817	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 821	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 824	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means
S.B. No. 948	Committee on Labor, then to the Committee on Commerce and Consumer Protection
S.B. No. 1008	Jointly to the Committee on Health and the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.B. No. 1149	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.B. No. 1274	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
S.B. No. 1326	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
S.B. No. 1331	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means

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

“Madam President, colleagues, yesterday Hawai'i lost a truly great woman, Dr. Donnis Thompson. She was a trailblazer, a champion for women athletics, and a champion for women's rights overall.

“As one of her former students noted, she was ‘way, way ahead of her time.’ Donnis Thompson was UH's first director of athletics. She also served as the superintendent of Hawai'i's public schools. And, for us, she helped inspire Congresswoman Patsy Mink to write the Title IX legislation, which made it illegal for any education program receiving federal assistance to discriminate on the basis of gender.

“She grew up in Chicago with two passions: track and education. By the age of 16, she graduated from high school; by age 20, a bachelor's degree. And then she went on to earn a

doctorate in physical education administration. In 1961, she moved to Hawai'i to start UH's women's track and field program. As the article in this morning's paper noted, 'the track was dirt and the budget dirt poor.' That was pre-Title IX.

"As one of her former athletes noted, 'She was a great lady. She was unselfish, always a giver. She always broke down barriers. She didn't see color. It was not a part of her. She fought for the rights of the most needy'—for children and for women.

"She was indeed a woman of many talents. One of those was really encouraging and advancing the cause of women athletics here at the UH. And one of the things that I found most amazing in her background was the efforts on behalf of women's volleyball—charging admission and bringing the sport to a much larger arena. She was, by the time she left UH, instrumental in seeing that the school had added five women's sports and won the first national team title (just happened to be the national volleyball title in 1979). She was truly a trailblazer and a woman for all seasons, and I know that women's athletics and women's sports not just here in Hawai'i, but throughout our country, would not be at the level that they are now without her persistence.

"So, Madam President, to honor her legacy and her memory, I request that the Senate observe a moment of silence and adjourn on a rising vote in memory of Dr. Donniss Thompson, a trailblazer who called Hawai'i 'home.' "

The Chair so ordered.

#### ADJOURNMENT

At 11:48 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, February 4, 2009, on a rising vote, observing a moment of silence in memory of Dr. Donniss Thompson.

## NINTH DAY

**Wednesday, February 4, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable J. Kalani English, Hawai'i State Senate, 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 Eighth Day.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 243 to 399) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 243, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of CHARLES A. AKI, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 244, submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, the nomination of LEE ANN M. APAO, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 245, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of MARK E. BROWN, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 246, submitting for consideration and confirmation to the Hawaii Medical Board, the nomination of BRIAN E. CODY, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 247, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Hurricane Relief Fund, the nomination of HAROLD R. DECOSTA, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 248, submitting for consideration and confirmation to the Board of Private Detectives and Guards, the nomination of WARREN J. FERREIRA, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 249, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of DAN F. FUJII DDS, MPH, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 250, submitting for consideration and confirmation to the Pest Control Board, the nomination of ALVIN F. FUKUYAMA, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 251, submitting for consideration and confirmation to the Cable Advisory Committee, the nomination of JOHN K. GIBO, term to expire June 30, 2010, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 252, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of MARIAN J. GREY, term to expire June 30, 2013, was

referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 253, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of RANDALL M. HASHIMOTO, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 254, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of ROBERT D. HAUFF, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 255, submitting for consideration and confirmation to the State Board of Nursing, the nomination of JAMES S. HOBAN JR., term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 256, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of JUDITH A. JORDAN, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 257, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of JANE K. KADOHIRO DRPH, APRN, CDE, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 258, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of LAN K. KAO, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 259, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of GARY R. KIENBAUM RN, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 260, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of KENNETH J. KNAPP, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 261, submitting for consideration and confirmation to the Pest Control Board, the nomination of ROBERT H. KOIDE, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 262, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of SHELLI A. MCCELVEY, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 263, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination of OLIVIA B. NAGASHIMA, term to expire June 30, 2010, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 264, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of CHERYL M. NAKAGAWA RDH, term to expire June 30,

2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 265, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of RONALD H. NAKAMINE, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 266, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of JERRY A. NISHEK, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 267, submitting for consideration and confirmation to the Board of Psychology, the nomination of CAROL L. NOWAK, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 268, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of SHARON O.L. PANG, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 269, submitting for consideration and confirmation to the Board of Certification of Public Water System Operators, the nomination of JEFFREY T. PEARSON, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 270, submitting for consideration and confirmation to the Board of Psychology, the nomination of MARGO I. PETER, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 271, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of REBECCA H. RHOADES DVM, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 272, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of DANA P. RIDDLE, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 273, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of JOY BERNADETTE YUKIKO SHIMABUKU, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 274, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of ANA M. SILVA RN, CNA, BC, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 275, submitting for consideration and confirmation to the Board of Electricians and Plumbers, the nomination of MAURICE F. TORIGOE, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 276, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of MICHAEL D. TURNER, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 277, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board,

the nomination of WERNER UMBHAU, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 278, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of CARLOS WARTER MD, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 279, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of ULRIKE WEISS, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 280, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of PETER YUKIMURA, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 281, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (HPHA), the nomination of SAM AIONA, term to expire June 30, 2011, was referred to the Committee on Education and Housing.

Gov. Msg. No. 282, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), the nomination of FRANCIS L. JUNG, term to expire June 30, 2009, was referred to the Committee on Education and Housing.

Gov. Msg. No. 283, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), the nomination of FRANCIS L. JUNG, term to expire June 30, 2013, was referred to the Committee on Education and Housing.

Gov. Msg. No. 284, submitting for consideration and confirmation to the Education Commission of the States, the nomination of DALE C. WEBSTER, term to expire June 30, 2013, was referred to the Committee on Education and Housing.

Gov. Msg. No. 285, submitting for consideration and confirmation to the Stadium Authority, the nomination of KATHLEEN O. AHINA, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 286, submitting for consideration and confirmation to the Stadium Authority, the nomination of KEVIN H. M. CHONG KEE, term to expire June 30, 2012, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 287, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of TERILYNNE F. GORMAN, term to expire June 30, 2012, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 288, submitting for consideration and confirmation to the Hawai'i Historic Places Review Board, the nomination of JAMES S. GUEQUIERRE, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 289, submitting for consideration and confirmation to the Stadium Authority, the nomination of ALEXANDER C. KANE JR., term to expire June 30, 2012, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 290, submitting for consideration and confirmation to the Stadium Authority, the nomination of MARCIA J. KLOMPUS, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 291, submitting for consideration and confirmation to the Stadium Authority, the nomination of NELSON G. OYADOMARI, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 292, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of ALBERTA L. SANDERS, term to expire June 30, 2012, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 293, submitting for consideration and confirmation to the Endangered Species Recovery Committee, the nomination of JOHN T. HARRISON III, term to expire June 30, 2009, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 294, submitting for consideration and confirmation to the Endangered Species Recovery Committee, the nomination of JOHN T. HARRISON III, term to expire June 30, 2013, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 295, submitting for consideration and confirmation to the Environmental Council, the nomination of PETER H. COOPER, term to expire June 30, 2010, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 296, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of ROXANNA U. BOLDEN, term to expire June 30, 2011, was referred to the Committee on Human Services.

Gov. Msg. No. 297, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of JONATHAN J. CHUN, term to expire June 30, 2012, was referred to the Committee on Human Services.

Gov. Msg. No. 298, submitting for consideration and confirmation to the Early Learning Council, the nomination of CHARLES E. LARSON, term to expire June 30, 2010, was referred to the Committee on Human Services.

Gov. Msg. No. 299, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of MARC A. MORTIMER, term to expire June 30, 2012, was referred to the Committee on Human Services.

Gov. Msg. No. 300, submitting for consideration and confirmation to the Early Learning Council, the nomination of CRYSTAL RAY K. NAONE, term to expire June 30, 2010, was referred to the Committee on Human Services.

Gov. Msg. No. 301, submitting for consideration and confirmation to the Early Learning Council, the nomination of LORA A. PERRY, term to expire June 30, 2011, was referred to the Committee on Human Services.

Gov. Msg. No. 302, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs (PABEA), the nomination of GARY SIMON, term to expire June 30, 2013, was referred to the Committee on Human Services.

Gov. Msg. No. 303, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of LAURA L. TOBOSA, term to expire

June 30, 2011, was referred to the Committee on Human Services.

Gov. Msg. No. 304, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of LINDA ANN WATSON, term to expire June 30, 2011, was referred to the Committee on Human Services.

Gov. Msg. No. 305, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of LINDA ANN WATSON, term to expire June 30, 2012, was referred to the Committee on Human Services.

Gov. Msg. No. 306, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of MICHAEL A. DAHLIG, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 307, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of RAMON S. DE LA PENA PHD, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 308, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of MARK H. FUKUNAGA, term to expire June 30, 2011, was referred to the Committee on Higher Education.

Gov. Msg. No. 309, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of CHUCK YIM GEE, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 310, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of ERIC K. MARTINSON, term to expire June 30, 2009, was referred to the Committee on Higher Education.

Gov. Msg. No. 311, submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawai'i, the nomination of GUY P. ONTAI, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 312, submitting for consideration and confirmation to the Western Interstate Commission for Higher Education (WICHE), the nomination of ROBERTA M. RICHARDS, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 313, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of GRANT TUCK SUN TEICHMAN, term to expire June 30, 2010, was referred to the Committee on Higher Education.

Gov. Msg. No. 314, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of ANDREW P. ANCHETA MPH, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 315, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of WILLIAM B. BAILEY, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 316, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of STEPHEN

KALANI BRADY, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 317, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of LARRY A. CARNES, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 318, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of BEN S. DALAUDAO II, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 319, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of RENE G. DELA CRUZ, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 320, submitting for consideration and confirmation to the Health Planning Council, Hawai'i County Subarea, the nomination of RENE G. DELA CRUZ, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 321, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Health Systems Corporation, the nomination of ANDREW DON MD, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 322, submitting for consideration and confirmation to the Health Planning Council, West Oahu Subarea, the nomination of NANCY A. FRAZIER, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 323, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of PETER L. FRITZ, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 324, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of MALCOLM "MARK" M. GIBLIN, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 325, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of LORI H. O. KAMIKAWA RT, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 326, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of ALVA K.O. KANEAIKALA, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 327, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of DARIN H. KAWAZOE, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 328, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of CREIGHTON K.K. LIU, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 329, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of THOMAS J. MCCORMACK, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 330, submitting for consideration and confirmation to the Disability and Communication Access

Board, the nomination of LUCY MILLER PHD, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 331, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of MARK D. MONIZ, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 332, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of DAVID F. MOORE MD, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 333, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of GLENN M. MORGAN, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 334, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kaua'i Service Area Board, the nomination of DAVID MOYLES, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 335, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of KARIN E. PHANEUF, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 336, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Maui Service Area Board, the nomination of SHERRY L. POPPE, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 337, submitting for consideration and confirmation to the Radiologic Technology Board, the nomination of STEIN E. RAFTO MD, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 338, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of ANGEL B. RAMOS, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 339, submitting for consideration and confirmation to the Health Planning Council, West Oahu Subarea, the nomination of FREDERICK SHAW, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 340, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of LINDA H. SHEA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 341, submitting for consideration and confirmation to the Health Planning Council, Tri-Isle Subarea, the nomination of VALERIE L. SIMONSEN ND, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 342, submitting for consideration and confirmation to the Board of Health, the nomination of DICK E. SMITH REHS, MPH, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 343, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of PATRICIA U. WONG, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 344, submitting for consideration and confirmation to the Language Access Advisory Council, the nomination of LITO M. ASUNCION, term to expire June 30,

2012, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 345, submitting for consideration and confirmation to the Language Access Advisory Council, the nomination of MARCELLA ALOHALANI BOIDO, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 346, submitting for consideration and confirmation to the Commission to Promote Uniform Legislation, the nomination of LANIL E. EWART, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 347, submitting for consideration and confirmation to the Board of Registration of the Islands of Kaua'i and Ni'ihau, the nomination of RANDALL J. FRANCISCO, term to expire June 30, 2012, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 348, submitting for consideration and confirmation to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe, the nomination of JOHN F. HENRY, term to expire June 30, 2012, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 349, submitting for consideration and confirmation to the Civil Rights Commission, the nomination of STANLEY T. KOKI, term to expire June 30, 2011, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 350, submitting for consideration and confirmation to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe, the nomination of MERCEDES NERI, term to expire June 30, 2011, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 351, submitting for consideration and confirmation to the Board of Registration of the Island of Hawai'i, the nomination of DELENE K. OSORIO, term to expire June 30, 2012, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 352, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of CAROL A. PHILIPS, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 353, submitting for consideration and confirmation to the Language Access Advisory Council, the nomination of MAUREEN N. RAWLINS, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 354, submitting for consideration and confirmation to the Language Access Advisory Council, the nomination of MARY F. SANTA MARIA MS, MPH, term to expire June 30, 2012, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 355, submitting for consideration and confirmation to the Civil Rights Commission, the nomination of MARK G. VALENCIA, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 356, submitting for consideration and confirmation to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe, the nomination of GENE ZARRO JR., term to expire June 30, 2012, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 357, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of JONATHAN J. CHUN, term to expire June 30, 2013, was referred to the Committee on Labor.

Gov. Msg. No. 358, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of ALLEN M.F. CHUNG, term to expire June 30, 2012, was referred to the Committee on Labor.

Gov. Msg. No. 359, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of LILI HALLETT, term to expire June 30, 2009, was referred to the Committee on Labor.

Gov. Msg. No. 360, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of LILI HALLETT, term to expire June 30, 2013, was referred to the Committee on Labor.

Gov. Msg. No. 361, submitting for consideration and confirmation to the Labor and Industrial Relations Appeals Board, the nomination of MELANIE S. MATSUI, term to expire June 30, 2018, was referred to the Committee on Labor.

Gov. Msg. No. 362, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of MARCIA M. TAIRA, term to expire June 30, 2012, was referred to the Committee on Labor.

Gov. Msg. No. 363, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of GOLDIE K. CROSS, term to expire June 30, 2010, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 364, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of CREIGHTON W. GOLDSMITH, term to expire June 30, 2013, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 365, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of JAMES D. LACLAIR, term to expire June 30, 2010, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 366, submitting for consideration and confirmation to the Civil Defense Advisory Council, the nomination of RANDY L. PROTHERO, term to expire June 30, 2013, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 367, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of ANITA DIMAURO, term to expire June 30, 2013, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 368, submitting for consideration and confirmation to the Harbors Modernization Group, the nomination of EDWARD W. ENOS JR., term to expire June 30, 2010, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 369, submitting for consideration and confirmation to the Commission on Transportation, the nomination of OWEN MIYAMOTO, term to expire June 30, 2013, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 370, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of ANITA MAE K. NAONE, term to expire

June 30, 2013, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 371, submitting for consideration and confirmation to the Harbors Modernization Group, the nomination of GARY J. NORTH, term to expire June 30, 2012, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 372, submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), the nomination of JOSE R. DIOGO, term to expire June 30, 2013, was referred to the Committee on Ways and Means.

Gov. Msg. No. 373, submitting for consideration and confirmation to the Board of Taxation Review, 2nd Taxation District (Maui), the nomination of RONALD A. KAWAHARA, term to expire June 30, 2013, was referred to the Committee on Ways and Means.

Gov. Msg. No. 374, submitting for consideration and confirmation to the Board of Taxation Review, 1st Taxation District (Oahu), the nomination of MARIA J. LOWDER, term to expire June 30, 2013, was referred to the Committee on Ways and Means.

Gov. Msg. No. 375, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of REBECCA R. ALAKAI, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 376, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nomination of JAMES S. BALLAO M.ED., term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 377, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of CARL J. BERG JR., term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 378, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of STEPHANIE S. H. CRIVELLO, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 379, submitting for consideration and confirmation to the Koke'e State Park Advisory Council, the nomination of DENNIS Y. EGUCHI, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 380, submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, the nomination of LENINGRAD ELARIONOFF, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 381, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nomination of SCOTT G. FISHER, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 382, submitting for consideration and confirmation to the Board of Agriculture, the nomination of ALAN H. GOTTLIEB, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 383, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nomination of EDWARD H. KAAHUI, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 384, submitting for consideration and confirmation to the Island Burial Council, Islands of Maui and Lanai, the nomination of JONAH KE'EAUMOKU KAPU, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 385, submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, the nomination of JAMES G. LEE JR., term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 386, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of AARON D. MAHI, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 387, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of MARK KAWIKA MCKEAGUE, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 388, submitting for consideration and confirmation to the Koke'e State Park Advisory Council, the nomination of LAURA K. MISSION, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 389, submitting for consideration and confirmation to the Hawai'i Community Development Authority (HCDA), the nomination of KAY M. MUKAIGAWA, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 390, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of ALBERT P. NAHALE-A III, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 391, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of ALBERT P. NAHALE-A III, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 392, submitting for consideration and confirmation to the Board of Agriculture, the nomination of DERRICK F. NISHIMURA, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 393, submitting for consideration and confirmation to the Koke'e State Park Advisory Council, the nomination of IVAN I. NITTA, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 394, submitting for consideration and confirmation to the Koke'e State Park Advisory Council, the nomination of IVAN I. NITTA, term to expire June 30, 2012, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 395, submitting for consideration and confirmation to the Board of Directors of the Agribusiness



Development Corporation, the nomination of BRIAN H. SUZUKI, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 396, submitting for consideration and confirmation to the Hawaiian Homes Commission, the nomination of HENRY K. TANCAYO SR., term to expire June 30, 2012, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 397, submitting for consideration and confirmation to the Island Burial Council, Islands of Kaua'i and Ni'ihau, the nomination of KEITH R. YAP, term to expire June 30, 2012, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 398, submitting for consideration and confirmation to the Island Burial Council, Island of Hawai'i, the nomination of CHARLES KUI HIN YOUNG, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 399, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of KAREN GS YOUNG, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

**ORDER OF THE DAY**

**RE-REFERRAL OF SENATE BILLS**

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

- |               |   |
|---------------|---|
| S.B. No.      | Re-referred to:   |
| S.B. No. 618  | Jointly to the Committee on Public Safety and Military Affairs and the Committee on Higher Education, then to the Committee on Ways and Means   |
| S.B. No. 1009 | Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means |
| S.B. No. 1130 | Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations   |
| S.B. No. 1252 | Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations  |
| S.B. No. 1679 | Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means   |

**ADJOURNMENT**

At 11:43 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, February 5, 2009.

## TENTH DAY

## Thursday, February 5, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Brickwood Galuteria, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Ninth Day.

## DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 57) was ready by the Clerk and was placed on file:

Dept. Com. No. 57, from the County of Kauai Police Department, dated January 20, 2009, transmitting a report pursuant to Section 134-16, HRS, on restrictions on the possession, sale, gift, or delivery of electric guns.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 34 to 35) were read by the Clerk and were deferred:

S.C.R. No. 34 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A FEASIBILITY STUDY TO EXAMINE THE IMPACTS OF A LONGER SCHOOL DAY FOR ELEMENTARY SCHOOL STUDENTS."

Offered by: Senators Kim, Chun Oakland, Kidani, Galuteria, Hee, Hooser, Ige, Nishihara, Sakamoto.

S.C.R. No. 35 "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF ATHLETIC TRAINERS."

Offered by: Senator Taniguchi.

## STANDING COMMITTEE REPORT

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 2) recommending that S.B. No. 277, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 277, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE IDENTIFICATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

## ORDER OF THE DAY

## RE-REFERRAL OF SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

S.B. No.	Re-referred to:
S.B. No. 1143	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Agriculture and Hawaiian Affairs

## ADJOURNMENT

At 11:43 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, February 6, 2009.

## ELEVENTH DAY

Friday, February 6, 2009

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

The Divine Blessing was invoked by the Honorable Josh Green, M.D., Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Tenth Day.

**HOUSE COMMUNICATION**

The following communication from the House (Hse. Com. No. 6) was read by the Clerk and was disposed of as follows:

Hse. Com. No. 6, transmitting H.B. No. 302, H.D. 1, which passed Third Reading in the House of Representatives on February 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 302, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed First Reading by title and was referred to the Committee on Ways and Means.

**SENATE CONCURRENT RESOLUTIONS**

The following concurrent resolutions (S.C.R. Nos. 36 to 39) were read by the Clerk and were deferred:

S.C.R. No. 36 "SENATE CONCURRENT RESOLUTION URGING EITHER THE DEPARTMENT OF LAND AND NATURAL RESOURCES OR THE DEPARTMENT OF TRANSPORTATION TO ACQUIRE THE BOATYARD ADJACENT TO THE STATE PIER AND WHARF FACILITY AND BOAT LAUNCH RAMP, AND TO ADDRESS PERMITTING AND USE CONFLICTS AT HANAIEI, KAUALI."

Offered by: Senator Bunda.

S.C.R. No. 37 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS."

Offered by: Senator Bunda.

S.C.R. No. 38 "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS."

Offered by: Senator Bunda.

S.C.R. No. 39 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO INCLUDE THE KUKUI GARDENS AFFORDABLE HOUSING PROJECT IN THE STATE'S LIST OF SHOVEL-READY PROJECTS FOR THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS PLAN."

Offered by: Senators Galuteria, Chun Oakland, Espero, Hanabusa, Kidani, Sakamoto, Bunda, Fukunaga, Ihara, Kim, Takamine.

**SENATE RESOLUTIONS**

The following resolutions (S.R. Nos. 21 to 22) were read by the Clerk and were deferred:

S.R. No. 21 "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS."

Offered by: Senator Bunda.

S.R. No. 22 "SENATE RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS."

Offered by: Senator Bunda.

**STANDING COMMITTEE REPORTS**

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 3) recommending that S.B. No. 97 pass Second Reading and 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 S.B. No. 97, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAILUA EMERGENCY BYPASS ROAD REPAIR AND RESURFACING, AND WAIMEA WASTEWATER TREATMENT PLANT UPGRADES FOR THE COUNTY OF KAUA'I," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 4) recommending that S.B. No. 1666, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1666, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 5) recommending that S.B. No. 438 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 438, entitled: "A BILL FOR AN ACT RELATING TO BOARD OF EDUCATION MEETINGS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 6) recommending that S.B. No. 732, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 732, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO TAXATION,” passed Second Reading and was referred to the Committee on Ways and Means.

**ORDER OF THE DAY**

**RE-REFERRAL OF SENATE BILLS**

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

S.B. No.	Referred to:
S.B. No. 166	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 171	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 430	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 588	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 591	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 794	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 795	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 940	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 1008	Jointly to the Committee on Health and the Committee on Energy and Environment
S.B. No. 1074	Committee on Health, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means
S.B. No. 1077	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 1220	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.B. No. 1264	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection

**RE-REFERRAL OF MESSAGES FROM THE GOVERNOR**

The Chair re-referred the following Governor’s Messages that were received:

G.M. No.	Re-referred to:
Gov. Msg. No. 257	Committee on Higher Education
Gov. Msg. No. 259	Committee on Higher Education
Gov. Msg. No. 260	Committee on Health

Gov. Msg. No. 266	Committee on Water, Land, Agriculture and Hawaiian Affairs
Gov. Msg. No. 269	Committee on Health
Gov. Msg. No. 272	Committee on Health
Gov. Msg. No. 274	Committee on Higher Education

At this time, Senator Hemmings rose on a point of personal privilege and said:

“Colleagues, I know that sometimes you wish you had a one-party system on the floor of this Legislature and certainly in committees, where oftentimes the good Senator from Hawai‘i Kai, Senator Slom, and myself feel it’s our duty to speak up on issues of the day.

“The founding fathers did write about the tyranny of the majority in oftentimes yielding our duty to the fleeting public opinion. But I feel it’s my duty to speak up once again about a problem that’s been plaguing this state for well over a generation. In that time, many young people have been cheated and a huge amount of money’s been spent with diminishing results. And I’d like to bring your attention once again to the headlines that we often see in newspapers: The Advertiser’s headline, ‘School spending up in Hawai‘i but scores down, study says.’

“The \$350,000 a year (last I checked) communications department—which is really the spin department for the Department of Education—says what it always says every time one of these headlines appear: DOE rejects ranking near bottom as meaningless.

“Well, I submit to you that it’s not meaningless, that something should and could be done. And business as usual, and throwing money at the Department of Education, and making sure that teachers are in charge of certain things like teacher accreditation, just does not make sense. And we just continue to do the same thing.

“Madam Chair and colleagues, are we going to continue to do the same thing or are we going to heed the warnings that are given to us on a regular basis?

“I know I will not yield, and I know Senator Slom will not yield in our quest to really bring about some significant change to our public education system.

“In closing, Madam President, these organizations don’t have a bias against Hawai‘i. They don’t go through and say, ‘Let’s make a nationwide study and let’s sock it to Hawai‘i.’ This is good information and really should be a lesson to us without going through denial about. So I’m hoping that the Education Committee can possibly do an audit on the \$2.4 billion dollars we spend to get some of the worst results in the nation. Thank you, Madam President.”

**ADJOURNMENT**

At 11:50 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, February 9, 2009.

## TWELFTH DAY

**Monday, February 9, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:39 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Clayton Hee, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Eleventh Day.

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

Senator Kim recognized and congratulated Dr. Amy Agbayani, founding director of the Student Equity, Excellence and Diversity (SEED) program at the University of Hawai'i at Mānoa, on being named a Living Treasure of Hawai'i for her work in civil rights and social justice for over 40 years.

Senator Taniguchi recognized Mr. Toshiro Hiyama, Assemblyman of the Hiroshima Prefectural Assembly, for his work in establishing a sister-state relationship between Hiroshima Prefecture and Hawai'i on May 30, 1997.

At 11:51 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 a.m.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 400 to 402) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 400, dated January 19, 2009, transmitting the High Technology Innovation Corporation's 2008 Annual Report, pursuant to Section 206M-56, HRS.

Gov. Msg. No. 401, dated January 19, 2009, transmitting the High Technology Development Corporation's 2008 Annual Report pursuant to Section 206M-3.5, HRS.

Gov. Msg. No. 402, dated February 6, 2009, transmitting a Report on the Museum of Hawaiian Music and Dance Committee, prepared by the Department of Accounting and General Services pursuant to Act 230, SLH 2007.

**DEPARTMENTAL COMMUNICATIONS**

The following communications (Dept. Com. Nos. 58 to 59) were read by the Clerk and were placed on file:

Dept. Com. No. 58, from the County of Kauai, Office of the County Clerk, dated January 29, 2009, transmitting Resolution No. 2009-28, which urges the Governor of the State of Hawaii and the State Legislature to continue funding and restore full funding for the Hawaii Healthy Start Program, which was adopted on January 28, 2009.

Dept. Com. No. 59, from the County of Hawaii, Office of the County Clerk, dated February 2, 2009, transmitting Resolution No. 29-09, requesting the Legislature of the State of Hawaii to enact a bill to establish a pilot program for vote by mail for all federal, state, and county primary, general, and special elections in the County of Hawaii, and to make an appropriation for this pilot program, which was adopted on January 23, 2009.

**STANDING COMMITTEE REPORTS**

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 7) recommending that S.B. No. 160, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 160, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL MEALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 8) recommending that S.B. No. 1674, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1674, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 9) recommending that S.B. No. 163 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 163, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 10) recommending that S.B. No. 164 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 164, entitled: "A BILL FOR AN ACT RELATING TO THE FEDERAL GRANTS SEARCH, DEVELOPMENT, AND APPLICATION REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the majority of the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 11) recommending that S.B. No. 529 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 529, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

**ORDER OF THE DAY****REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Monday, February 2, 2009; Thursday February 5, 2009; and Friday, February 6, 2009:

S.C.R. No.                      Referred to:

S.C.R. No. 3                      Jointly to the Committee on Economic Development and Technology and the

	Committee on Judiciary and Government Operations	S.C.R. No. 25	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 4	Committee on Tourism		
S.C.R. No. 5	Committee on Human Services	S.C.R. No. 26	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 6	Jointly to the Committee on Human Services and the Committee on Education and Housing		
S.C.R. No. 7	Committee on Human Services	S.C.R. No. 27	Jointly to the Committee on Human Services and the Committee on Health
S.C.R. No. 8	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 28	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 9	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 29	Jointly to the Committee on Human Services and the Committee on Health
S.C.R. No. 10	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.C.R. No. 30	Committee on Education and Housing
		S.C.R. No. 31	Committee on Education and Housing, then to the Committee on Ways and Means
S.C.R. No. 11	Jointly to the Committee on Education and Housing and the Committee on Human Services	S.C.R. No. 32	Jointly to the Committee on Human Services and the Committee on Labor
S.C.R. No. 12	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 33	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations
S.C.R. No. 13	Jointly to the Committee on Human Services and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	S.C.R. No. 34	Committee on Education and Housing, then to the Committee on Ways and Means
S.C.R. No. 14	Committee on Human Services	S.C.R. No. 35	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 15	Committee on Human Services	S.C.R. No. 36	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.C.R. No. 16	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection		
S.C.R. No. 17	Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.C.R. No. 37	Committee on Water, Land, Agriculture and Hawaiian Affairs
		S.C.R. No. 38	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 18	Jointly to the Committee on Education and Housing and the Committee on Higher Education	S.C.R. No. 39	Committee on Education and Housing, then to the Committee on Ways and Means
S.C.R. No. 19	Committee on Human Services		
S.C.R. No. 20	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations		
S.C.R. No. 21	Committee on Education and Housing		
S.C.R. No. 22	Committee on Health		
S.C.R. No. 23	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs		
S.C.R. No. 24	Jointly to the Committee on Economic Development and Technology and the Committee on Public Safety and Military Affairs		

**REFERRAL OF SENATE RESOLUTIONS**

The President made the following committee assignments of resolutions that were offered on Monday, February 2, 2009; and Friday, February 6, 2009:

S.R. No.	Referred to:
S.R. No. 6	Jointly to the Committee on Economic Development and Technology and the Committee on Judiciary and Government Operations
S.R. No. 7	Committee on Tourism
S.R. No. 8	Committee on Human Services
S.R. No. 9	Jointly to the Committee on Human Services and the Committee on Education and Housing

S.R. No. 10	Committee on Human Services
S.R. No. 11	Committee on Human Services
S.R. No. 12	Committee on Human Services
S.R. No. 13	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.R. No. 14	Committee on Health
S.R. No. 15	Committee on Human Services
S.R. No. 16	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations
S.R. No. 17	Committee on Education and Housing
S.R. No. 18	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.R. No. 19	Jointly to the Committee on Economic Development and Technology and the Committee on Public Safety and Military Affairs
S.R. No. 20	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations
S.R. No. 21	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.R. No. 22	Committee on Water, Land, Agriculture and Hawaiian Affairs

**RE-REFERRAL OF MESSAGES FROM THE GOVERNOR**

The Chair re-referred the following Governor's Messages that were received:

G.M. No.	Re-referred to:
Gov. Msg. No. 268	Committee on Economic Development and Technology
Gov. Msg. No. 280	Committee on Economic Development and Technology

**RE-REFERRAL OF SENATE BILLS**

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

S.B. No.	Re-referred to:
S.B. No. 773	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 886	Committee on Commerce and Consumer Protection

**ADJOURNMENT**

At 11:59 a.m., on motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 a.m., Tuesday, February 10, 2009.

## THIRTEENTH DAY

## Tuesday, February 10, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:35 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Fred Hemmings, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Twelfth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 403 to 404) were read by the Clerk and were placed on file:

Gov. Msg. No. 403, dated February 2, 2009, transmitting the Hawaii Housing Finance and Development Corporation's 2008 Annual Report.

Gov. Msg. No. 404, dated February 6, 2009, transmitting the Department of Agriculture's Annual Report pursuant to Act 100, SLH 1999.

## DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 60) was read by the Clerk and was placed on file:

Dept. Com. No. 60, from the Department of Education, dated February 6, 2009, transmitting the Superintendent's 19th Annual Report for 2007-2008.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 40 to 41) were read by the Clerk and were deferred:

S.C.R. No. 40 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION, OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117 HAWAII 174 (2008)."

Offered by: Senator Hee.

S.C.R. No. 41 "SENATE CONCURRENT RESOLUTION REQUESTING THE WESTERN ASSOCIATION OF SCHOOLS AND COLLEGES TO AMEND ITS CONSTITUTION TO REFLECT A MORE EQUITABLE GEOGRAPHIC REPRESENTATION AMONG THE TWENTY-SIX MEMBERS OF THE ACCREDITING COMMISSION FOR SCHOOLS."

Offered by: Senator Hee.

## STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 12) recommending that S.B. No. 112 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 112, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S JUSTICE PROGRAM," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 13) recommending that S.B. No. 186 pass Second Reading and 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 S.B. No. 186, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 14) recommending that S.B. No. 312 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 312, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 15) recommending that S.B. No. 30, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 30, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 16) recommending that S.B. No. 86, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 86, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MAKUA," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 17) recommending that S.B. No. 167, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 167, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION CORPS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and English, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs presented a joint report (Stand. Com. Rep. No. 18) recommending that S.B. No. 37, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 37, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTRA-COUNTY FERRY SERVICE,"



passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 19) recommending that S.B. No. 123, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 123, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 12, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 20) recommending that S.B. No. 281 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 281, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 11, 2009.

Senators Hee and Gabbard, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 21) recommending that S.B. No. 412 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 412, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 11, 2009.

#### ADJOURNMENT

At 11:39 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, February 11, 2009.

## FOURTEENTH DAY

**Wednesday, February 11, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:33 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Gary L. Hooser, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Kim who was excused.

The President announced that she had read and approved the Journal of the Thirteenth Day.

**SENATE CONCURRENT RESOLUTION**

The following concurrent resolution (S.C.R. No. 42) was read by the Clerk and was deferred:

S.C.R. No. 42 "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO DESIGNATE THE AREA IN HONOLULU BETWEEN KALIHI AND PUNAHOU STREETS, AND THE PALI LOOKOUT AND THE PACIFIC OCEAN AS A NATIONAL HERITAGE AREA."

Offered by: Senators Fukunaga, Baker, Hee, Ige, Slom.

**STANDING COMMITTEE REPORTS**

Senator Tsutsui, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 22) recommending that H.B. No. 302, H.D. 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 302, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," passed Second Reading and was placed on the calendar for Third Reading on February 12, 2009.

Senator English, for the majority of the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 23) recommending that S.B. No. 697 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 697, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 12, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 24) recommending that S.B. No. 715 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 715, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading on Thursday, February 12, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 25) recommending that S.B. No. 711, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 711, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 26) recommending that S.B. No. 718, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

Senators Hee and English, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 27) recommending that S.B. No. 153, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

Senators Hee and English, for the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 28) recommending that S.B. No. 468, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 468, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 29) recommending that S.B. No. 1525, as amended in S.D. 1, be recommitted to the Committee on Economic Development and Technology.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1525, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was recommitted to the Committee on Economic Development and Technology.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 30) recommending that S.B. No. 1568, as amended in S.D. 1, be recommitted to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1568, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO UNEMPLOYMENT INSURANCE,” was recommitted to the Committee on Labor.

Senator Takamine, for the committee on Labor presented a report (Stand. Com. Rep. No. 31) recommending that S.B. No. 1571, as amended in S.D. 1, be recommitted to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1571, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT,” was recommitted to the Committee on Labor.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 32) recommending that S.B. No. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO OPIHI,” passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

**ORDER OF THE DAY**

**THIRD READING**

S.B. No. 281:

On motion by Senator English, seconded by Senator Gabbard and carried, S.B. No. 281, entitled: “A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 412:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 412, entitled: “A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,” passed Third Reading on the following showing of Ayes and Noes:

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

**RE-REFERRAL OF SENATE BILL**

The Chair re-referred the following Senate bill that was introduced:

S.B. No.	Re-referred to:
S.B. No. 1571, S.D. 1	Committee on Labor then to the Committee on Ways and Means

At this time, Senator Slom rose on a point of personal privilege and said:

“This is a historic day. We just passed our first two bills of the session, and in my thirteen years, this is the first time that I remember that we didn’t pass our own bill first: to pay for the costs of the Legislature and pay for the costs of the legislators. So, congratulations! We’re moving ahead. Thank you.”

At this time, Senator Ige extended happy birthday wishes to Senator Green.

At this time, Senator Hemmings rose on a point of personal privilege and extended happy birthday wishes to Senator Green.

**ADJOURNMENT**

At 11:45 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, February 12, 2009.

## FIFTEENTH DAY

**Thursday, February 12, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:39 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Ryan Kalei Tsuji, Office of the Honorable David Y. Ige, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Fourteenth Day.

**SENATE CONCURRENT RESOLUTION**

The following concurrent resolution (S.C.R. No. 43) was read by the Clerk and was deferred:

S.C.R. No. 43 "SENATE CONCURRENT RESOLUTION REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC."

Offered by: Senators Bunda, Hee, Hemmings, Kokubun, Takamine, Tokuda.

**SENATE RESOLUTIONS**

The following resolutions (S.R. Nos. 23 to 25) were read by the Clerk and were deferred:

S.R. No. 23 "SENATE RESOLUTION REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC."

Offered by: Senators Bunda, Hee, Hemmings, Kokubun, Takamine, Tokuda.

S.R. No. 24 "SENATE RESOLUTION REQUESTING THE WESTERN ASSOCIATION OF SCHOOLS AND COLLEGES TO AMEND ITS CONSTITUTION TO REFLECT A MORE EQUITABLE GEOGRAPHIC REPRESENTATION AMONG THE TWENTY-SIX MEMBERS OF THE ACCREDITING COMMISSION FOR SCHOOLS."

Offered by: Senator Hee.

S.R. No. 25 "SENATE RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION, OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117 HAWAII 174 (2008)."

Offered by: Senator Hee.

**STANDING COMMITTEE REPORTS**

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 33) recommending that S.B. No. 580, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 580, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Tokuda and Ige, for the Committee on Higher Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 34) recommending that S.B. No. 1046 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1046, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PROFESSIONAL EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 35) recommending that S.B. No. 691 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 691, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR COMMISSION EMPLOYEES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 36) recommending that S.B. No. 64 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 64, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 37) recommending that S.B. No. 110, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 110, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS FOR JUDICIARY FACILITIES STATEWIDE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 38) recommending that S.B. No. 194, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 194, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 39) recommending that S.B. No. 979, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 979, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," passed Second Reading and

was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 40) recommending that S.B. No. 1056, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1056, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 41) recommending that S.B. No. 1087, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1087, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRETAX TRANSPORTATION BENEFIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 42) recommending that S.B. No. 504, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 504, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 43) recommending that S.B. No. 1018 pass Second Reading and 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 S.B. No. 1018, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR COUNTY OF HAWAII MASS TRANSIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 44) recommending that S.B. No. 1615 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1615, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 45) recommending that S.B. No. 1630, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1630, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 46) recommending that S.B. No. 1645 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1645, entitled: "A BILL FOR AN ACT RELATING TO STATE BUILDING CODE," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 47) recommending that S.B. No. 120, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 17, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 48) recommending that S.B. No. 119 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 119, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM FOREIGN-COUNTRY MONEY JUDGMENTS RECOGNITION ACT," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 49) recommending that S.B. No. 92 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 92, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 13, 2009.

## ORDER OF THE DAY

### THIRD READING

S.B. No. 123, S.D. 1:

On motion by Senator English, seconded by Senator Gabbard and carried, S.B. No. 123, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 302, H.D. 1:

Senator Kim moved that H.B. No. 302, H.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak in favor of the measure and said:

“I would like to say that the Senate has cut 7.39 percent out of its budget and that’s a good thing. But I would also like to remind colleagues and the public that the cost of operation for this legislative session and its agencies, whether we do anything good or do anything at all, is still over \$36 million dollars, and that’s still an important price that has to be paid by the taxpayers. Thank you.”

The motion was put by the Chair and carried, H.B. No. 302, H.D. 1, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 697:

On motion by Senator English, seconded by Senator Gabbard and carried, S.B. No. 697, entitled: “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Hee).

S.B. No. 715:

On motion by Senator English, seconded by Senator Gabbard and carried, S.B. No. 715, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” passed Third Reading on the following showing of Ayes and Noes:

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

#### MISCELLANEOUS COMMUNICATION

The following communication (Misc. Com. No. 1) was read by the Clerk and was placed on file:

Misc. Com. No. 1, dated February 6, 2009, transmitting a report pursuant to H.C.R. No. 53 (2008), requesting the Healthcare Association of Hawaii to continue its efforts to develop solutions to the problem of patients in hospitals who are waitlisted for long term care.

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

“While I’m not sure what many of us will be doing on Valentine’s Day on Saturday, we do know what the Senate President will be doing: She’ll be in Boston, Massachusetts, receiving a very prestigious award from the American Bar Association. She will be receiving the Spirit of Excellence Award, one of seven people nationally, by the Diversity Committee, the Commission on Racial and Ethnic Diversity in the Profession of Law. I think it’s a great honor, not only for the State Senate, but also for the people of the State of Hawai‘i.

“The other recipients of this award—and I’m sure you know some of the names—Julius Chambers, Joan Haratani, Professor Charles Ogletree, Richard Soden, William Von Hoene, Jr., and the former Chief Justice of the New Mexico Supreme Court Daniel Sosa. The award purpose as stated by the ABA is ‘celebrating the efforts and accomplishments of lawyers who work to promote a more racially and ethnically diverse legal profession. The awards are presented to lawyers who excel in their professional settings, who personify excellence on the national, state or local level, and who have demonstrated a commitment to racial and ethnic diversity in the legal profession.’ Congratulations to you, Senate President.”

#### ADJOURNMENT

At 11:51 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, February 13, 2009.

## SIXTEENTH DAY

## Friday, February 13, 2009

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

The Divine Blessing was invoked by the Reverend D. Neal MacPherson, Church of the Crossroads, after which the Roll was called showing all Senators present except for Senators Hanabusa and Taniguchi who were excused.

The Vice President announced that he had read and approved the Journal of the Fifteenth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 405 to 407) were read by the Clerk and were placed on file:

Gov. Msg. No. 405, dated February 9, 2009, transmitting the 2008 Annual Report of the State of Hawaii Overseas Offices prepared by the Department of Business, Economic Development, and Tourism pursuant to Section 201-84, HRS.

Gov. Msg. No. 406, dated February 6, 2009 transmitting the 2008 Annual Report prepared by the Natural Energy Laboratory of Hawaii Authority, pursuant to Chapter 227D, HRS.

Gov. Msg. No. 407, dated February 9, 2009, transmitting the Report of the Governor's Affordable Housing Regulatory Barriers Task Force on the National Call to Action for Affordable Housing Through Regulatory Reform, pursuant Executive Order No. 07-02 on August 22, 2007.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 7 to 10) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 7, transmitting H.B. No. 293, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, H.B. No. 293, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS," passed First Reading by title and was deferred.

Hse. Com. No. 8, transmitting H.B. No. 444, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, H.B. No. 444, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL UNIONS," passed First Reading by title and was deferred.

Hse. Com. No. 9, transmitting H.B. No. 615, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, H.B. No. 615, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," passed First Reading by title and was deferred.

Hse. Com. No. 10, transmitting H.B. No. 622, H.D. 1, which passed Third Reading in the House of Representatives on February 12, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, H.B. No. 622, H.D. 1, entitled: "A

BILL FOR AN ACT RELATING TO HARASSMENT," passed First Reading by title and was deferred.

## SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 44) was read by the Clerk and was deferred:

S.C.R. No. 44 "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, "THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF", ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY."

Offered by: Senator Hee.

## SENATE RESOLUTION

The following resolution (S.R. No. 26) was read by the Clerk and was deferred:

S.R. No. 26 "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, "THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF", ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY."

Offered by: Senator Hee.

## STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 50) recommending that S.B. No. 1338, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1338, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSEHOLD ENERGY DEMAND," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 51) recommending that S.B. No. 663, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 663, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION IN REAL PROPERTY TRANSACTIONS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 52) recommending that S.B. No. 187, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 187, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN

APPROPRIATION FOR AFFORDABLE HOUSING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 53) recommending that S.B. No. 863, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 863, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 54) recommending that S.B. No. 752, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 752, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SELF-HELP HOUSING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 55) recommending that S.B. No. 51, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 51, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DENTISTRY,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 56) recommending that S.B. No. 716, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 716, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Nishihara, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 57) recommending that S.B. No. 1226, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1226, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE TOURISM SPECIAL FUND,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 58) recommending that S.B. No. 1631 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1631, entitled: “A BILL FOR AN ACT RELATING TO TEACHER LICENSURE,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 59) recommending that S.B. No. 754 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 754, entitled: “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tokuda and Ige, for the Committee on Higher Education and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 60) recommending that S.B. No. 39 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the joint report of the Committees was adopted and S.B. No. 39, entitled: “A BILL FOR AN ACT RELATING TO REPORTS ON THE HAWAII CANCER RESEARCH SPECIAL FUND,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 61) recommending that S.B. No. 111 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 111, entitled: “A BILL FOR AN ACT RELATING TO THE PENAL CODE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 62) recommending that S.B. No. 109, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 109, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT FOR JUVENILES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 63) recommending that S.B. No. 264 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 264, entitled: “A BILL FOR AN ACT RELATING TO TOURISM,” passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 17, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 64) recommending that S.B. No. 1381, as amended in S.D. 1, be recommitted to the Committee on Energy and Environment.

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



adopted and S.B. No. 1381, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was recommitted to the Committee on Energy and Environment.

**ORDER OF THE DAY**

**THIRD READING**

S.B. No. 711, S.D. 1:

On motion by Senator English, seconded by Senator Espero and carried, S.B. No. 711, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, none. Excused, 6 (Gabbard, Hanabusa, Nishihara, Slom, Takamine, Taniguchi).

S.B. No. 718, S.D. 1:

Senator English moved that S.B. No. 718, S.D. 1 pass Third Reading, seconded by Senator Gabbard.

Senator Hemmings rose to speak in opposition to the measure and said:

"I certainly recognize the good intent of the author of this bill, and under other circumstances both statewide and nationally, I would wholeheartedly support this initiative. I think it is well worth the time and consideration. But right now, our nation's under tremendous economic peril, and I don't recall in my lifetime—our lifetime, Mr. President—having a state that is facing more daunting problems regarding the economy. Besides the existing layoffs, there are many, many businesses that are on the cusp of collapsing. And this is not only going to affect businesses, but (for instance) affordable housing and other projects that help the truly needy.

"Anything we do during this legislative session to add to the regulations, which costs money and mandates, will ultimately burden the consumers and affect the marketplace. And since margins are so tight with the economy here, we may be really killing projects. This may seem innocuous, but if you calculate the impact of all of the other things that developers have to do to make housing available, affordable or otherwise, it adds up. And I would suggest that for the next session or two that we're going to really have to do everything we can to open up the marketplace to investment and risk-taking and affordability. And though I support the outcome of this initiative, I believe that we may be doing more harm than good. So, I will be voting 'no.'"

The motion was put by the Chair and carried, S.B. No. 718, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (Hemmings). Excused, 5 (Hanabusa, Nishihara, Slom, Takamine, Taniguchi).

S.B. No. 153, S.D. 1:

On motion by Senator Hee, seconded by Senator English and carried, S.B. No. 153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (Hemmings). Excused, 5 (Hanabusa, Nishihara, Slom, Takamine, Taniguchi).

S.B. No. 468, S.D. 1:

On motion by Senator Hee, seconded by Senator English and carried, S.B. No. 468, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (Hemmings). Excused, 5 (Hanabusa, Nishihara, Slom, Takamine, Taniguchi).

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

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OPIHI," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 2 (English, Tsutsui). Excused, 5 (Hanabusa, Nishihara, Slom, Takamine, Taniguchi).

S.B. No. 64:

On motion by Senator Bunda, seconded by Senator Hee and carried, S.B. No. 64, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Hanabusa, Nishihara, Slom, Takamine, Taniguchi).

S.B. No. 119:

On motion by Senator Bunda, seconded by Senator Gabbard and carried, S.B. No. 119, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM FOREIGN-COUNTRY MONEY JUDGMENTS RECOGNITION ACT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Hanabusa, Nishihara, Slom, Takamine, Taniguchi).

S.B. No. 92:

On motion by Senator Bunda, seconded by Senator Gabbard and carried, S.B. No. 92, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Hanabusa, Nishihara, Takamine, Taniguchi).

**REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolution that were offered on Tuesday, February 10, 2009 and Wednesday, February 11, 2009:

S.C.R. No.	Referred to:
S.C.R. No. 40	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations
S.C.R. No. 41	Jointly to the Committee on Higher Education and the Committee on Education and Housing
S.C.R. No. 42	Committee on Economic Development and Technology

**REFERRAL OF SENATE RESOLUTIONS**

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

S.R. No.	Referred to:
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- S.R. No. 24      Jointly to the Committee on Higher  
Education and the Committee on  
Education and Housing
- S.R. No. 25      Jointly to the Committee on Water, Land,  
Agriculture and Hawaiian Affairs and the  
Committee on Judiciary and Government  
Operations

**ADJOURNMENT**

At 11:50 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, February 17, 2009.

## SEVENTEENTH DAY

## Tuesday, February 17, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:36 a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Daryl Yamada, Mililani Missionary Church, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Sixteenth Day.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 45 to 47) were read by the Clerk and were deferred:

S.C.R. No. 45 "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF PROFESSIONAL EMPLOYER ORGANIZATIONS."

Offered by: Senators Fukunaga, Baker, Espero, Ige.

S.C.R. No. 46 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE COUNTIES AMEND THEIR CHARTERS OR ORDINANCES TO REQUIRE CANDIDATES FOR COUNTY ELECTIVE OFFICES TO FILE FINANCIAL DISCLOSURE STATEMENTS ON THE SAME DATE AS NOMINATION PAPERS."

Offered by: Senators Baker, Chun Oakland, English, Ihara, Tsutsui, Fukunaga, Takamine.

S.C.R. No. 47 "SENATE CONCURRENT RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE ARMY NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY."

Offered by: Senators Espero, Tokuda, Bunda, Gabbard, Hemmings, Kidani, Taniguchi.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 27 to 28) were read by the Clerk and were deferred:

S.R. No. 27 "SENATE RESOLUTION REQUESTING THAT THE COUNTIES AMEND THEIR CHARTERS OR ORDINANCES TO REQUIRE CANDIDATES FOR COUNTY ELECTIVE OFFICES TO FILE FINANCIAL DISCLOSURE STATEMENTS ON THE SAME DATE AS NOMINATION PAPERS."

Offered by: Senators Baker, Chun Oakland, English, Ihara, Tsutsui, Fukunaga, Takamine.

S.R. No. 28 "SENATE RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE ARMY NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY."

Offered by: Senators Espero, Tokuda, Bunda, Gabbard, Hemmings, Kidani.

## STANDING COMMITTEE REPORTS

Senators Tokuda and Gabbard, for the Committee on Higher Education and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 65) recommending that S.B. No. 1280, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

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

S.B. No. 1280, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Sakamoto, for the Committee on Energy and Environment and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 66) recommending that S.B. No. 241, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 241, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 67) recommending that S.B. No. 606, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 606, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Nishihara, for the majority of the Committee on Tourism, presented a report (Stand. Com. Rep. No. 68) recommending that S.B. No. 1167, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1167, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 69) recommending that S.B. No. 1054, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1054, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 70) recommending that S.B. No. 1614, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1614, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Sakamoto, for the Committee on Energy and Environment and the Committee on Education and

Housing, presented a joint report (Stand. Com. Rep. No. 71) recommending that S.B. No. 178 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 178, entitled: "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 72) recommending that S.B. No. 1206 pass Second Reading and 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 S.B. No. 1206, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 73) recommending that S.B. No. 15 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 15, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 74) recommending that S.B. No. 483 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 483, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 75) recommending that S.B. No. 470 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 470, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

## ORDER OF THE DAY

### THIRD READING

S.B. No. 120, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 264:

On motion by Senator Nishihara, seconded by Senator Galuteria and carried, S.B. No. 264, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senator Espero, Chair of the Committee on Public Safety and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 859.

Senator Espero noted:

"This measure should have been filed yesterday. However, due to the holiday, it was missed."

The Chair granted the waiver.

Senator Fukunaga, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 972.

Senator Fukunaga noted:

"This measure relating to tax administration will ensure that Hawai'i businesses and residents are paying their fair share of taxes by providing the Department of Taxation with resources to seek enforcement against non-compliant, cash-based businesses."

The Chair granted the waiver.

## ADJOURNMENT

At 11:43 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, February 18, 2009.

## EIGHTEENTH DAY

**Wednesday, February 18, 2009**

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

The Divine Blessing was invoked by Kahu Curt Kekuna, Kawaiha'o Church, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Seventeenth Day.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 408 to 414) were read by the Clerk and were placed on file:

Gov. Msg. No. 408, dated January 30, 2009, transmitting a detailed financial plan for federal TANF funds prepared by the Department of Human Services pursuant to Act 213, Section 209, SLH 2007.

Gov. Msg. No. 409, dated January 30, 2009, transmitting a report on the TANF program prepared by the Department of Human Services pursuant to Act 213, Section 210, SLH 2007.

Gov. Msg. No. 410, dated February 3, 2009, transmitting a Report on the Spouse and Child Abuse Special Account, prepared by the Department of Human Services pursuant to section 346-7.5, HRS.

Gov. Msg. No. 411, dated February 3, 2009, transmitting a report on federal TANF funds for fiscal year 2008-2009 to be expended to achieve any one or more of the TANF purposes through purchase of service contracts, prepared by the Department of Human Services pursuant to Act 158, Section 200.1, SLH 2008.

Gov. Msg. No. 412, dated February 13, 2009, transmitting the 2008 Report of the Commission to Promote Uniform Legislation, prepared by the Department of the Attorney General pursuant to Section 93-16, HRS.

Gov. Msg. No. 413, dated January 30, 2009, transmitting a report on the appropriations for Child Protective Services to improve the state's federally mandated program improvement plan (PIP) goals, prepared by the Department of Human Services pursuant to Act 213, Section 54, SLH 2007.

Gov. Msg. No. 414, informing the Senate that on February 13, 2009, the Governor withdrew the nomination of DENNIS Y. EGUCHI to the Koke'e State Park Advisory Council, under Gov. Msg. No. 379, dated January 29, 2009.

In compliance with Gov. Msg. No. 414, the nomination listed under Gov. Msg. No. 379 was returned.

**SENATE CONCURRENT RESOLUTIONS**

The following concurrent resolutions (S.C.R. Nos. 48 to 49) were read by the Clerk and were deferred:

S.C.R. No. 48 "SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON COMMERCE AND CONSUMER PROTECTION AND THE HOUSE COMMITTEE ON CONSUMER PROTECTION AND COMMERCE TO CONVENE JOINT INFORMATIONAL BRIEFINGS TO DETERMINE WHETHER THE SALE OF THE INCUMBENT LOCAL EXCHANGE CARRIER BY VERIZON HAWAII, INC. WAS IN THE PUBLIC INTEREST AND THE FEASIBILITY OF THE PUBLIC UTILITIES COMMISSION ACQUIRING THE

INCUMBENT LOCAL EXCHANGE CARRIER AND OPERATING IT AS A COOPERATIVE VENTURE."

Offered by: Senators Fukunaga, Chun Oakland, Green, Baker, Bunda, English, Espero, Gabbard, Galuteria, Hee, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Slom, Takamine, Taniguchi, Tokuda, Tsutsui.

S.C.R. No. 49 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION, OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117 HAWAII 174 (2008)."

Offered by: Senator Hee.

**SENATE RESOLUTION**

The following resolution (S.R. No. 29) was read by the Clerk and was deferred:

S.R. No. 29 "SENATE RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION, OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117 HAWAII 174 (2008)."

Offered by: Senator Hee.

**STANDING COMMITTEE REPORTS**

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 76) recommending that S.B. No. 1308, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1308, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the majority of the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 77) recommending that S.B. No. 505, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 505, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 78) recommending that S.B. No. 201, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 201, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 79) recommending that S.B. No. 1052, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1052, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators English and Baker, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 80) recommending that S.B. No. 698, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 698, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 81) recommending that S.B. No. 419, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 419, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 82) recommending that S.B. No. 917, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 917, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THIRD PARTY LIABILITY FOR MEDICAID," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 83) recommending that S.B. No. 1329, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1329, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 84) recommending that S.B. No. 782, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 782, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Labor.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 85) recommending that S.B. No. 784, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 784, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Chun Oakland, for the majority of the Committee on Human Services, presented a report (Stand. Com. Rep. No. 86) recommending that S.B. No. 809, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 809, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 87) recommending that S.B. No. 914, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 914, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 88) recommending that S.B. No. 134, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 134, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 89) recommending that S.B. No. 851, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 851, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Nishihara, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 90) recommending that S.B. No. 271, as amended in S.D. 1, pass Second Reading and 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 S.B.

No. 271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM EMERGENCY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 91) recommending that S.B. No. 523, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 523, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Takamine, for the Committee on Education and Housing and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 92) recommending that S.B. No. 165, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 165, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL CAFETERIA WORKERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 93) recommending that S.B. No. 850, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 850, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARY PUBLIC SEALS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 94) recommending that S.B. No. 203, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 203, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 95) recommending that S.B. No. 1316, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1316, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 96) recommending that S.B. No. 1088, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1088, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 97) recommending that S.B. No. 579, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 579, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the majority of the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 98) recommending that S.B. No. 1141, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1141, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 99) recommending that S.B. No. 643, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 643, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 100) recommending that S.B. No. 638, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 638, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the majority of the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 101) recommending that S.B. No. 1317, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1317, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 102) recommending that S.B. No. 582, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 582, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KULEANA LANDS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Chun Oakland and Takamine, for the Committee on Human Services and the Committee on Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 103) recommending that S.B. No. 1183, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1183, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators English and Baker, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 104) recommending that S.B. No. 101, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 101, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS BY COUNTIES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 105) recommending that S.B. No. 1669, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1669, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 106) recommending that S.B. No. 139, as amended in S.D. 1, pass Second Reading and be jointly referred to the Committee on Ways and Means and the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 139, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION RELATING TO ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was jointly referred to the Committee on Ways and Means and the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 107) recommending that S.B. No. 140, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 140, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS," passed Second

Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 108) recommending that S.B. No. 1278, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1278, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 109) recommending that S.B. No. 1118, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1118, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 110) recommending that S.B. No. 1119, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1119, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 111) recommending that S.B. No. 100, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 100, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 112) recommending that S.B. No. 757, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 757, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 113) recommending that S.B. No. 862, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 862, S.D. 1, entitled: "A BILL FOR AN ACT RELATING



TO HOUSING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 114) recommending that S.B. No. 440, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 440, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COUNTIES,” passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 115) recommending that S.B. No. 755, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 755, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY,” passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senators Tokuda and Hee, for the Committee on Higher Education and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 116) recommending that S.B. No. 502, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 502, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tokuda and Hee, for the Committee on Higher Education and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 117) recommending that S.B. No. 1179, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1179, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Tokuda, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 118) recommending that S.B. No. 1311, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1311, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Hee and Sakamoto, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 119) recommending that S.B. No. 1268, as amended in S.D. 1, pass Second Reading and be referred to the

Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1268, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING,” passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senators Hee and Espero, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 120) recommending that S.B. No. 560, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 560, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Espero, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 121) recommending that S.B. No. 218, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 218, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO IOLANI PALACE,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 122) recommending that S.B. No. 1126, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1126, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 123) recommending that S.B. No. 876, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 876, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 124) recommending that S.B. No. 1128 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1128, entitled: “A BILL FOR AN ACT RELATING TO METAL,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 125)

recommending that S.B. No. 360 pass Second Reading and 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 S.B. No. 360, entitled: "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Takamine, for the Committee on Education and Housing and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 126) recommending that S.B. No. 161 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 161, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 127) recommending that S.B. No. 1120 pass Second Reading and be referred to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1120, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Labor.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 128) recommending that S.B. No. 748 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 748, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 129) recommending that S.B. No. 1344 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1344, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 130) recommending that S.B. No. 417 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 417, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 131) recommending that S.B. No. 423 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 423, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 132) recommending that S.B. No. 789 pass Second Reading and 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 S.B. No. 789, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 133) recommending that S.B. No. 197 pass Second Reading and 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 S.B. No. 197, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 134) recommending that S.B. No. 1006 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1006, entitled: "A BILL FOR AN ACT RELATING TO CHILD WELFARE SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 135) recommending that S.B. No. 838 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 838, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 136) recommending that S.B. No. 839 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 839, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 137) recommending that S.B. No. 1152 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1152, entitled: "A BILL FOR AN ACT RELATING TO

AGRICULTURAL LANDS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Hee and English, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 138) recommending that S.B. No. 1022 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1022, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT LIABILITY,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 139) recommending that S.B. No. 1085, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1085, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CEDED LANDS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Hee and Taniguchi, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 140) recommending that S.B. No. 1677, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1677, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE,” passed Second Reading and was placed on the calendar for Third Reading on Friday, February 20, 2009.

**ORDER OF THE DAY**

**REFERRAL OF HOUSE BILLS**

The President made the following committee assignments of House bills received on Friday, February 13, 2009:

H.B. No.	Referred to:
H.B. No. 293, H.D. 1	Committee on Judiciary and Government Operations
H.B. No. 444, H.D. 1	Committee on Judiciary and Government Operations
H.B. No. 615, H.D. 1	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations
H.B. No. 622, H.D. 1	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations

**REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Tuesday, February 17, 2009:

S.C.R. No.	Referred to:
S.C.R. No. 45	Committee on Commerce and Consumer Protection
S.C.R. No. 46	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations
S.C.R. No. 47	Committee on Public Safety and Military Affairs

**REFERRAL OF SENATE RESOLUTION**

The President made the following committee assignments of a resolution that was offered on Tuesday, February 17, 2009:

S.R. No.	Referred to:
S.R. No. 27	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations

**RE-REFERRAL OF MESSAGE FROM THE GOVERNOR**

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

G.M. No.	Re-referred to:
Gov. Msg. No. 254	Committee on Water, Land, Agriculture and Hawaiian Affairs

**RE-REFERRAL OF SENATE BILLS**

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

S.B. No.	Re-referred to:
S.B. No. 496	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 1381, S.D. 1	Committee on Energy and Environment, then to the Committee on Ways and Means
S.B. No. 1626	Committee on Ways and Means

**ADJOURNMENT**

At 11:43 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, February 19, 2009.

## NINETEENTH DAY

## Thursday, February 19, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by Reverend Bob Nakata, Kahaluu United Methodist Church, after which the Roll was called showing all Senators present with the exception of Senators Ige, Ihara, and Taniguchi who were excused.

The President announced that she had read and approved the Journal of the Eighteenth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 415 to 440) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 415, submitting for consideration and confirmation to the Board of Massage Therapy, the nomination of WENDEE J. WILSON, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 416, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of ROY M. SASUGA, term to expire June 30, 2010, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 417, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), the nomination of BETTY LOU LARSON, term to expire June 30, 2013, was referred to the Committee on Education and Housing.

Gov. Msg. No. 418, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (HPHA), the nomination of CLARISSA P. HOSINO, term to expire June 30, 2013, was referred to the Committee on Education and Housing.

Gov. Msg. No. 419, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Public Housing Authority (HPHA), the nomination of KAULANA H.R. PARK, term to expire June 30, 2013, was referred to the Committee on Education and Housing.

Gov. Msg. No. 420, submitting for consideration and confirmation to the Board of Directors of the Aloha Tower Development Corporation, the nomination of JASON T. OKUHAMA, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 421, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of JACQUELINE L. ROSSETTI, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 422, submitting for consideration and confirmation to the Small Business Regulatory Review Board, the nomination of CHARLES K.H. AU, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 423, submitting for consideration and confirmation to the Kaua'i Aquatic Life and Wildlife Advisory Committee, the nomination of SEAN D. IGNE, term to expire June 30, 2013, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 424, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs (PABEA), the nomination of MARTIN E. ARTHUR II, term to expire June 30, 2013, was referred to the Committee on Human Services.

Gov. Msg. No. 425, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs (PABEA), the nomination of PATRICK J. DUARTE, term to expire June 30, 2013, was referred to the Committee on Human Services.

Gov. Msg. No. 426, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs (PABEA), the nomination of GARY Y. FUJITANI, term to expire June 30, 2013, was referred to the Committee on Human Services.

Gov. Msg. No. 427, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MICHAEL R. DIAS, term to expire June 30, 2011, was referred to the Committee on Human Services.

Gov. Msg. No. 428, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MYRNA B. MURDOCH, term to expire June 30, 2011, was referred to the Committee on Human Services.

Gov. Msg. No. 429, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of JUNE S. LEE, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 430, submitting for consideration and confirmation to the Drug Product Selection Board, the nomination of VENKATARAMAN BALARAMAN, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 431, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of EVAN K. CHING, term to expire June 30, 2013, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 432, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of CHARLES M. HIRATA, term to expire June 30, 2013, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 433, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of GEORGE L. KEKUNA, term to expire June 30, 2013, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 434, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of MITCHELL S. NAKAGAWA, term to expire June 30, 2013, was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Gov. Msg. No. 435, submitting for consideration and confirmation to the Board of Directors of the Agribusiness Development Corporation, the nomination of PAULA J. HEGELE, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 436, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of JERRY EDLAO, term to expire June 30, 2013,

was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 437, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of SAMUEL M. GON III, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 438, submitting for consideration and confirmation to the Advisory Committee on Pesticides, the nomination of WESLEY F. OTANI, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 439, submitting for consideration and consent, the nomination of MARK E. RECKTENWALD to the office of Associate Justice, Supreme Court, State of Hawaii, for a term of ten years, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 440, informing the Senate that on February 18, 2009, the Governor signed into law House Bill No. 302, H.D. 1 as Act 1, entitled: "MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," was placed on file.

#### STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 141) recommending that S.B. No. 774, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 774, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 142) recommending that S.B. No. 478, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 478, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 143) recommending that S.B. No. 358, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 358, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 144) recommending that S.B. No. 540, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

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

adopted and S.B. No. 540, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 145) recommending that S.B. No. 546, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 546, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 146) recommending that S.B. No. 970, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 970, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 147) recommending that S.B. No. 1664, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1664, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 148) recommending that S.B. No. 208 pass Second Reading and be referred to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 208, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Labor.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 149) recommending that S.B. No. 613 pass Second Reading and 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 S.B. No. 613, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Takamine, for the Committee on Energy and Environment and the Committee on Judiciary and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 150) recommending that S.B. No. 559, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 559, S.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO RECYCLING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Takamine, for the Committee on Energy and Environment and the Committee on Judiciary and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 151) recommending that S.B. No. 553, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 553, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT LIGHTING,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Green and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 152) recommending that S.B. No. 821, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 821, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ELDER CARE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Green and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 153) recommending that S.B. No. 818, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 818, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 154) recommending that S.B. No. 947, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 947, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO UNEMPLOYMENT CONTRIBUTION RATES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nishihara, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 155) recommending that S.B. No. 1272, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1272, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and English, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 156) recommending that S.B. No. 1313, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1313, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 157) recommending that S.B. No. 16, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 16, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 158) recommending that S.B. No. 145, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 145, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 159) recommending that S.B. No. 439, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 439, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 160) recommending that S.B. No. 445, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 445, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 161) recommending that S.B. No. 497, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 497, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 162) recommending that S.B. No. 753, as amended in

S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 753, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 163) recommending that S.B. No. 758, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 758, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 164) recommending that S.B. No. 1160, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1160, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 165) recommending that S.B. No. 1221, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Sakamoto and Espero, for the Committee on Education and Housing and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 166) recommending that S.B. No. 1164, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1164, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 167) recommending that S.B. No. 535 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 535, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was

referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 168) recommending that S.B. No. 734 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 734, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 169) recommending that S.B. No. 746 pass Second Reading and 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 S.B. No. 746, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 170) recommending that S.B. No. 797 pass Second Reading and 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 S.B. No. 797, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE COURSES AT PUBLIC HIGH SCHOOLS STATEWIDE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 171) recommending that S.B. No. 798 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 798, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 172) recommending that S.B. No. 799 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 799, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CLARIFY THE SELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 173) recommending that S.B. No. 802 pass Second Reading and 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 S.B.

No. 802, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 174) recommending that S.B. No. 1294 pass Second Reading and 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 S.B. No. 1294, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 175) recommending that S.B. No. 1300 pass Second Reading and 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 S.B. No. 1300, entitled: "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Gabbard, for the Committee on Education and Housing and the Committee on Energy and Environment, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 176) recommending that S.B. No. 807 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 807, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Takamine, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Judiciary and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 177) recommending that S.C.R. No. 40 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 177 and S.C.R. No. 40, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION, OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117 HAWAII 174 (2008)," was deferred until Friday, February 20, 2009.

Senators Hee and Takamine, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Judiciary and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 178) recommending that S.R. No. 25, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 178 and S.R. No. 25, S.D. 1, entitled: "SENATE RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION, OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117

HAWAII 174 (2008)," was deferred until Friday, February 20, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 179) recommending that S.B. No. 426 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 426, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was placed on the calendar for Third Reading on Friday, February 20, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 180) recommending that S.B. No. 55, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 55, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 181) recommending that S.B. No. 34, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 34, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 23, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 182) recommending that S.B. No. 714, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 714, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES," passed Second Reading and was placed on the calendar for Third Reading on Monday, February 23, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 183) recommending that S.B. No. 645, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 645, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 184) recommending that S.B. No. 205, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING



TO OWNER-BUILDERS,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 185) recommending that S.B. No. 1249, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1249, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEACHERS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Takamine, for the Committee on Education and Housing and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 186) recommending that S.B. No. 747, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 747, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and English, for the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 187) recommending that S.B. No. 737, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 737, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senators English and Sakamoto, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Education and Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 188) recommending that S.B. No. 740, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 740, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 189) recommending that S.B. No. 584, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 584, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SOLID WASTE,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 190) recommending that S.B. No. 709, as amended in

S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 709, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 191) recommending that S.B. No. 1675, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1675, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 192) recommending that S.B. No. 1185, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1185, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO A TAX CREDIT FOR THE PURCHASE OF ELECTRIC VEHICLES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 193) recommending that S.B. No. 239, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 239, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GENETICALLY ENGINEERED PLANTS,” passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Takamine, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 194) recommending that S.B. No. 118, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 118, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 195) recommending that S.B. No. 1343, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1343, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FEES AND OTHER ASSESSMENTS,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 196) recommending that S.B. No. 1105, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE HEARINGS AND PROCEDURES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 197) recommending that S.B. No. 1103, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1103, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EFFECTIVE LEGISLATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 198) recommending that S.B. No. 1181, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1181, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Takamine and Chun Oakland, for the Committee on Labor and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 199) recommending that S.B. No. 1203, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1203, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY SERVICE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Takamine and English, for the Committee on Labor and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 200) recommending that S.B. No. 690, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 690, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL MOVEMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Espero, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 201) recommending that S.B. No. 1315, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1315, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 202) recommending that S.B. No. 1116, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1116, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 203) recommending that S.B. No. 1228, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1228, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and Housing and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 204) recommending that S.B. No. 729 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 729, entitled: "A BILL FOR AN ACT RELATING TO RENTAL HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 205) recommending that S.B. No. 1260 pass Second Reading and 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 S.B. No. 1260, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 206) recommending that S.B. No. 1671 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1671, entitled: "A BILL FOR AN ACT RELATING TO FOSSIL FUELS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Gabbard and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 207) recommending that S.B. No. 1066, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1066, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 208) recommending that S.B. No. 1303, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1303, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY INDEPENDENCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 209) recommending that S.B. No. 1065, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1065, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Fukunaga, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 210) recommending that S.B. No. 1678, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1678, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 211) recommending that S.B. No. 639, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 639, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading on February 23, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 212) recommending that S.B. No. 1299, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1299, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED FLIGHT SIMULATOR TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Baker, for the Committee on Transportation, International and Intergovernmental Affairs and

the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 213) recommending that S.B. No. 1611, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1611, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading as was referred to the Committee on Ways and Means.

At this time, the Chair made the following announcement:

"The deadline for filing bills moving laterally to final committee that need to pass Second Reading is 10:00 p.m. tonight."

#### ORDER OF THE DAY

##### RE-REFERRAL OF SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

S.B. No.	Re-referred to:
S.B. No. 586	Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means

##### ADJOURNMENT

At 11:46 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, February 20, 2009.

## TWENTIETH DAY

**Friday, February 20, 2009**

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

The Divine Blessing was invoked by Reverend Joe Hunkin, Lighthouse Outreach Center, after which the Roll was called showing all Senators present with the exception of Senator Taniguchi who was excused.

The President announced that she had read and approved the Journal of the Nineteenth Day.

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 441) was read by the Clerk and was placed on file:

Gov. Msg. No. 441, letter dated February 17, 2009, transmitting proposed changes to the Appropriations Act for various budget items for the Department of Human Services, the Office of the Governor, the Department of Transportation, and the Department of Education.

**STANDING COMMITTEE REPORTS**

Senators Takamine and Baker, for the Committee on Judiciary and Government Operations and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 214) recommending that S.B. No. 522, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 522, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Nishihara, for the Committee on Public Safety and Military Affairs and the Committee on Tourism, presented a joint report (Stand. Com. Rep. No. 215) recommending that S.B. No. 222, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 222, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 216) recommending that S.B. No. 83, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 83, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 217) recommending that S.B. No. 537, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

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

adopted and S.B. No. 537, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 218) recommending that S.B. No. 621, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 621, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A HAWAII RESERVE COMPONENT MILITARY FAMILY RELIEF SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 219) recommending that S.B. No. 626, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 626, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 220) recommending that S.B. No. 896, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 896, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW," passed Second Reading and was referred to the Committee on Labor.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 221) recommending that S.B. No. 898, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 898, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 222) recommending that S.B. No. 1059, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1059, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 223) recommending that S.B. No. 1147, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1147, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE DISASTER RELIEF," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 224) recommending that S.B. No. 1213, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1213, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RELIEF FOR MILITARY RESERVE COMPONENT PERSONNEL," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 225) recommending that S.B. No. 528, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 528, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tokuda and Ige, for the Committee on Higher Education and the Committee on Health, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 226) recommending that S.B. No. 43, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 43, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 227) recommending that S.B. No. 918 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 918, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID LIENS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 228) recommending that S.B. No. 231 pass Second Reading and be referred to the Committee on Ways and Means and the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 231, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was jointly referred to the Committee on Ways and Means and the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 229) recommending that S.B. No. 563 pass Second Reading and be

referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 563, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 230) recommending that S.B. No. 1345 pass Second Reading and 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 S.B. No. 1345, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 231) recommending that S.B. No. 1265 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1265, entitled: "A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 232) recommending that S.B. No. 614 pass Second Reading and be referred to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 614, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Labor.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 233) recommending that S.B. No. 243 pass Second Reading and be referred to the Committee on Health.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 243, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Health.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 234) recommending that S.B. No. 696 pass Second Reading and 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 S.B. No. 696, entitled: "A BILL FOR AN ACT RELATING TO COQUI FROGS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 235) recommending that S.B. No. 910 pass Second Reading and be referred to the Committee on Ways and Means.

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

S.B. No. 910, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF HOMELESS PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 236) recommending that S.B. No. 1623, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1623, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 237) recommending that S.B. No. 1241, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1241, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the majority of the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 238) recommending that S.B. No. 1091, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1091, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE BILLBOARDS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 239) recommending that S.B. No. 456, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 456, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 240) recommending that S.B. No. 58, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 58, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 241) recommending that S.B. No. 121, as amended in

S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 242) recommending that S.B. No. 301, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 301, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS ACT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 243) recommending that S.B. No. 877, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 877, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 244) recommending that S.B. No. 1107, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1107, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the majority of the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 245) recommending that S.B. No. 1318, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1318, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING AND ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 246) recommending that S.B. No. 1140, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1140, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a

joint report (Stand. Com. Rep. No. 247) recommending that S.B. No. 568, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 568, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Fukunaga, for the Committee on Health and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 248) recommending that S.B. No. 1266 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1266, entitled: "A BILL FOR AN ACT RELATING TO SKILLED NURSING FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Nishihara, for the Committee on Economic Development and Technology and the Committee on Tourism, presented a joint report (Stand. Com. Rep. No. 249) recommending that S.B. No. 1334, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1334, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 250) recommending that S.B. No. 830, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 830, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT SHARED SERVICES TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 251) recommending that S.B. No. 1381, S.D. 1, pass Second Reading and 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 S.B. No. 1381, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 252) recommending that S.B. No. 287, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 287, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 253) recommending that S.B. No. 461, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 461, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 254) recommending that S.B. No. 464, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 464, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 255) recommending that S.B. No. 868, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 868, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 256) recommending that S.B. No. 393, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 393, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and English, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 257) recommending that S.B. No. 1635, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTE MANAGEMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 258) recommending that S.B. No. 486, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 486, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 259) recommending that S.B. No. 512, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 512, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and English, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 260) recommending that S.B. No. 1053, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1053, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REVIEW," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Nishihara, for the Committee on Energy and Environment and the Committee on Tourism, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 261) recommending that S.B. No. 266, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 266, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GLOBAL WARMING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 262) recommending that S.B. No. 391 pass Second Reading and 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 S.B. No. 391, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the majority of the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 263) recommending that S.B. No. 1165 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1165, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 264) recommending that S.B. No. 1218, as amended in

S.D. 1, pass Second Reading and 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 S.B. No. 1218, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 265) recommending that S.B. No. 154, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 154, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 266) recommending that S.B. No. 1130, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1130, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 267) recommending that S.B. No. 764, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 764, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Baker and Takamine, for the Committee on Commerce and Consumer Protection and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 268) recommending that S.B. No. 521, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 521, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Espero, for the Committee on Commerce and Consumer Protection and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 269) recommending that S.B. No. 1255 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1255, entitled: "A BILL FOR AN ACT RELATING TO REDUCED IGNITION PROPENSITY CIGARETTES," passed Second Reading and was referred to the Committee on Ways and Means.



Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 270) recommending that S.B. No. 1060 pass Second Reading and 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 S.B. No. 1060, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 271) recommending that S.B. No. 210, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 272) recommending that S.B. No. 212, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 273) recommending that S.B. No. 538, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 274) recommending that S.B. No. 564, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 564, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 275) recommending that S.B. No. 619, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 619, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 276)

recommending that S.B. No. 1061, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1061, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 277) recommending that S.B. No. 442, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 442, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and Housing and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 278) recommending that S.B. No. 1277, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1277, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 279) recommending that S.B. No. 1250, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Labor.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1250, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 280) recommending that S.B. No. 921, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 921, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Fukunaga, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Economic Development and Technology, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 281) recommending that S.B. No. 1314, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1314, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STRUCTURE OF STATE

GOVERNMENT,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 282) recommending that S.B. No. 1202, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1202, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tokuda and Takamine, for the Committee on Higher Education and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 283) recommending that S.B. No. 1665, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1665, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGHER EDUCATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tokuda and Fukunaga, for the Committee on Higher Education and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 284) recommending that S.B. No. 1351, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1351, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tokuda and Fukunaga, for the Committee on Higher Education and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 285) recommending that S.B. No. 508, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 508, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ARCHAEOLOGY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 286) recommending that S.B. No. 1613, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1613, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 287) recommending that S.B. No. 800, as amended in S.D. 1, pass

Second Reading and 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 S.B. No. 800, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON FATHERHOOD,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 288) recommending that S.B. No. 749 pass Second Reading and 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 S.B. No. 749, entitled: “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 289) recommending that S.B. No. 1178, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1178, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 290) recommending that S.B. No. 420, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 420, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 291) recommending that S.B. No. 1094, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1094, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 292) recommending that S.B. No. 517, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 517, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH CARE PROFESSIONALS,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 293) recommending that S.B. No. 585, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 585, S.D. 1, entitled: “A BILL FOR AN ACT RELATING

TO REMOTE DISPENSING,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 294) recommending that S.B. No. 516, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 516, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 295) recommending that S.B. No. 779, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 779, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIGARETTES,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 296) recommending that S.B. No. 1045, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1045, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 297) recommending that S.B. No. 967, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 967, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 298) recommending that S.B. No. 932, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 932, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE TESTING,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 299) recommending that S.B. No. 1208, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1208, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 300) recommending that S.B. No. 931, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 931, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EPIDEMIOLOGIC INVESTIGATIONS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 301) recommending that S.B. No. 567 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 567, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 302) recommending that S.B. No. 727 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 727, entitled: “A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 303) recommending that S.B. No. 844 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 844, entitled: “A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 304) recommending that S.B. No. 937 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 937, entitled: “A BILL FOR AN ACT RELATING TO MENTAL HEALTH,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 305) recommending that S.B. No. 936 pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 936, entitled: “A BILL FOR AN ACT RELATING TO DEPARTMENT OF HEALTH CERTIFICATES,” passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 306) recommending that S.B. No. 1217 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1217, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE PROFESSIONALS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 307) recommending that S.B. No. 427 pass Second Reading and 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 S.B. No. 427, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 308) recommending that S.B. No. 428 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 428, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 309) recommending that S.B. No. 930 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 930, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 310) recommending that S.B. No. 1076 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1076, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 311) recommending that S.B. No. 242, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 242, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 312) recommending that S.B. No. 188, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 188, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 313) recommending that S.B. No. 736, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 736, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senators Sakamoto and English, for the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 314) recommending that S.B. No. 735, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 735, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 315) recommending that S.B. No. 1346, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1346, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 316) recommending that S.B. No. 496, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 317) recommending that S.B. No. 733, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 733, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 318) recommending that S.B. No. 150, as amended in S.D. 1, pass Second Reading and 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 S.B.

No. 150, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the majority of the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 319) recommending that S.B. No. 1064, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1064, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE SAFETY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 320) recommending that S.B. No. 300, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 300, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 321) recommending that S.B. No. 1224, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1224, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and English, for the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 322) recommending that S.B. No. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 323) recommending that S.B. No. 495, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 495, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE REPAIR AND MAINTENANCE OF IRRIGATION SYSTEMS WITHIN THE STATE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Fukunaga, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on

Economic Development and Technology, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 324) recommending that S.B. No. 68, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 68, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 325) recommending that S.B. No. 1610, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1610, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ORDERS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Ige and English, for the Committee on Health and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 326) recommending that S.B. No. 56, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 56, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF THE SMOKING PROHIBITION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 327) recommending that S.B. No. 1040, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1040, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 328) recommending that S.B. No. 38, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 38, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 329) recommending that S.B. No. 280, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 280, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTERED NURSES," passed Second Reading and was

referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 330) recommending that S.B. No. 1262, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1262, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TREATMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Ige and Takamine, for the Committee on Health and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 331) recommending that S.B. No. 1137, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1137, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 332) recommending that S.B. No. 843, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 843, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 333) recommending that S.B. No. 941, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 941, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION BACKGROUND CHECKS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 334) recommending that S.B. No. 230, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 230, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Ige and Fukunaga, for the Committee on Health and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 335) recommending that S.B. No. 436, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 436, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO LIFE SCIENCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 336) recommending that S.B. No. 1205, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 337) recommending that S.B. No. 604, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 604, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY CONTRACEPTIVES FOR SEXUAL ASSAULT SURVIVORS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 338) recommending that S.B. No. 1676, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1676, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Ige and Espero, for the Committee on Health and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 339) recommending that S.B. No. 418, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 418, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 340) recommending that S.B. No. 969, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 969, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESTRICTED ACCESS TO CORRECTIONAL FACILITIES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 341) recommending that S.B. No. 1058, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

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

No. 1058, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 342) recommending that S.B. No. 687, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 687, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 343) recommending that S.B. No. 1125, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1125, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Nishihara, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 344) recommending that S.B. No. 1227, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1227, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the majority of the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 345) recommending that S.B. No. 586, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 586, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 346) recommending that S.B. No. 1219, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1219, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 347) recommending that S.B. No. 661, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 661, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 348) recommending that S.B. No. 1106, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1106, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 349) recommending that S.B. No. 1230, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1230, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 350) recommending that S.B. No. 91, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 91, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 351) recommending that S.B. No. 256, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 256, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELEWORK," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 352) recommending that S.B. No. 831, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 831, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Baker, for the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 353) recommending that S.B. No. 1680, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1680, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Hee, for the Committee on Energy and Environment and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 354) recommending that S.B. No. 1057, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1057, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DETENTION AND RETENTION PONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard, Hee, and Baker, for the Committee on Energy and Environment and the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 355) recommending that S.B. No. 1258, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1258, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 356) recommending that S.B. No. 467, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 467, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and English, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 357) recommending that S.B. No. 701, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 701, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDFILLS," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 358) recommending that S.B. No. 934, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 934, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO WATER POLLUTION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Baker, for the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 359) recommending that S.B. No. 1173, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1173, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 360) recommending that S.B. No. 32, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 32, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 361) recommending that S.B. No. 405, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 405, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 362) recommending that S.B. No. 555, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 555, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 363) recommending that S.B. No. 466, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 466, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLLUTION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 364) recommending that S.B. No. 1210, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

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



No. 1210, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 365) recommending that S.B. No. 392 pass Second Reading and 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 S.B. No. 392, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING, LLC PROJECTS ON OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 366) recommending that S.B. No. 295 pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 295, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 367) recommending that S.B. No. 447 pass Second Reading and 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 S.B. No. 447, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 368) recommending that S.B. No. 552 pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 552, entitled: "A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT VEHICLES," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 369) recommending that S.B. No. 1090 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1090, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 370) recommending that S.B. No. 1174 pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1174, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 371) recommending that S.B. No. 913 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 913, entitled: "A BILL FOR AN ACT RELATING TO NOTICE OF GUARDIANSHIP PROCEEDINGS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 372) recommending that S.B. No. 1624 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1624, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO ALLOW THE LEGISLATURE TO EITHER FUND THE TAX CREDIT UNDER ARTICLE VII, SECTION 6 OF THE CONSTITUTION, OR DEPOSIT THE SAME AMOUNT INTO THE EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 373) recommending that S.B. No. 973 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 973, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Espero and English, for the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 374) recommending that S.B. No. 1254, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1254, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 375) recommending that S.B. No. 1148, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1148, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPREHENSIVE OFFENDER REENTRY SYSTEM," passed Second Reading and was

referred to the Committee on Judiciary and Government Operations.

Senators Espero and Chun Oakland, for the Committee on Public Safety and Military Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 376) recommending that S.B. No. 859, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 859, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS COMMITTED TO THE HAWAII YOUTH CORRECTIONAL FACILITIES OR TO THE CUSTODY OR CARE OF THE EXECUTIVE DIRECTOR OF THE OFFICE OF YOUTH SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Fukunaga, Tokuda and Sakamoto, for the Committee on Economic Development and Technology and the Committee on Higher Education and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 377) recommending that S.B. No. 1096, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1096, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE AND DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 378) recommending that S.B. No. 773, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 773, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Hee, for the Committee on Education and Housing and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 379) recommending that S.B. No. 1350, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1350, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Espero and Tokuda, for the Committee on Public Safety and Military Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 380) recommending that S.B. No. 623 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 623, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep.

No. 381) recommending that S.B. No. 581 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 581, entitled: "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Fukunaga and Baker, for the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 382) recommending that S.B. No. 1276, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Hee, for the Committee on Economic Development and Technology and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 383) recommending that S.B. No. 1248 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1248, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 384) recommending that S.B. No. 1044, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1044, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEYS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Baker and Fukunaga, for the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 385) recommending that S.B. No. 6, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 6, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Ige and Takamine, for the Committee on Health and the Committee on Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 386) recommending that S.B. No. 44, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 44, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS

CORPORATION,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 387) recommending that S.B. No. 1332, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1332, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTHCARE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 388) recommending that S.B. No. 1263, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1263, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TATTOO ARTISTS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 389) recommending that S.B. No. 1142, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1142, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 390) recommending that S.B. No. 1310, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1310, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTHCARE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 391) recommending that S.B. No. 642, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 642, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 392) recommending that S.B. No. 713, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 713, S.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY

ENVIRONMENTAL WORKFORCE,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 393) recommending that S.B. No. 667, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 667, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS’ PROTECTION,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 394) recommending that S.B. No. 772, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 772, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAWAII’S ECONOMY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 395) recommending that S.B. No. 1247, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1247, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ECONOMY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 396) recommending that S.B. No. 786, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 786, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HISTORIC PLACES,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 397) recommending that S.B. No. 1005, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1005, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 398) recommending that S.B. No. 1609, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1609, S.D. 1, entitled: “A BILL FOR AN ACT

RELATING TO COMMUNICATIONS FRAUD,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 399) recommending that S.B. No. 485, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 485, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST CARBON DIVERSION INC.,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 400) recommending that S.B. No. 1259, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1259, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 401) recommending that S.B. No. 390, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 390, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY RESOURCES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 402) recommending that S.B. No. 1633, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1633, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST EPOD, INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and English, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 403) recommending that S.B. No. 1612, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 1612, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 404)

recommending that S.B. No. 133, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 133, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO UTILITIES,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 405) recommending that S.B. No. 912, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 912, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 406) recommending that S.B. No. 572, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 572, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Takamine and Chun Oakland, for the Committee on Labor and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 407) recommending that S.B. No. 905, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 905, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF COMMUNITY SERVICES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 408) recommending that S.B. No. 415, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 415, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES,” passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 409) recommending that S.B. No. 192, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 192, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEARING AID DEVICES,” passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 410) recommending that S.B. No. 1606 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1606, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISAL MANAGEMENT COMPANIES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Gabbard and English, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 411) recommending that S.B. No. 719, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committees was adopted and S.B. No. 719, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 412) recommending that S.B. No. 294, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 294, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE DEPARTMENTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 413) recommending that S.B. No. 972, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 972, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 414) recommending that S.B. No. 1153, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 415) recommending that S.B. No. 1668, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1668, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second

Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 416) recommending that S.B. No. 1679, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1679, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 417) recommending that S.B. No. 933, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 933, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY LICENSURE OF DENTISTS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 418) recommending that S.B. No. 130, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 130, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 419) recommending that S.B. No. 884, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 884, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Fukunaga, for the Committee on Commerce and Consumer Protection and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 420) recommending that S.B. No. 1352, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1352, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 421) recommending that S.B. No. 449, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 449, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PATIENT PRESCRIPTION INFORMATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 422) recommending that S.B. No. 169, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 169, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH CORPS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 423) recommending that S.B. No. 1673, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1673, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 424) recommending that S.B. No. 1204, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1204, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM INSURANCE TAX CREDIT FOR SMALL BUSINESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 425) recommending that S.B. No. 1110, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1110, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 426) recommending that S.B. No. 367, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 367, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION AND COASTAL AREAS PROGRAMS," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 427) recommending that S.B. No. 1271, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 428) recommending that S.B. No. 63, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 63, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 429) recommending that S.B. No. 1622, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1622, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 430) recommending that S.B. No. 1122, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 1122, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 431) recommending that S.B. No. 1621, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1621, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 432) recommending that S.B. No. 995, as amended in S.D. 1, pass Second Reading and 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 S.B. No. 995, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Takamine, for the Committee on Economic Development and Technology and the Committee on Judiciary and Government Operations, presented a joint report

(Stand. Com. Rep. No. 433) recommending that S.B. No. 602, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 602, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 434) recommending that S.B. No. 878, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 878, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF HEARING NOTICES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 24, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 435) recommending that S.B. No. 35, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 35, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 24, 2009.

Senator Ige, for the majority of the Committee on Health, presented a report (Stand. Com. Rep. No. 436) recommending that S.B. No. 777, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 777, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 24, 2009.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 437) recommending that S.B. No. 62, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 62, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 24, 2009.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 438) recommending that S.B. No. 695, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 695, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 24, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 439) recommending that S.B. No. 823, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, February 24, 2009.

## ORDER OF THE DAY

### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM THURSDAY, FEBRUARY 19, 2009

Stand. Com. Rep. No. 177 (S.C.R. No. 40):

Senator Sakamoto moved that Stand. Com. Rep. No. 177 and S.C.R. No. 40 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"The U.S. Supreme Court is going to take up the matter of ceded lands on Wednesday; our Attorney General is already there. Several hours ago, the United States Supreme Court ruled on a motion by the Obama administration to allow the acting Solicitor General to intervene and to provide comments to that argument. So, I find it very difficult to ascertain why we in the Legislature would adopt a resolution to call for the withdrawal of the Governor, the Attorney General, particularly since all the previous governors going back to Governor Waihe'e, Governor Cayetano, have supported the state's right to buy, sell or transfer lands.

"Other states—more than two dozen other states—have joined in this action, and, really, it's a states' rights issue and it will be decided on Wednesday. It does not, however, require that the state do anything. It just reestablishes the powers of the state and particularly when we're talking about trust lands or ceded lands.

"We also have an interesting situation here with our Hawai'i Supreme Court and its ruling: taking an apology resolution and making it into the force of law. Again, this goes beyond anything that the last three administrations have stood for, and so I think we should wait and see what the arguments are and what the decision of the nation's highest court is next Wednesday. Thank you."

Senator Hee rose to speak in support of the measure as follows:

"With response to the previous speaker, these resolutions are appropriate. It is an expression of the elected representatives of the State of Hawai'i. It dovetails the expression of the majority that shall be voted upon on this floor, if it should be passed, to be consistent with the Hawai'i Supreme Court. It is an expression that represents and recognizes the limited land resource of ceded lands. It acknowledges that the state has and will continue in all likelihood to transfer remnant pieces as they have done since statehood. And perhaps most importantly, it will demonstrate that two branches of government, the legislative branch and the judicial branch of government, stand united as one when it comes to the disposition of what was formerly crown and government lands which were taken without the consent or compensation of a peaceful kingdom by a colonial power. I rise in strong support. Thank you."

Senator Hemmings rose to speak in opposition to the measure and stated:

“Understanding the sensitivity of the prior speaker’s position on this issue, we certainly can go back to the events of 1893 and what really happened. But I would submit that never before, prior to 1893, did the individual Hawaiian citizen, regardless of ancestry, have sovereignty over the land. Sovereignty was obviously vested in the sovereign. So, the evolution of land can be debated in many ways. Nevertheless we come to this time in our history when we discuss—we, the sovereign people of Hawai‘i, regardless of our race—making decisions on how to use land. And I would submit that the bill we’re looking at today is a good bill. It will follow the resolutions, but these resolutions do not dovetail with that.

“To ask the Supreme Court to take away states’ individual rights to sell land if they deem appropriate does not make sense for the people—the sovereign people of the State of Hawai‘i, or the sovereign people of any state. Obviously the Founding Fathers created a federal system because they felt that states’ rights reign supreme in all things with the exception of the mutual protection of our nation through defense and interstate commerce. That principle, Madam President, is well articulated in, I believe, the 42nd paper by James Madison in the Federalist Papers. You probably know it well, being the Constitution scholar that you are. States should and must have the right to manage their resources and not allow the federal government to come in and make unilateral decisions. So I think our Governor and the Attorney General’s position, as articulated by the good Senator from Hawai‘i Kai, is wholly consistent with this concept.

“Passing this resolution does something much more insidious when it comes to judicial proceedings, as the previous speaker stated. And that is simply, we are not part of the judicial branch of government, and not meant to override errant decisions by our State Supreme Court. And that is the way it should be. We are separate but equal branches of government. They interpret the law, but we make it. And if we have to remake a law to address the best interests of the people who elected us, so be it. They are not elected. We are. One of the most important things we do regarding the state budget is controlling assets. Therefore the control of the land should be vested by law in the Legislature, not in the judicial branch of government. So, I’m urging my colleagues to vote ‘no’ on this bill for the simple reason that in doing so we’re protecting state rights and the rights of the Legislature, to deem what is appropriate in managing the assets of this state. And quite frankly, with their history, I don’t trust the State Supreme Court. I think we can do a better job. So let’s do so by voting ‘no’ on these resolutions. Thank you, Madam President.”

Senator Hooser rose to speak in support of the measure as follows:

“I’ll keep my remarks brief. I’d like to, first of all, just echo and support the remarks—the very thoughtful and eloquent remarks—given by the Chairman of the Water, Land, Agriculture, and Hawaiian Affairs Committee. I’m in full support of that. And just to simply say this is the right thing to do and the right time to do it. Thank you.”

Senator Galuteria rose to speak in support of the measure as follows:

“Madam President and colleagues, I had hoped that my first time to speak to you on the floor would have been about another matter, but I find it right and certainly appropriate that I appeal to you in strong support of these resolutions and for all, what I consider to be, the right reasons. Obviously the word ‘pono’ is tossed out in various ways and various manners in this day and age and ‘pono for the Hawaiian people.’ But as a freshman senator, I’d like to appeal to you in another way, and that is to respect the various branches of government.

“The argument towards reconciliation of the Hawaiian question will always come into play. The Hawaiian community must indeed organize. But in this particular case, I feel as if the executive branch is not fully respecting the wishes of the other branches of government. So in that regard, I simply ask for you to look at it as a means by which the Legislature, our branch of government, strongly supports the resolution that is before us—urging the Governor to withdraw her appeal—simply because the judiciary has already said what they need to say and I certainly feel as if we should adhere to their decision.

“The concept of home rule is very important. The concept of keeping our decisions within the State of Hawai‘i is very important because of what it will do for the future generations, it will mean that if we don’t get the right decision, we’ll just go elsewhere to find that right decision to execute what we need to execute. So in that regard, let me close by asking the body to please support this measure, support the resolutions and support the following bill. Thank you, Madam President.”

Senator Hee rose in rebuttal and said:

“I would like to offer a few remarks to clarify these resos. Evidently there are some on the floor who believe the state cannot sell ceded lands. And that is not true.

“The Hawai‘i Supreme Court decision related to the 5(f) lands only. Members, there’s a bill that was moved out of the Committee on Water, Land, Agriculture and Hawaiian Affairs earlier this week that proposes to sell 5(a) ceded lands located on Sand Island. So, any misunderstanding of the state’s rights to sell ceded lands is inaccurate. The right to sell 5(f) lands, the crown and government lands which were taken—1.8 million acres in 1893—is at question. Those are the ceded lands upon which the Hawai‘i Supreme Court made its ruling, not the 5(a) lands. The state has every right, even though the Governor has said in the media she has no intention to sell ceded lands.

“So, I hope that as we move forward in this discussion, that certain members get their facts accurate with the disposition of ceded lands because we’re just beginning the debate on this journey through the session, which frankly I look forward to. Thank you.”

Senator Slom rose in rebuttal and said:

“I notice that several of the speakers tried to mix metaphors and tried to mix in these resolutions with the bill coming up next and with other bills and other issues.

“I don’t think that there’s any confusion. I think everybody knows what we’re talking about here, and what we’re talking about is whether or not the state has the right to sell or transfer these lands, including the ceded lands. I don’t think there’s any confusion with OHA because they spent several thousands of dollars of state money, taxpayer money, for this ad today for rallies and everything else against these resolutions.

“There’s no confusion because the other states understand what is at stake. And what is at stake is: there is an attack on states’ rights. Every one of us in this room took an oath to uphold the United States Constitution and the Constitution of Hawai‘i. For twenty-two consecutive years now, the executive branch has taken the position that the state has the ability to do these things. Only now are we questioning what can be done, and only now do we look at the State Supreme Court, which again has taken a congressional resolution and tried to raise it into the force of law which it cannot do. And if we talk about respect, then in fact, we should not have selective respect. We should respect all branches of government.

“So I urge my colleagues to consider what these resolutions do apart from the next bill and other bills in this session. Thank you, Madam President.”



The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 40, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION, OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117 HAWAII 174 (2008)," was adopted with Senators Hemmings and Slom voting "No".

Stand. Com. Rep. No. 178 (S.R. No. 25, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 178 and S.R. No. 25, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"The U.S. Supreme Court is going to take up the matter of ceded lands on Wednesday; our Attorney General is already there. Several hours ago, the United States Supreme Court ruled on a motion by the Obama administration to allow the acting Solicitor General to intervene and to provide comments to that argument. So, I find it very difficult to ascertain why we in the Legislature would adopt a resolution to call for the withdrawal of the Governor, the Attorney General, particularly since all the previous governors going back to Governor Waihe'e, Governor Cayetano, have supported the state's right to buy, sell or transfer lands.

"Other states—more than two dozen other states—have joined in this action, and, really, it's a states' rights issue and it will be decided on Wednesday. It does not, however, require that the state do anything. It just reestablishes the powers of the state and particularly when we're talking about trust lands or ceded lands.

"We also have an interesting situation here with our Hawai'i Supreme Court and its ruling: taking an apology resolution and making it into the force of law. Again, this goes beyond anything that the last three administrations have stood for, and so I think we should wait and see what the arguments are and what the decision of the nation's highest court is next Wednesday. Thank you."

Senator Hee rose to speak in support of the measure as follows:

"With response to the previous speaker, these resolutions are appropriate. It is an expression of the elected representatives of the State of Hawai'i. It dovetails the expression of the majority that shall be voted upon on this floor, if it should be passed, to be consistent with the Hawai'i Supreme Court. It is an expression that represents and recognizes the limited land resource of ceded lands. It acknowledges that the state has and will continue in all likelihood to transfer remnant pieces as they have done since statehood. And perhaps most importantly, it will demonstrate that two branches of government, the legislative branch and the judicial branch of government, stand united as one when it comes to the disposition of what was formerly crown and government lands which were taken without the consent or compensation of a peaceful kingdom by a colonial power. I rise in strong support. Thank you."

Senator Hemmings rose to speak in opposition to the measure and stated:

"Understanding the sensitivity of the prior speaker's position on this issue, we certainly can go back to the events of 1893 and what really happened. But I would submit that never before, prior to 1893, did the individual Hawaiian citizen, regardless of ancestry, have sovereignty over the land. Sovereignty was obviously vested in the sovereign. So, the evolution of land can

be debated in many ways. Nevertheless we come to this time in our history when we discuss—we, the sovereign people of Hawai'i, regardless of our race—making decisions on how to use land. And I would submit that the bill we're looking at today is a good bill. It will follow the resolutions, but these resolutions do not dovetail with that.

"To ask the Supreme Court to take away states' individual rights to sell land if they deem appropriate does not make sense for the people—the sovereign people of the State of Hawai'i, or the sovereign people of any state. Obviously the Founding Fathers created a federal system because they felt that states' rights reign supreme in all things with the exception of the mutual protection of our nation through defense and interstate commerce. That principle, Madam President, is well articulated in, I believe, the 42nd paper by James Madison in the Federalist Papers. You probably know it well, being the Constitution scholar that you are. States should and must have the right to manage their resources and not allow the federal government to come in and make unilateral decisions. So I think our Governor and the Attorney General's position, as articulated by the good Senator from Hawai'i Kai, is wholly consistent with this concept.

"Passing this resolution does something much more insidious when it comes to judicial proceedings, as the previous speaker stated. And that is simply, we are not part of the judicial branch of government, and not meant to override errant decisions by our State Supreme Court. And that is the way it should be. We are separate but equal branches of government. They interpret the law, but we make it. And if we have to remake a law to address the best interests of the people who elected us, so be it. They are not elected. We are. One of the most important things we do regarding the state budget is controlling assets. Therefore the control of the land should be vested by law in the Legislature, not in the judicial branch of government. So, I'm urging my colleagues to vote 'no' on this bill for the simple reason that in doing so we're protecting state rights and the rights of the Legislature, to deem what is appropriate in managing the assets of this state. And quite frankly, with their history, I don't trust the State Supreme Court. I think we can do a better job. So let's do so by voting 'no' on these resolutions. Thank you, Madam President."

Senator Hooser rose to speak in support of the measure as follows:

"I'll keep my remarks brief. I'd like to, first of all, just echo and support the remarks—the very thoughtful and eloquent remarks—given by the Chairman of the Water, Land, Agriculture, and Hawaiian Affairs Committee. I'm in full support of that. And just to simply say this is the right thing to do and the right time to do it. Thank you."

Senator Galuteria rose to speak in support of the measure as follows:

"Madam President and colleagues, I had hoped that my first time to speak to you on the floor would have been about another matter, but I find it right and certainly appropriate that I appeal to you in strong support of these resolutions and for all, what I consider to be, the right reasons. Obviously the word '*pono*' is tossed out in various ways and various manners in this day and age and '*pono* for the Hawaiian people.' But as a freshman senator, I'd like to appeal to you in another way, and that is to respect the various branches of government.

"The argument towards reconciliation of the Hawaiian question will always come into play. The Hawaiian community must indeed organize. But in this particular case, I feel as if the executive branch is not fully respecting the wishes of the other branches of government. So in that regard, I simply ask for you to look at it as a means by which the Legislature, our branch of

government, strongly supports the resolution that is before us—urging the Governor to withdraw her appeal—simply because the judiciary has already said what they need to say and I certainly feel as if we should adhere to their decision.

“The concept of home rule is very important. The concept of keeping our decisions within the State of Hawai‘i is very important because of what it will do for the future generations, it will mean that if we don’t get the right decision, we’ll just go elsewhere to find that right decision to execute what we need to execute. So in that regard, let me close by asking the body to please support this measure, support the resolutions and support the following bill. Thank you, Madam President.”

Senator Hee rose in rebuttal and said:

“I would like to offer a few remarks to clarify these resos. Evidently there are some on the floor who believe the state cannot sell ceded lands. And that is not true.

“The Hawai‘i Supreme Court decision related to the 5(f) lands only. Members, there’s a bill that was moved out of the Committee on Water, Land, Agriculture and Hawaiian Affairs earlier this week that proposes to sell 5(a) ceded lands located on Sand Island. So, any misunderstanding of the state’s rights to sell ceded lands is inaccurate. The right to sell 5(f) lands, the crown and government lands which were taken—1.8 million acres in 1893—is at question. Those are the ceded lands upon which the Hawai‘i Supreme Court made its ruling, not the 5(a) lands. The state has every right, even though the Governor has said in the media she has no intention to sell ceded lands.

“So, I hope that as we move forward in this discussion, that certain members get their facts accurate with the disposition of ceded lands because we’re just beginning the debate on this journey through the session, which frankly I look forward to. Thank you.”

Senator Slom rose in rebuttal and said:

“I notice that several of the speakers tried to mix metaphors and tried to mix in these resolutions with the bill coming up next and with other bills and other issues.

“I don’t think that there’s any confusion. I think everybody knows what we’re talking about here, and what we’re talking about is whether or not the state has the right to sell or transfer these lands, including the ceded lands. I don’t think there’s any confusion with OHA because they spent several thousands of dollars of state money, taxpayer money, for this ad today for rallies and everything else against these resolutions.

“There’s no confusion because the other states understand what is at stake. And what is at stake is: there is an attack on states’ rights. Every one of us in this room took an oath to uphold the United States Constitution and the Constitution of Hawai‘i. For twenty-two consecutive years now, the executive branch has taken the position that the state has the ability to do these things. Only now are we questioning what can be done, and only now do we look at the State Supreme Court, which again has taken a congressional resolution and tried to raise it into the force of law which it cannot do. And if we talk about respect, then in fact, we should not have selective respect. We should respect all branches of government.

“So I urge my colleagues to consider what these resolutions do apart from the next bill and other bills in this session. Thank you, Madam President.”

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 25, S.D. 1, entitled: “SENATE RESOLUTION URGING THE GOVERNOR AND THE ATTORNEY GENERAL TO WITHDRAW THE APPEAL TO THE UNITED STATES SUPREME COURT OF THE HAWAII STATE SUPREME COURT DECISION,

OFFICE OF HAWAIIAN AFFAIRS V. HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII, 117 HAWAII 174 (2008),” was adopted with Senators Hemmings and Slom voting “No”.

### THIRD READING

S.B. No. 1677, S.D. 1:

On motion by Senator Hee, seconded by Senator Takamine and carried, S.B. No. 1677, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 426:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 426, entitled: “A BILL FOR AN ACT RELATING TO DENTISTRY,” passed Third Reading on the following showing of Ayes and Noes:

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

At this time, the Chair made the following announcement:

“Referrals and re-referrals may be made in accordance with the Supplemental Order of the Day distributed to your offices later this afternoon.”

### ADJOURNMENT

At 11:59 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, February 23, 2009.

## TWENTY-FIRST DAY

**Monday, February 23, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:46 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Norman Sakamoto, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator English who was excused.

The President announced that she had read and approved the Journal of the Twentieth Day.

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 442) was read by the Clerk and was placed on file:

Gov. Msg. No. 442, dated February 6, 2009, transmitting a Report on High Technology; Incubation Center; Kakaako, prepared by the Department of Business, Economic Development and Tourism, High Technology Development Corporation, pursuant to Act 150, SLH 2007.

**DEPARTMENTAL COMMUNICATION**

The following communication (Dept. Com. No. 61) was read by the Clerk and was placed on file:

Dept. Com. No. 61, from the Hawaii Tourism Authority, dated February 17, 2009, transmitting a report pursuant to Act 158, Section 4, SLH 2008, on the special fund appropriation expended for beach restoration.

**STANDING COMMITTEE REPORT**

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 440) recommending that S.B. No. 190, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 190, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOME," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, February 25, 2009.

**ORDER OF THE DAY****THIRD READING**

S.B. No. 55, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 55, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 34, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 34, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 714, S.D. 1:

On motion by Senator Gabbard, seconded by Senator Espero and carried, S.B. No. 714, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 639, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 639, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 878, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 878, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICATION OF HEARING NOTICES," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 35, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 35, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," passed Third Reading on the following showing of Ayes and Noes:

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

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

Senator Ige moved that S.B. No. 777, S.D. 1 pass Third Reading, seconded by Senator Green.

Senator Hemmings rose to speak in opposition to the measure and stated:

"Seems we have a 'brave new world,' and this bill essentially mandates anybody receiving public assistance in their efforts—oftentimes laudable efforts by charitable and educational institutions—have to have comprehensive sexual education. Our society has experienced a revolution in sexuality in many ways. We saw a great demonstration this weekend on the issue and it obviously has risen to be one of the issues of the day as it was about ten years ago when the people voted on it.

"Nevertheless we've heard from people who testified in favor of this bill and similar bills like it in years gone by, that sex education was going to be the wonderful new thing that would save our society from the ills of sexual exploitation, uninformed decision-making, children having sex out of wedlock and sexually transmitted diseases. Sexual education was going to solve the problem, and old-fashioned virtues like abstinence, modesty and chastity were just that—old-fashioned. We were going to be a much more enlightened society. Well, the great thing we have in this journey through life is that we can look back on and see what these values have wrought us.

"I would submit to you that our hormones haven't changed much from my generation to the present generation, but the terms of engagement in human sexuality have changed tremendously. Under the enlightenment of organizations like the ACLU and other ones listed as testifiers in favor of this bill, it's open season. If it feels good, go for it. Get educated. Teach the children how to put on condoms and have a good time. And those organizations like the Roman Catholic Church and the Department of Health and others who testified in opposition to this bill realized that we should have the freedom to teach modesty, abstinence and values that will not allow for consequences that we don't want.

“Isn’t it ironic, Madam President and colleagues, that since we’ve become so enlightened, that out-of-wedlock births have exploded since the days of my youth, when they were about 6 percent; they’re about 37 percent now. Those people who are highly dependent on government support as a result, it’s up to 67 percent. Isn’t it ironic, since we’re so enlightened now with all this education that the number of abortions have become over a million a year? Isn’t it ironic that since we’re teaching everybody how to be so enlightened and sexually responsible, that sexually transmitted diseases have exploded amongst young people? It is simply not working.

“This bill forces organizations, which may be receiving assistance of some sort from government, to teach a broad curriculum under the guise of communication—when really it’s just ramming down values that could be contrary to their personal beliefs. I don’t think that’s healthy for us. And I got the proof, because the performance in these areas for our society is truly sad. And I would suggest that when we pass bills like this, we take a look at the consequences. The consequences regarding open season on human sexuality is dire, especially for females who oftentimes have to have the burden of the unwanted child, the sexually transmitted disease, or all the problems that come along with it.

“So I’m voting ‘no,’ Madam President and colleagues, and I hope that you will reconsider your vote on it. Thank you.”

Senator Green rose to speak in support of the measure as follows:

“A couple points I’d like to make in, in fact, very strong support. In a generation gone by, if someone didn’t practice safe sex they got chlamydia or gonorrhea, maybe ended up infertile. Now, if they don’t get proper education, they get HIV and they’re dead. They might have time to have their baby and then their baby’s an orphan. So things have changed very greatly.

“I also think that it’s a fallacy to suggest that people who are going to provide sex ed are not going to also encourage abstinence, aren’t going to also encourage good morals. My parents encouraged both of those things, and they also told me to be smart about things so I wouldn’t, God forbid, get HIV or give it to a girlfriend. So I think we should be very smart and protect our children. Thank you, Senate President.”

Senator Sakamoto rose to speak in support of the measure and stated:

“My reservations relate to the issue of there’s some providers that may specialize in dealing with issues of respect or issues of conflict resolution, communication between male and female; others may specialize in the disease part of it, others may specialize in abstinence. I believe when the bill says a provider needs to be all things for everyone, it takes away from the ability for some providers to specialize in one unique part that they may feel very passionately and strongly about. Thank you.”

Senator Hemmings rose in rebuttal and said:

“It’s nice that one or two of us may have some experience contrary to my words, but the facts are that our country is in dire straits with sexuality, with unwanted pregnancies, with sexually transmitted diseases. By the way, the terrible scourge of HIV/AIDS came after everybody became so enlightened with sexual education—after the sexual revolution of the sixties. It seems that being educated didn’t help much in curbing that disease. So, the bottom line is that results speak louder than any of our words on the floor of this Senate.

“I’d like to also comment on the words from the good Senator from Moanalua district. In doing this, we are

oftentimes taking the rights away from people who believe very strongly in values that made the family in this country great. We are taking away their right to teach abstinence without having to open up Pandora’s Box for all the other options that these other organizations are advocating. And those options include, as I mentioned earlier, some things that I’d rather have the family take care of amongst their own values. So this really preempts the values of organizations and the values of individual families who may be sending their children to public schools and other organizations. Thank you, Madam President.”

Senator Baker rose to speak in support of the measure as follows:

“I’m constantly amazed at some of the arguments that are made for providing factually accurate information about one’s sexuality. Clearly, there are a lot of folks in our country, young people and older, that don’t understand, don’t know very much about their body, have never had anybody that they could talk to, to really understand how to prevent a pregnancy or how to make sure that if they are engaging in sex, that it’s safe.

“The statistics that were previously cited simply do not tell the story. The reason you have sexually transmitted diseases, the reason that you have unwanted pregnancies is because there has been a lack of factual information provided to our young people. I cannot believe that I’m standing on the Senate floor trying to understand why people would not want good, solid information and accurate information. The era of the abstinence-only has been an abysmal failure. It has not provided information that people could use to make good judgments and good actions.

“Madam President, this measure has been put forward by the Legislative Women’s Caucus in both the House and the Senate because we want to make sure that there aren’t unwanted pregnancies. We want to make sure that diseases are not transmitted. And the only way to do this is to make sure that our young people who may not be able to get the information from their parents, who may not be able to get the information from another adult, and given to them accurately, have the access to that information. I think it’s so critical as we go forward to make sure that all of us have the opportunity to make informed decisions, and particularly in this particular area. So, I ask all of my colleagues to stand with me and support this measure.”

Senator Ige rose to speak in support of the measure and stated:

“I did want to note: there are two things. One of the problems that the Department is faced with is the fragmentation of the funding sources which provides funds that can only be provided into very targeted areas. And it really does increase the burden on the schools and the principals to try and cobble up a collection of providers who can provide a comprehensive curriculum. And that’s one of the reasons for pursuing this bill—to ensure that any provider would cover all of the subject matters.

“Second, I did want to note for the record that parents can choose to opt out of any portion—the entire program or any portion of the program—that they feel objectionable about. Thank you.”

The motion was put by the Chair and carried, S.B. No. 777, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Sakamoto). Noes, 3 (Gabbard, Hemmings, Slom). Excused, 1 (English).

S.B. No. 62, S.D. 1:

Senator Takamine moved that S.B. No. 62, S.D. 1 pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure and stated:

“We’ve had this bill several years in a row now, and basically it attacks the Independent Medical Exam process—the IME.

“The committee report talks about the fact that people distrust the process, people are unhappy, there are disgruntled workers, and so forth. That probably is true, but nonetheless this is a process which we have within our workers’ comp process to make sure that the injuries complained of are, in fact, accurate and in some cases, they’ve been found to be even more serious than complained of. The bottom line is that the employer pays for the entire process, and to try to have legislation that says, ‘Well, the employer will still pay for it, but we need to have mutual consent by the employer or the employee.’ The employer has created the job, has created the worksite, has provided all of the benefits, the compensation, and I don’t think it is unreasonable to require that if an IME is sought and the employer must pay for it, that in fact, the results are part of the record. There are, of course, other legal options open to people that still don’t agree with this process. But I find it very difficult—in the committee report—to allege that the physicians may be biased towards employers simply because the employers have paid for this process and have done so for many decades. That’s a lack of understanding of physicians and others and also employers, and I don’t think by passing this bill we’re going to get all of the employees to sing ‘Kumbaya’ with their employers. In any event, it will simply increase the cost and affect possible jobs.

“So, I would urge my colleagues, if they’re concerned about true workers’ compensation and help for injured workers, that we look deeper into Hawai‘i’s workers’ compensation law but not into putting further burdens on employers. Thank you.”

Senator Takamine rose to speak in support of the measure as follows:

“I believe the previous speaker did raise a number of good points with respect to this bill, Madam President. You know, as he indicated, the bill has come before the State Legislature previously and, in fact, was passed by both the House and Senate and was vetoed, and the veto was not overridden.

“It is a measure that attempts to address a specific concern within the workers’ compensation system where there might be imbalance in terms of economic or financial capacity and ability to build a case. In the hearings last year and this year, there were many instances cited of ‘how’ because the insurance company, who’s usually in the shoes of the employer, is in a much stronger economic position that they have been able to generate multiple IME’s that are used to support their position. The employee does not have the same sort of bargaining situation with respect to financial capability.

“In light of the many instances that were cited, that provided the basis for moving forward, this bill creates a mechanism to strike a better balance. It provides that where there isn’t agreement between the parties that a preselected panel decide. The Department of Labor and its director, presumably a third party—an impartial third party, would determine what doctor would do the IME and then become part of the case.

“But I think that is only the beginning point of this measure because I think there were some good points raised by the previous speaker that when you look at the total situation we need to take into account not only the economic strengths of the

party and the purpose for this measure, but also look at the history of workers’ compensation and where we are today. In the past four years, workers’ compensation rates in our state have gone down by 60 percent. Let me say that again: have gone down by 60 percent. Beginning in January of ‘06, the rates decreased by 18 percent. In January ‘07, the rates decreased by another 12 percent. In January of ‘08, it decreased again by another 19 percent. And beginning January 1 of this year, there will be a further decrease of 11.6 percent in the workers’ compensation rates that are assessed against the employers.

“There needs to be some fairness, and that’s the bottom line. I think when you look at the financial circumstances of the parties, this measure has the potential to provide greater fairness and light of the rates and history there, I would submit that it is warranted. For these reasons I will be supporting the bill. Thank you, Madam President.”

Senator Slom rose in rebuttal and said:

“I thank the Labor Chairman for that additional information, and I certainly do acknowledge that some of the rates have come down. I would remind my colleagues that those rates are on average. They do not apply to all businesses and particularly hard-hit have been smaller businesses which make up 98 percent of our business community.

“In addition to that, Hawai‘i had the reputation as the highest costing workers’ compensation rates in the nation, and so the fact that the rates have come down is a good sign but we’re still among the top five in the nation.

“I have a difficult time, though, in justifying a comparison between rates and the IME process, and the good Senator brought up the fact that the process in this bill would require the Department of Labor and Industrial Relations to serve as an independent go-between. I would remind my colleagues that the Department of Labor testified in opposition to this bill, said that it was not needed, and that they really did not want to participate in this process. Thank you.”

Senator Sakamoto rose to speak in support of the measure as follows:

“I appreciate the hard work of the Chair and others to continue to improve our workers’ compensation system, and certainly the IME issues have been a big issue for many, many years. And as a small businessperson, we want our injured employees back, we want safe workers, and I’m glad to hear that, obviously, safety and improved process has reduced the rates. In this particular case, my reservations are that it is a balancing system and until... Well, I hope that the parties can work together to get at least a better agreement between the small businesses and those representing the injured workers so we have a better system, not just continue to fight in a different way. Thank you very much.”

The motion was put by the Chair and carried, S.B. No. 62, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Sakamoto). Noes, 2 (Hemmings, Slom). Excused, 1 (English).

S.B. No. 695, S.D. 1:

Senator Takamine moved that S.B. No. 695, S.D. 1 pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure and stated:

“Again, we are very familiar with this bill. It’s been back for many years, and basically what it requires is an employer to

continue paying for an alleged illness or injury after a dispute has arisen. I do credit the Labor chairman; at least this year, he addressed one of the major problems over the years, and that was that the employer would continue paying, and then if it were later found that the claim was not valid, there was no way for the employer to get back any of the funds that had been expended. Well, the bill partially addresses that and says that the employer 'may' recover, from the health care provider or from the insurer. There is not a mechanism to make sure that there will be a recovery. It does not say that the employer 'shall' recover, does not allow any recovery from the employee who has been the recipient of these ill-gotten gains. So, again, I think if we're talking about fairness, this is not a fair bill. It is not fair to businesses, and particularly small businesses, and I urge consideration and a 'no' vote. Thank you, Madam President."

Senator Takamine rose to speak in support of the measure as follows:

"I think fairness is key to any law that we pass, and a couple of points were mentioned. In terms of making the employer whole, should there have been an overpayment of medicals, there are provisions in the bill that would provide for reimbursement. In addition to that, for a person who has had an industrial injury, particularly if it's, medium to more serious, it's not only the medical benefits, but it's additional permanent impairment that might come into play, and at times, temporary partial disability, as well as total disability benefits. Any additional benefits that the employee may be entitled to are possible offsets should there be an issue of overpayment, by the employer. There are some safeguards in the measure to address the employer's concerns.

"During these tough economic times, isn't this when we want to help out the business community and the employers in whatever way possible? There's some merit in that. But these economic times place the greatest burdens on the workers and the working families as well. If the only breadwinner is disabled because of industrial injury, it's essentially the same as if he lost his job. The income that would have been generated for putting food on the table, for shelter, and for taking care of his family, has been impacted. To have a measure that says, not that he can collect forever, not that he can be treated forever, but before it is cut off, provide an opportunity for the Department to review everything and then make a judgment. If he was entitled to continue treatment which would best ensure the maximum recovery, then provide that opportunity. And if there was an error and too much was provided, then there is some recourse. Thank you, Madam President."

The motion was put by the Chair and carried, S.B. No. 695, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (English).

S.B. No. 823, S.D. 1:

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (English, Hemmings).

At this time, the Chair made the following announcement:

"Referrals and re-referrals may be made in accordance with the Supplemental Order of the Day distributed to your offices later this afternoon."

#### RE-REFERRAL OF SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

S.B. No.	Re-referred to:
S.B. No. 1111	Committee on Ways and Means

#### ADJOURNMENT

At 12:19 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, February 24, 2009.

TWENTY-SECOND DAY

**Tuesday, February 24, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the Vice President in the Chair.

The Divine Blessing was invoked by the Honorable Sam Slom, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Hanabusa who was excused.

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

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

Senator Ige recognized and congratulated The Queen's Medical Center on its 150<sup>th</sup> anniversary, and introduced Noreen Mokuau, D.S.W., Chair of The Queen's Board of Trustees, and Arthur Ushijima, President of The Queen's Medical Center.

Senator Chun Oakland recognized and congratulated Kauaikeolani Children's Hospital and Kapi'olani Medical Center for Women and Children on its celebration of a century of care for Hawai'i's children, and introduced Martha Smith, Chief Operating Officer, and Dr. Ginny Pressler, Vice President of Hawai'i Pacific Health.

Senator Baker recognized and congratulated Kaiser Permanente Hawai'i for 50 years of service in health care, and introduced Dr. James Griffith, Associate Medical Director, Chief of Hospital Staff, and Susan Murray, Vice President, Quality Services and Hospital Administrator.

At 11:54 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:01 p.m.

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 443) was read by the Clerk and was placed on file:

Gov. Msg. No. 443, dated February 6, 2009, transmitting the Hawaii Ocean Resources Management Plan 2008 Annual Report, prepared by the Department of Business, Economic Development and Tourism, Office of Planning, Hawaii Coastal Zone Management Program, pursuant to S.C.R. No. 137 (2005).

**DEPARTMENTAL COMMUNICATIONS**

The following communications (Dept. Com. Nos. 62 to 63) were read by the Clerk and were placed on file:

Dept. Com. No. 62, from the State Auditor, dated February 20, 2009, transmitting a report, "Procurement Audit of the Department of Education: Part I," (Report No. 09-03).

Dept. Com. No. 63, from the State Auditor, dated February 20, 2009, transmitting a report, "Procurement Audit of the Department of Education: Part II," (Report No. 09-04).

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 11 to 12) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 11, returning S.C.R. No. 40, which was adopted by the House of Representatives on February 23, 2009, was placed on file.

Hse. Com. No. 12, transmitting H.B. No. 1188, H.D. 1, which passed Third Reading in the House of Representatives on February 23, 2009, was placed on file.

At 12:02 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:03 p.m.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1188, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed First Reading by title and was deferred.

**STANDING COMMITTEE REPORT**

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 441) recommending that S.B. No. 971, as amended in S.D. 1, pass Second Reading and be recommitted 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 S.B. No. 971, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Second Reading and was recommitted to the Committee on Ways and Means.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 442) recommending that S.B. No. 1449, as amended in S.D. 1, pass Second Reading and be recommitted 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 S.B. No. 1449, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was recommitted to the Committee on Ways and Means.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 443) recommending that S.B. No. 1461, as amended in S.D. 1, pass Second Reading and be recommitted 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 S.B. No. 1461, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was recommitted to the Committee on Ways and Means.

**ORDER OF THE DAY**

**REFERRAL OF SENATE CONCURRENT RESOLUTION**

The President made the following committee assignment of a concurrent resolution that was offered on Friday, February 13, 2009:

S.C.R. No.	Referred to:
S.C.R. No. 44	Committee on Water, Land, Agriculture and Hawaiian Affairs

**REFERRAL OF SENATE RESOLUTION**

The President made the following committee assignment of a resolution that was offered on Friday, February 13, 2009:

S.R. No.	Referred to:
S.R. No. 26	Committee on Water, Land, Agriculture and Hawaiian Affairs

At this time, Senator Hemmings rose on a point of personal privilege and stated:

“Colleagues, I would be remiss if I did not stand on this Senate floor and follow up on the procurement audit of the Department of Education which we all received.

“The findings are quite alarming, but what is more distressing is the continued denial on the part of those involved in administering one of our most important functions—educating our young people—that something is wrong, sorely wrong, with the Department of Education. You know, we receive audits and reports on national rankings all the time and denial, denial, denial—‘There’s something wrong with the audit. There’s something wrong with the ranking organizations.’

“This is just an audit of one particular area—procurement. Part 1 of the findings includes, ‘a lack of leadership and controls has permitted a culture of indifference towards procurement. Unconcern for procurement rules has resulted in numerous instances of noncompliance.’ Part 2 of the findings: ‘The lack of emphasis has fueled inappropriate procurement practices in the Office of School Facilities. The outsourcing of program and construction management services has led to waste, abuse and improper consultant relationships.’ I might add, just to paraphrase the audit, for instance, for the whole school classroom renovation program of 2006, \$160 million was appropriated for 96 schools. The Department had four management contracts. They were outsourced at the cost of \$21 million. How much longer are we, as legislators, going to allow our children’s education to be ruined by the squandering of money by the Department of Education? The facts are undeniable, but yet many in this Legislature continue to be in denial.

“We need to have a comprehensive audit of the Department of Education. This is just the tip of the iceberg. Senator Slom and I once again offered a resolution to have the Department of Education audited so that we can come to grips with the facts, so that we can make our children’s future and give them the education they deserve much better, rather than just continue to say, ‘We don’t have a problem; give us more money and we’ll fix it,’ which was actually the testimony I heard once. Thank you, Mr. President.”

Senator Sakamoto rose on point of personal privilege and said:

“We all are not happy with things that go wrong, whether it’s the Department of Education or other parts of government, and as your Chair of Education and Housing Committee, we’ll look into each of the points brought up in these audits and try to determine what might be done and then share what steps we should take as members, as well as a community. Thank you very much.”

#### ADJOURNMENT

At 12:09 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, February 25, 2009.



## TWENTY-THIRD DAY

**Wednesday, February 25, 2009**

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

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

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

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

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

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

The Senate reconvened at 11:51 a.m.

**HOUSE COMMUNICATION**

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

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

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

**SENATE CONCURRENT RESOLUTION**

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

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

Offered by: Senators Green, Kokubun, Takamine.

**SENATE RESOLUTION**

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

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

Offered by: Senators Green, Kokubun, Takamine.

**STANDING COMMITTEE REPORT**

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

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

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

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

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

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

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

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

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

**ORDER OF THE DAY****THIRD READING**

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

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

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

**REFERRAL OF HOUSE BILL**

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

H.B. No. Referred to:

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

**REFERRAL OF  
SENATE CONCURRENT RESOLUTIONS**

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

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

**REFERRAL OF SENATE RESOLUTIONS**

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

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

**RE-REFERRAL OF SENATE BILLS**

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

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

**ADJOURNMENT**

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

## TWENTY-FOURTH DAY

## Thursday, March 5, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Russell Higa, Honolulu Christian Church, after which the Roll was called showing all Senators present with the exception of Senator Hemmings who was excused.

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

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

Senator Chun Oakland congratulated Aloha 'Aina Earth Day on their Fifth Anniversary and introduced Rene Mansho of Schnitzer Steel; Roy Hung of Goodwill Industries; Pleiades Dolor of Hagadone Printing; Mike Owens of Intrade Corp.; Nik Nikolaidis of T&N Services; and Kini Santana of Walmart.

Senators Baker, English, Hooser, Kokubun, Nishihara and Sakamoto congratulated and recognized the following students as finalists in the Hawai'i Alliance of Boys & Girls Club 2009 Youth of the Year State Competition: Benjamin Hoyt, Benjie Baclig, Meghan McGrath, Rachel Getz, Meko Thompson II, and Samantha Bernard.

At 12:05 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 p.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 444 to 448) were read by the Clerk and were placed on file:

Gov. Msg. No. 444, transmitting a Report on the Repair and Maintenance Needs of the State's War Memorials and Veterans' Cemeteries, prepared by the Department of Defense, Office of Veterans Services, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 445, dated February 12, 2009, transmitting the Hawaii State Foundation on Culture and the Arts' Annual Report for Fiscal Year 2007-2008, pursuant to Section 9-3, HRS.

Gov. Msg. No. 446, dated March 2, 2009, transmitting the Director of Finance's Reports pursuant to Act 213, SLH 2007, as amended by Act 158, SLH 2008.

Gov. Msg. No. 447, dated March 2, 2009, transmitting the Governor's Reports pursuant to Act 213, SLH 2007, as amended by Act 158, SLH 2008.

Gov. Msg. No. 448, dated March 2, 2009, transmitting a Report Relating to State Funds, prepared by the Department of Budget and Finance pursuant to Act 272, SLH 2007.

## DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 64 to 66) were read by the Clerk and were placed on file:

Dept. Com. No. 64, from the County of Maui, Office of the County Clerk, dated February 20, 2009, transmitting Resolution No. 09-10, Urging Support of House Bill No. 1778 Relating to the Pi'ilani Trail From Kaupo to Kapalua, which was adopted on February 20, 2009.

Dept. Com. No. 65, from the State Auditor, dated February 27, 2009, transmitting a report, "Study on the

Appropriate Accountability Structure of the Hawaii Teacher Standards Board." (Report No. 09-05).

Dept. Com. No. 66, from the University of Hawaii, dated February 25, 2009, transmitting the Research Corporation of the University of Hawaii's Annual Report for 2008.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 14 to 22) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 14, transmitting H.B. No. 595, which passed Third Reading in the House of Representatives on February 25, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 595, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment.

Hse. Com. No. 15, transmitting H.B. No. 1475, which passed Third Reading in the House of Representatives on February 25, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1475, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 16, transmitting H.B. No. 1639, which passed Third Reading in the House of Representatives on February 25, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1639, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 17, transmitting H.C.R. No. 5, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 5, entitled: "HOUSE CONCURRENT RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII," was referred to the Committee on Human Services.

Hse. Com. No. 18, transmitting H.C.R. No. 32, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 32, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING INTERNATIONAL WHITE RIBBON CAMPAIGNS TO END MEN'S VIOLENCE AGAINST WOMEN AND ENCOURAGING THE ESTABLISHMENT OF A WHITE RIBBON CAMPAIGN ORGANIZATION IN HAWAII," was referred to the Committee on Human Services.

Hse. Com. No. 19, transmitting H.C.R. No. 38, H.D. 1, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 38, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH," was referred to the Committee on Human Services.

Hse. Com. No. 20, transmitting H.C.R. No. 39, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 39, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE MONTH OF MAY AS 'FOSTER CARE AWARENESS MONTH', A TIME TO EDUCATE THE PUBLIC ABOUT THE VARIOUS COMPONENTS OF FOSTER CARE, INCLUDING FOSTER PARENTS, CHILDREN, AND FAMILIES," was referred to the Committee on Human Services.

Hse. Com. No. 21, transmitting H.C.R. No. 44, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH," was referred to the Committee on Human Services.

Hse. Com. No. 22, transmitting H.C.R. No. 46, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO PROTECT FUNDING AND MAINTAIN PROGRAMS, LAWS, REGULATIONS, AND POLICIES THAT ASSIST VICTIMS OF DOMESTIC VIOLENCE," was referred to the Committee on Human Services.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 51 to 54) were read by the Clerk and were referred to committee:

S.C.R. No. 51 "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAI'I SYSTEM TO IDENTIFY ITS MOST IMPORTANT FOUNDATIONAL COURSES TO ENSURE THAT FOUNDATIONAL COURSES ARE NOT ADVERSELY IMPACTED BY THE UNIVERSITY OF HAWAI'I SYSTEM'S CURRENT BUDGET REDUCTIONS DURING A PERIOD OF INCREASED ENROLLMENT," was offered by Senator Sakamoto.

Referred to: Committee on Higher Education

S.C.R. No. 52 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE HOOKAKOO CORPORATION REPORT ON THE PROGRESS AND IMPACTS OF THE MODELS FOR EXPANDED LEARNING TIME BEING PILOTED BY THE HOOKAKOO CORPORATION'S PARTNER CONVERSION CHARTER SCHOOLS," was offered by Senator Sakamoto.

Referred to: Committee on Education and Housing

S.C.R. No. 53 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE REGULATION OF REAL ESTATE APPRAISAL MANAGEMENT COMPANIES," was offered by Senator Baker.

Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.C.R. No. 54 "SENATE CONCURRENT RESOLUTION REQUESTING THE CONTINUATION OF THE FAMILY COURT LEGAL INTERVENTIONS WORKING GROUP ESTABLISHED IN 2007 BY SENATE RESOLUTION NO. 10, S.D. 1 (2007)," was offered by Senators Chun Oakland and Fukunaga.

Referred to: Committee on Judiciary and Government Operations

#### SENATE RESOLUTION

The following resolution (S.R. No. 31) was read by the Clerk and was referred to committee:

S.R. No. 31 "SENATE RESOLUTION REQUESTING THE CONTINUATION OF THE FAMILY COURT LEGAL INTERVENTIONS WORKING GROUP ESTABLISHED IN 2007 BY SENATE RESOLUTION NO. 10, S.D. 1 (2007)," was offered by Senators Chun Oakland and Fukunaga.

Referred to: Committee on Judiciary and Government Operations

#### STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 448) recommending that S.B. No. 288, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 288, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 449) recommending that S.B. No. 1568, S.D. 1, as amended in S.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1568, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 450) recommending that S.B. No. 378, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 378, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 451) recommending that S.B. No. 411, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 411, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAENA POINT STATE PARK," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Hee and Gabbard, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 452) recommending that S.B. No. 50, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 50, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY PRODUCERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 453) recommending that S.B. No. 635, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 454) recommending that the Senate advise and consent to the nomination of ALAN H. GOTTLIEB to the Board of Agriculture, in accordance with Gov. Msg. No. 382.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 454 and Gov. Msg. No. 382 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 455) recommending that the Senate advise and consent to the nominations to the Koke'e State Park Advisory Council of the following:

IVAN I. NITTA, in accordance with Gov. Msg. No. 393; and

IVAN I. NITTA, in accordance with Gov. Msg. No. 394.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 455 and Gov. Msg. Nos. 393 and 394 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 456) recommending that the Senate advise and consent to the nominations to the Hawaiian Homes Commission of the following:

ALBERT P. NAHALE-A III, in accordance with Gov. Msg. No. 390;

ALBERT P. NAHALE-A III, in accordance with Gov. Msg. No. 391; and

HENRY K. TANCAYO SR., in accordance with Gov. Msg. No. 396.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 456 and Gov. Msg. Nos. 390, 391 and 396 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 457) recommending that the Senate advise and consent to the nominations to the Legacy Land Conservation Commission of the following:

CARL J. BERG JR., in accordance with Gov. Msg. No. 377; and

KAREN GS YOUNG, in accordance with Gov. Msg. No. 399.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 457 and Gov. Msg. Nos. 377 and 399 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 458) recommending that the Senate advise and consent to the nomination of JERRY A. NISHEK to the Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 266.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 458 and Gov. Msg. No. 266 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 459) recommending that the Senate advise and consent to the nomination of STEPHANIE S. H. CRIVELLO to the Community-Based Economic Development Advisory Council, in accordance with Gov. Msg. No. 378.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 459 and Gov. Msg. No. 378 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 460) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Maui and Lanai of the following:

JAMES S. BALLAO M.ED., in accordance with Gov. Msg. No. 376;

SCOTT G. FISHER, in accordance with Gov. Msg. No. 381; and

EDWARD H. KAAHUI, in accordance with Gov. Msg. No. 383.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 460 and Gov. Msg. Nos. 376, 381 and 383 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 461) recommending that the Senate advise and consent to the nomination of KAY M. MUKAIGAWA to the Hawai'i Community Development Authority (HCDA), in accordance with Gov. Msg. No. 389.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 461 and Gov. Msg. No. 389 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 462) recommending that the Senate advise and consent to the nomination of KEITH R. YAP to the Island Burial Council, Islands of Kaua'i and Ni'ihau, in accordance with Gov. Msg. No. 397.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 462 and Gov. Msg. No. 397 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 463) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Island of Hawai'i of the following:

LENINGRAD ELARIONOFF, in accordance with Gov. Msg. No. 380;

JAMES G. LEE JR., in accordance with Gov. Msg. No. 385; and

CHARLES KUI HIN YOUNG, in accordance with Gov. Msg. No. 398.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 463 and Gov. Msg. Nos. 380, 385 and 398 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 464) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Island of Oahu of the following:

AARON D. MAHI, in accordance with Gov. Msg. No. 386; and

MARK KAWIKA MCKEAGUE, in accordance with Gov. Msg. No. 387.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 464 and Gov. Msg. Nos. 386 and 387 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 465) recommending that the Senate advise and consent to the nomination of REBECCA R. ALAKAI to the Natural Area Reserve System Commission, in accordance with Gov. Msg. No. 375.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 465 and Gov. Msg. No. 375 was deferred until Friday, March 6, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 466) recommending that S.B. No. 298, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 298, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 467) recommending that S.B. No. 520, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 520, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 468) recommending that S.B. No. 549, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 549, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 469) recommending that S.B. No. 574, as amended in

S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 574, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 470) recommending that S.B. No. 636, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 636, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 471) recommending that S.B. No. 506, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 506, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 472) recommending that S.B. No. 1069, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 473) recommending that S.B. No. 1083, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 474) recommending that S.B. No. 162 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 162, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep.

No. 475) recommending that S.B. No. 259 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 259, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 476) recommending that S.B. No. 654 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 654, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 477) recommending that S.B. No. 848 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 848, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 478) recommending that S.B. No. 856 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 856, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 479) recommending that S.B. No. 906 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 906, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 480) recommending that S.B. No. 1215 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1215, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATED TO RESIDENCE REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 481) recommending that S.B. No. 309 pass Second Reading and be placed on the calendar for Third Reading.

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

No. 309, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 482) recommending that S.B. No. 721 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 721, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT-WIDE IMPROVEMENT PROGRAMS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 483) recommending that S.B. No. 1108 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1108, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 484) recommending that the Senate advise and consent to the nomination of JONATHAN J. CHUN to the State Rehabilitation Council, in accordance with Gov. Msg. No. 297.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 484 and Gov. Msg. No. 297 was deferred until Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 485) recommending that the Senate advise and consent to the nominations to the Early Learning Council of the following:

CHARLES E. LARSON, in accordance with Gov. Msg. No. 298; and

CRYSTAL RAY K. NAONE, in accordance with Gov. Msg. No. 300.

LORA A. PERRY, in accordance with Gov. Msg. No. 301;

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 485 and Gov. Msg. Nos. 298, 300 and 301 was deferred until Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 486) recommending that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs (PABEA) of the following:

GARY SIMON, in accordance with Gov. Msg. No. 302;

MARTIN E. ARTHUR II, in accordance with Gov. Msg. No. 424;

PATRICK J. DUARTE, in accordance with Gov. Msg. No. 425; and

GARY Y. FUJITANI, in accordance with Gov. Msg. No. 426.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 486 and Gov. Msg. Nos. 302, 424, 425 and 426 was deferred until Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 487) recommending that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

MICHAEL R. DIAS, in accordance with Gov. Msg. No. 427; and

MYRNA B. MURDOCH, in accordance with Gov. Msg. No. 428.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 487 and Gov. Msg. Nos. 427 and 428 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 488) recommending that the Senate advise and consent to the nomination of OWEN MIYAMOTO to the Commission on Transportation, in accordance with Gov. Msg. No. 369.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 488 and Gov. Msg. No. 369 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 489) recommending that the Senate advise and consent to the nomination of ANITA MAE K. NAONE to the Hawai'i Sister State Committee, in accordance with Gov. Msg. No. 370.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 489 and Gov. Msg. No. 370 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 490) recommending that the Senate advise and consent to the nominations to the Harbors Modernization Group of the following:

EDWARD W. ENOS JR., in accordance with Gov. Msg. No. 368; and

GARY J. NORTH, in accordance with Gov. Msg. No. 371.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 490 and Gov. Msg. Nos. 368 and 371 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 491) recommending that the Senate advise and consent to the nominations to the State Highway Safety Council of the following:

ANITA DIMAURO, in accordance with Gov. Msg. No. 367;

EVAN K. CHING, in accordance with Gov. Msg. No. 431;

CHARLES M. HIRATA, in accordance with Gov. Msg. No. 432;

GEORGE L. KEKUNA, in accordance with Gov. Msg. No. 433; and

MITCHELL S. NAKAGAWA, in accordance with Gov. Msg. No. 434.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 491 and Gov. Msg. Nos. 367, 431, 432, 433 and 434 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 492) recommending that the Senate advise and consent to the

nominations to the Advisory Committee on Pesticides of the following:

ROBERT D. HAUFF, in accordance with Gov. Msg. No. 254; and

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 492 and Gov. Msg. No. 254 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 493) recommending that the Senate advise and consent to the nomination of PAULA J. HEGELE to the Board of Directors of the Agribusiness Development Corporation, in accordance with Gov. Msg. No. 435.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 493 and Gov. Msg. No. 435 was deferred until Friday, March 6, 2009.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 494) recommending that S.B. No. 688 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 688, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 495) recommending that S.B. No. 942, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 942, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 496) recommending that S.B. No. 105, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 497) recommending that S.B. No. 474, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 474, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT PROCESS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep.



No. 498) recommending that S.B. No. 1184, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1184, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CIVIL RIGHTS COMMISSION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 499) recommending that S.B. No. 1194, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1194, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ORDER," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 500) recommending that S.B. No. 207, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 501) recommending that S.B. No. 466, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 501 and S.B. No. 466, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO POLLUTION," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 502) recommending that S.B. No. 1040, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 502 and S.B. No. 1040, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 503) recommending that S.B. No. 1352, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 503 and S.B. No. 1352, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 504) recommending that S.B. No. 1181, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 504 and S.B. No. 1181, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 505) recommending that S.B. No. 1268, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 505 and S.B. No. 1268, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 506) recommending that S.B. No. 564, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 506 and S.B. No. 564, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 507) recommending that S.B. No. 440, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 507 and S.B. No. 440, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 508) recommending that S.B. No. 295, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 508 and S.B. No. 295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 509) recommending that S.B. No. 606, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 509 and S.B. No. 606, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 510) recommending that S.B. No. 133, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 510 and S.B. No. 133, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 511) recommending that S.B. No. 15, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 511 and S.B. No. 15, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 512) recommending that S.B. No. 603, as amended in S.D. 1, pass Second Reading and placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 513) recommending that S.B. No. 455, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 455, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 514) recommending that S.B. No. 1086, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1086, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PET ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 515) recommending that S.B. No. 93, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 93, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 516) recommending that S.B. No. 65, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 65, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 517) recommending that S.B. No. 53 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 53, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 518) recommending that S.B. No. 880 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 880, entitled: "A BILL FOR AN ACT RELATING TO GAS PIPELINE SYSTEMS," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Tokuda and Sakamoto, for the Committee on Higher Education and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 519) recommending that S.B. No. 501 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 501, entitled: "A BILL FOR AN ACT RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 520) recommending that S.B. No. 108 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 108, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 521) recommending that S.B. No. 205, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 521 and S.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OWNER-BUILDERS," was deferred until Friday, March 6, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 522) recommending that S.B. No. 461, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 522 and S.B. No. 461, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 523) recommending that S.B. No. 112 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 523 and S.B. No. 112, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S JUSTICE PROGRAM," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 524) recommending that S.B. No. 121, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 524 and S.B. No. 121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 525) recommending that S.B. No. 230, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 525 and S.B. No. 230, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 526) recommending that S.B. No. 438 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 526 and S.B. No. 438, entitled: "A BILL FOR AN ACT RELATING TO BOARD OF EDUCATION MEETINGS," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 527) recommending that S.B. No. 535 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 527 and S.B. No. 535, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 528) recommending that S.B. No. 786, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 528 and S.B. No. 786, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PLACES," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 529) recommending that S.B. No. 799 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 529 and S.B. No. 799, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CLARIFY THE SELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 530) recommending that S.B. No. 843, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 530 and S.B. No. 843, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 531) recommending that S.B. No. 851, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 531 and S.B. No. 851, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 532) recommending that S.B. No. 930 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 532 and S.B. No. 930, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 533) recommending that S.B. No. 937 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 533 and S.B. No. 937, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 534) recommending that S.B. No. 1142, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 534 and S.B. No. 1142, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 535) recommending that S.B. No. 1622, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 535 and S.B. No. 1622, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor presented a report (Stand. Com. Rep. No. 536) recommending that S.B. No. 896, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 536 and S.B. No. 896, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 537) recommending that S.B. No. 208 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 537 and S.B. No. 208, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 538) recommending that S.B. No. 614 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 538 and S.B. No. 614, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 539) recommending that S.B. No. 1120 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 539 and S.B. No. 1120, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," was deferred until Friday, March 6, 2009.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 540) recommending that S.B. No. 782, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 540 and S.B. No. 782, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report

(Stand. Com. Rep. No. 541) recommending that S.B. No. 936 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 541 and S.B. No. 936, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HEALTH CERTIFICATES," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 542) recommending that S.B. No. 567 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 542 and S.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 543) recommending that S.B. No. 477 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 477, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT RETENTION OF ATTORNEYS," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 544) recommending that S.B. No. 107 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 107, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE REVOCATION," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 545) recommending that S.B. No. 497, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 545 and S.B. No. 497, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD," was deferred until Friday, March 6, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 546) recommending that the Senate advise and consent to the nomination of PETER H. COOPER to the Environmental Council, in accordance with Gov. Msg. No. 295.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 546 and Gov. Msg. No. 295 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 547) recommending that S.C.R. No. 44 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 547 and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, 'THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF', ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY," was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 548) recommending that S.R. No. 26, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 548 and S.R. No. 26, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, 'THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF', ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY," was deferred until Friday, March 6, 2009.

#### ORDER OF THE DAY

#### ADOPTION OF RESOLUTION

#### MATTER DEFERRED FROM WEDNESDAY, FEBRUARY 25, 2009

Hse. Com. No. 13 (H.C.R. No. 85, H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.C.R. No. 85, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CELEBRATING THE 50TH ANNIVERSARY OF HAWAII'S ADMISSION INTO THE UNION OF THE UNITED STATES AS THE 50TH STATE," was adopted.

#### THIRD READING

S.B. No. 113:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 113, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1055:

On motion by Senator English, seconded by Senator Gabbard and carried, S.B. No. 1055, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 384:

On motion by Senator Sakamoto, seconded by Senator English and carried, S.B. No. 384, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 673:

On motion by Senator English, seconded by Senator Chun Oakland and carried, S.B. No. 673, entitled: "A BILL FOR AN ACT RELATING TO ZONING," passed Third Reading on the following showing of Ayes and Noes:

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

#### RE-REFERRAL OF MESSAGE FROM THE GOVERNOR

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

G.M. No.	Re-referred to:
Gov. Msg. No. 420	Committee on Water, Land, Agriculture and Hawaiian Affairs

**RE-REFERRAL OF  
SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following Senate concurrent resolution that was offered:

S.C.R. No.            Re-referred to:  
S.C.R. No. 18        Committee on Education and Housing

At 12:20 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 p.m.

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

“On February 19, 2009, colleagues, a Hawaii National Guard member, Cwislyn Walter, died in Kuwait. Born in Chuuk, Micronesia, she was 19 years old and a graduate of Farrington High School, where she did excel in athletics. She was on the volleyball team and the softball team, and she was a member of the Island Harmony singing and dance troupe. She was taking classes on-line at the University of Maryland with hopes of attending the university when she returned from her tour in Kuwait.

“Today, I’d like to request that the Senate adjourn on a rising vote and observe a moment of silence in honor and memory of Cwislyn Walter of the Hawaii National Guard. Thank you.”

The Chair so ordered.

Senator Taniguchi, Chair of the Committee on Judiciary and Government Operations, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 846.

Senator Taniguchi noted:

“Madam President, we had heard this bill earlier and we kind of just thought of a possible solution to it recently, so we’d like to have further decision-making on this bill.”

The Chair granted the waiver.

Senator Baker, Chair of the Committee on Commerce and Consumer Protection, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 1675, S.D. 1.

Senator Baker noted:

“S.B. No. 1675, S.D. 1, ‘Relating to Renewable Energy’ was heard in the Committee on Commerce and Consumer Protection on the 3rd of March and we deferred it. However, after receiving additional information, the Chair would like to recommend to the committee that the measure move out in an amended form, preserving the sections of the bill relating to the definition of ‘eligible customer-generator’ as well as the section addressing the concerns of existing net metering customer contracts.”

The Chair granted the waiver.

At this time, the Chair made the following announcement:

“The deadline to file all committee reports for single referral bills that need to pass Second Reading is 6:00 p.m. tonight.”

**ADJOURNMENT**

At 12:33 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, March 6, 2009, on a rising vote, observing a moment of silence in memory of Hawaii Army National Guard Specialist Cwislyn Walter who gave her life for her country while serving in Operation Iraqi Freedom.

## TWENTY-FIFTH DAY

**Friday, March 6, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:46 a.m. with the President in the Chair.

The Divine Blessing was invoked by Chaplain Joshua Hayashi, Punahou School, after which the Roll was called showing all Senators present with the exception of Senator Hemmings who was excused.

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

At this time, Senator Baker commended and recognized Jill Nunokawa for being a dedicated advocate for women in sports.

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

The Senate reconvened at 12:05 p.m.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 23 to 34) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 23, transmitting H.B. No. 31, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 31, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed First Reading by title and was deferred.

Hse. Com. No. 24, transmitting H.B. No. 254, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 254, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading by title and was deferred.

Hse. Com. No. 25, transmitting H.B. No. 349, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 349, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed First Reading by title and was deferred.

Hse. Com. No. 26, transmitting H.B. No. 365, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 365, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed First Reading by title and was deferred.

Hse. Com. No. 27, transmitting H.B. No. 808, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 808, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was deferred.

Hse. Com. No. 28, transmitting H.B. No. 866, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 866, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE LANES," passed First Reading by title and was deferred.

Hse. Com. No. 29, transmitting H.B. No. 876, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 876, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was deferred.

Hse. Com. No. 30, transmitting H.B. No. 1101, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1101, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES," passed First Reading by title and was deferred.

Hse. Com. No. 31, transmitting H.B. No. 1165, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1165, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed First Reading by title and was deferred.

Hse. Com. No. 32, transmitting H.B. No. 1270, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1270, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed First Reading by title and was deferred.

Hse. Com. No. 33, transmitting H.B. No. 1273, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1273, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed First Reading by title and was deferred.

Hse. Com. No. 34, transmitting H.B. No. 1436, H.D. 1, which passed Third Reading in the House of Representatives on March 5, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1436, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was deferred.

**STANDING COMMITTEE REPORTS**

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 549) recommending that S.B. No. 886, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 886, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 550) recommending that S.B. No. 382, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 382, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 551) recommending that S.B. No. 536, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 536, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Fukunaga and Hee, for the Committee on Economic Development and Technology and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 552) recommending that S.B. No. 1143, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1143, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HISTORIC PRESERVATION OFFICER," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the majority of the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 553) recommending that S.B. No. 1199, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 554) recommending that S.B. No. 633, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 633, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 555) recommending that S.B. No. 389, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 389, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 556) recommending that S.B. No. 387, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 387, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 557) recommending that S.B. No. 646, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 646, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTABILITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 558) recommending that S.B. No. 1197, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1197, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 559) recommending that S.B. No. 1327, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1327, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 560) recommending that S.B. No. 771, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 771, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPRAISALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 561) recommending that S.B. No. 891, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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

No. 891, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 562) recommending that S.B. No. 1129, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1129, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the majority of the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 563) recommending that S.B. No. 1113, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 1113, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOGRAPHIC LIMITATIONS ON TIME SHARES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 564) recommending that S.B. No. 605, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 605, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 565) recommending that S.B. No. 260, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 260, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 566) recommending that S.B. No. 1192, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1192, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 567) recommending that S.B. No. 1349, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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

No. 1349, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 568) recommending that S.B. No. 213, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 213, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 569) recommending that S.B. No. 539, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 539, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 570) recommending that S.B. No. 114, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 114, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 571) recommending that S.B. No. 595, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 595, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 572) recommending that S.B. No. 887, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 887, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 573) recommending that S.B. No. 166, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.



On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 166, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 574) recommending that S.B. No. 588, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 588, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONGOVERNMENT HEALTH PLAN PAYMENTS TO CRITICAL ACCESS HOSPITALS AND FEDERALLY QUALIFIED HEALTH CENTERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 575) recommending that S.B. No. 940, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 940, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Gabbard, for the Committee on Health and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 576) recommending that S.B. No. 1008, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1008, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 577) recommending that S.B. No. 705, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 705, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 578) recommending that S.B. No. 1661, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1661, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 579) recommending that S.B. No. 892, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 892, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 580) recommending that S.B. No. 1223, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1223, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII MADE PRODUCTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 581) recommending that S.B. No. 1672, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1672, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC STRUCTURES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Fukunaga and Hee, for the Committee on Economic Development and Technology and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 582) recommending that S.B. No. 1195, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1195, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 583) recommending that S.B. No. 1077, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1077, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 584) recommending that S.B. No. 430, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 430, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second

Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 585) recommending that S.B. No. 794, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and S.B. No. 794, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 586) recommending that S.B. No. 591, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 591, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Ige and Espero, for the Committee on Health and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 587) recommending that S.B. No. 1073, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 588) recommending that S.B. No. 19, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 19, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 589) recommending that S.B. No. 532, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 532, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 590) recommending that S.B. No. 1222, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1222, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HUMANE TREATMENT OF PET ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 591) recommending that S.B. No. 763, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 763, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 592) recommending that S.B. No. 968, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 968, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCAPE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 593) recommending that S.B. No. 350, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 350, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 594) recommending that S.B. No. 76, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 595) recommending that S.B. No. 199, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 596) recommending that S.B. No. 292, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 292, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDS," passed Second Reading and was

placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 597) recommending that S.B. No. 404, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 404, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 598) recommending that S.B. No. 1111, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1111, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 599) recommending that S.B. No. 881, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 881, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATION TRUSTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 600) recommending that S.B. No. 1626, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1626, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Taniguchi, Takamine and Kim, for the Committee on Judiciary and Government Operations and the Committee on Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 601) recommending that S.B. No. 21, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 21, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 602) recommending that S.B. No. 846, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 846, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO POST CONVICTION PROCEEDINGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 603) recommending that S.B. No. 571 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 571, entitled: "A BILL FOR AN ACT RELATING TO A VETERANS' MEMORIAL," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 604) recommending that S.B. No. 659 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 659, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

#### ORDER OF THE DAY

##### ADVISE AND CONSENT

Stand. Com. Rep. No. 454 (Gov. Msg. No. 382):

Senator Hee moved that Stand. Com. Rep. No. 454 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of ALAN H. GOTTLIEB to the Board of Agriculture, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 455 (Gov. Msg. Nos. 393 and 394):

Senator Hee moved that Stand. Com. Rep. No. 455 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Koke'e State Park Advisory Council of the following:

IVAN I. NITTA, term to expire June 30, 2009 (Gov. Msg. No. 393); and

IVAN I. NITTA, term to expire June 30, 2012 (Gov. Msg. No. 394),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 456 (Gov. Msg. Nos. 390, 391, and 396):

Senator Hee moved that Stand. Com. Rep. No. 456 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Hawaiian Homes Commission of the following:

ALBERT P. NAHALE-A III, term to expire June 30, 2009 (Gov. Msg. No. 390);

ALBERT P. NAHALE-A III, term to expire June 30, 2013 (Gov. Msg. No. 391); and

HENRY K. TANCAYO SR., term to expire June 30, 2012 (Gov. Msg. No. 396),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 457 (Gov. Msg. Nos. 377 and 399):

Senator Hee moved that Stand. Com. Rep. No. 457 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Legacy Land Conservation Commission of the following:

CARL J. BERG JR., term to expire June 30, 2013 (Gov. Msg. No. 377); and

KAREN GS YOUNG, term to expire June 30, 2013 (Gov. Msg. No. 399),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 458 (Gov. Msg. No. 266):

Senator Hee moved that Stand. Com. Rep. No. 458 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations of JERRY A. NISHEK to the Advisory Committee on Pesticides, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 459 (Gov. Msg. No. 378):

Senator Hee moved that Stand. Com. Rep. No. 459 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of STEPHANIE S. H. CRIVELLO to the Community-Based Economic Development Advisory Council, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 460 (Gov. Msg. Nos. 376, 381, and 383):

Senator Hee moved that Stand. Com. Rep. No. 460 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Maui and Lanai of the following:

JAMES S. BALLAO M.ED., term to expire June 30, 2013 (Gov. Msg. No. 376);

SCOTT G. FISHER, term to expire June 30, 2013 (Gov. Msg. No. 381); and

EDWARD H. KAAHUI, term to expire June 30, 2013 (Gov. Msg. No. 383),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 461 (Gov. Msg. No. 389):

Senator Hee moved that Stand. Com. Rep. No. 461 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of KAY M. MUKAIGAWA to the Hawai'i Community Development Authority (HCDA), term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 462 (Gov. Msg. No. 397):

Senator Hee moved that Stand. Com. Rep. No. 462 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of KEITH R. YAP to the Island Burial Council, Islands of Kaua'i and Ni'ihau, term to expire June 30, 2012, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 463 (Gov. Msg. Nos. 380, 385, and 398):

Senator Hee moved that Stand. Com. Rep. No. 463 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Island Burial Council, Island of Hawai'i of the following:

LENINGRAD ELARIONOFF, term to expire June 30, 2013 (Gov. Msg. No. 380);

JAMES G. LEE JR., term to expire June 30, 2013 (Gov. Msg. No. 385); and

CHARLES KUI HIN YOUNG, term to expire June 30, 2013 (Gov. Msg. No. 398),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 464 (Gov. Msg. Nos. 386 and 387):

Senator Hee moved that Stand. Com. Rep. No. 464 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Island Burial Council, Island of Oahu of the following:

AARON D. MAHI, term to expire June 30, 2013 (Gov. Msg. No. 386); and

MARK KAWIKA MCKEAGUE, term to expire June 30, 2013 (Gov. Msg. No. 387),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 465 (Gov. Msg. No. 375):

Senator Hee moved that Stand. Com. Rep. No. 465 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of REBECCA R. ALAKAI to the Natural Area Reserve System Commission, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 484 (Gov. Msg. No. 297):

Senator Chun Oakland moved that Stand. Com. Rep. No. 484 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of JONATHAN J. CHUN to the State Rehabilitation Council, term to expire June 30, 2012, seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 485 (Gov. Msg. Nos. 298, 300, and 301):

Senator Chun Oakland moved that Stand. Com. Rep. No. 485 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Early Learning Council of the following:

CHARLES E. LARSON, term to expire June 30, 2010 (Gov. Msg. No. 298);

CRYSTAL RAY K. NAONE, term to expire June 30, 2010 (Gov. Msg. No. 300); and

LORA A. PERRY, term to expire June 30, 2011 (Gov. Msg. No. 301),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 486 (Gov. Msg. Nos. 302, 424, 425, and 426):

Senator Chun Oakland moved that Stand. Com. Rep. No. 486 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs (PABEA) of the following:

GARY SIMON, term to expire June 30, 2013 (Gov. Msg. No. 302);

MARTIN E. ARTHUR II, term to expire June 30, 2013 (Gov. Msg. No. 424);

PATRICK J. DUARTE, term to expire June 30, 2013 (Gov. Msg. No. 425); and

GARY Y. FUJITANI, term to expire June 30, 2013 (Gov. Msg. No. 426),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 487 (Gov. Msg. Nos. 427 and 428):

Senator Chun Oakland moved that Stand. Com. Rep. No. 487 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

MICHAEL R. DIAS, term to expire June 30, 2011 (Gov. Msg. No. 427); and

MYRNA B. MURDOCH, term to expire June 30, 2011 (Gov. Msg. No. 428),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 488 (Gov. Msg. No. 369):

Senator English moved that Stand. Com. Rep. No. 488 be received and placed on file, seconded by Senator Gabbard and carried.

Senator English then moved that the Senate advise and consent to the nomination of OWEN MIYAMOTO to the Commission on Transportation, term to expire June 30, 2013, seconded by Senator Gabbard.

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

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

Stand. Com. Rep. No. 489 (Gov. Msg. No. 370):

Senator English moved that Stand. Com. Rep. No. 489 be received and placed on file, seconded by Senator Gabbard and carried.

Senator English then moved that the Senate advise and consent to the nomination of ANITA MAE K. NAONE to the Hawai'i Sister State Committee, term to expire June 30, 2013, seconded by Senator Gabbard.

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

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

Stand. Com. Rep. No. 490 (Gov. Msg. Nos. 368 and 371):

Senator English moved that Stand. Com. Rep. No. 490 be received and placed on file, seconded by Senator Gabbard and carried.

Senator English then moved that the Senate advise and consent to the nominations to the Harbors Modernization Group of the following:

EDWARD W. ENOS JR., term to expire June 30, 2010 (Gov. Msg. No. 368); and

GARY J. NORTH, term to expire June 30, 2012 (Gov. Msg. No. 371),

seconded by Senator Gabbard.

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

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

Stand. Com. Rep. No. 491 (Gov. Msg. Nos. 367, 431, 432, 433, and 434):

Senator English moved that Stand. Com. Rep. No. 491 be received and placed on file, seconded by Senator Gabbard and carried.

Senator English then moved that the Senate advise and consent to the nominations to the State Highway Safety Council of the following:

ANITA DIMAURO, term to expire June 30, 2013 (Gov. Msg. No. 367);

EVAN K. CHING, term to expire June 30, 2013 (Gov. Msg. No. 431);

CHARLES M. HIRATA, term to expire June 30, 2013 (Gov. Msg. No. 432);

GEORGE L. KEKUNA, term to expire June 30, 2013 (Gov. Msg. No. 433); and

MITCHELL S. NAKAGAWA, term to expire June 30, 2013 (Gov. Msg. No. 434),

seconded by Senator Gabbard.

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

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

Stand. Com. Rep. No. 492 (Gov. Msg. No. 254):

Senator Hee moved that Stand. Com. Rep. No. 492 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of ROBERT D. HAUFF to the Advisory Committee on Pesticides, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 493 (Gov. Msg. No. 435):

Senator Hee moved that Stand. Com. Rep. No. 493 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of PAULA J. HEGELE to the Board of Directors of the Agribusiness Development Corporation, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 546 (Gov. Msg. No. 295):

Senator Gabbard moved that Stand. Com. Rep. No. 546 be received and placed on file, seconded by Senator English and carried.

Senator Gabbard then moved that the Senate advise and consent to the nomination of PETER H. COOPER to the Environmental Council, term to expire June 30, 2010, seconded by Senator English.

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

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

#### ADOPTION OF RESOLUTIONS

##### MATTER DEFERRED FROM THURSDAY, MARCH 5, 2009

Stand. Com. Rep. No. 547 (S.C.R. No. 44):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, 'THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF'", ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY," was adopted.

Stand. Com. Rep. No. 548 (S.R. No. 26, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 26, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, 'THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF'", ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY," was adopted.

#### THIRD READING

S.B. No. 162:

On motion by Senator Sakamoto, seconded by Senator Kidani and carried, S.B. No. 162, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 259:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 259, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 654:

Senator Taniguchi moved that S.B. No. 654 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose to speak in opposition to the measure and stated:

“I have several concerns with it, not the least of which is the validation of registration, names and materials. We give people deadlines for everything that we do publicly. The deadline for registration of voting has not been an unfair one. I doubt that having same-day voting is going to increase voter interest or voter participation, but it will increase the cost, and there’s no finances to go with this bill. So, I think from that standpoint, it’s problematic. Thank you.”

The motion was put by the Chair and carried, S.B. No. 654, entitled: “A BILL FOR AN ACT RELATING TO VOTING,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hemmings).

S.B. No. 848:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 848, entitled: “A BILL FOR AN ACT RELATING TO METAL,” passed Third Reading on the following showing of Ayes and Noes:

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

At 12:09 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:09 p.m.

S.B. No. 856:

On motion by Senator Takamine, seconded by Senator Bunda and carried, S.B. No. 856, entitled: “A BILL FOR AN ACT RELATING TO IDENTIFICATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Hemmings, Taniguchi).

S.B. No. 906:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 906, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1215:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 1215, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATED TO RESIDENCE REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 309:

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, S.B. No. 309, entitled: “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 721:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 721, entitled: “A BILL FOR AN ACT RELATING TO DISTRICT-WIDE IMPROVEMENT PROGRAMS,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1108:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 1108, entitled: “A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 688:

Senator Takamine moved that S.B. No. 688 pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure and stated:

“We’ve had this measure before us, and in fact there is another bill that we’ll be voting on soon. This bill severely restricts any business that sells or assigns its business in that it must retain all of its employees. Currently the way the bill is drafted, it only applies to those businesses with 50 or more employees, but as we’ve seen in legislative history a bill such as this, when it is passed, is usually amended or modified shortly thereafter to apply to all businesses. This would make it extremely difficult for a business to put itself up for sale or to get additional information and investment if, in fact, management’s hands were tied and were forced to retain all employees. Thank you.”

Senators Sakamoto, Nishihara and Ige requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 688, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 3 (Ige, Nishihara, Sakamoto). Noes, 1 (Slom). Excused, 1 (Hemmings).

S.B. No. 53:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 53, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 880:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 880, entitled: “A BILL FOR AN ACT RELATING TO GAS PIPELINE SYSTEMS,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 501:

On motion by Senator Tokuda, seconded by Senator Sakamoto and carried, S.B. No. 501, entitled: “A BILL FOR AN ACT RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE,” passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 108:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 108, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 521 (S.B. No. 205, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 521 was adopted and S.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OWNER-BUILDERS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 522 (S.B. No. 461, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 522 was adopted and S.B. No. 461, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 523 (S.B. No. 112):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 523 was adopted and S.B. No. 112, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S JUSTICE PROGRAM," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 524 (S.B. No. 121, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 524 was adopted and S.B. No. 121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 525 (S.B. No. 230, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 525 be adopted and S.B. No. 230, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose to speak in support of the measure and stated:

"This measure is long overdue. We've had legislation proposed for a number of years to give the family of victims notification, particularly when someone is under the care of the state, who has committed a crime but is not brought to trial because of mental condition. We've seen in the past that records have been lost, communication has been faulty, and the people that have had a clear track and trend of violence have been let loose and they've created other crime. So, this is a much needed measure. Thank you."

The motion was put by the Chair and carried, S.B. No. 230, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 526 (S.B. No. 438):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 526 was adopted and S.B. No. 438, entitled: "A BILL FOR AN ACT RELATING TO BOARD OF EDUCATION MEETINGS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 527 (S.B. No. 535):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 527 was adopted and S.B. No. 535, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 528 (S.B. No. 786, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 528 was adopted and S.B. No. 786, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PLACES," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 529 (S.B. No. 799):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 529 was adopted and S.B. No. 799, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CLARIFY THE SELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 530 (S.B. No. 843, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 530 was adopted and S.B. No. 843, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 531 (S.B. No. 851, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 531 was adopted and S.B. No. 851, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 532 (S.B. No. 930):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 532 was adopted and S.B. No. 930, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 533 (S.B. No. 937):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 533 was adopted



and S.B. No. 937, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 534 (S.B. No. 1142, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 534 was adopted and S.B. No. 1142, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 535 (S.B. No. 1622, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 535 be adopted and S.B. No. 1622, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose to speak in opposition to the measure and stated:

"This bill also is a bill that has mandatory retention of employees, thus tying the hands of the business and making it difficult for investment or for sale. Thank you."

Senator Takamine rose to speak in support of the measure and stated:

"Basically, this measure is an attempt to strike a balance between when an employer comes into the state, and especially when it's a larger employer because this would apply to employers of 50 employees or more. Rather than a termination and the disruption in lives and additional unemployment, this provides for a transition period of 90 days, when an employer would be required to retain the employees at that establishment.

"Under this measure, there are exceptions to the employee retention requirement which would provide flexibility to the employer. If the workforce requirements of the new employer are not the same and require fewer employees, then that employer will have flexibility to reduce the number of employees. In addition, Madam President, on page 3 of the bill, there are provisions that allow two exceptions to this requirement: (1) during the 90 day period, if there are employees who are not qualified or who are not good employees, where a written performance evaluation of that employee can be done, and if that employee's performance is not satisfactory, and (2) where the employee's performance is not satisfactory, where a warning is given, and that allows the employee to make improvements, under those circumstances, the employer does have flexibility. As indicated earlier, this measure would only apply to employers with 50 or more employees. Therefore in the State of Hawai'i, where we have over 35,000 employers, this bill would apply to about 5 percent of that number, and being the larger employers, probably those with the greater capacity. Thank you, Madam President."

Senators Sakamoto, Nishihara, and Ige requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 535 was adopted and S.B. No. 1622, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 3 (Ige, Nishihara, Sakamoto). Noes, 1 (Slom). Excused, 1 (Hemmings).

Stand. Com. Rep. No. 536 (S.B. No. 896, S.D. 1):

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 536 was adopted

and S.B. No. 896, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 537 (S.B. No. 208):

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 537 was adopted and S.B. No. 208, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 538 (S.B. No. 614):

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 538 was adopted and S.B. No. 614, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 539 (S.B. No. 1120):

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 539 was adopted and S.B. No. 1120, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 540 (S.B. No. 782, S.D. 1):

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 540 was adopted and S.B. No. 782, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hemmings).

Stand. Com. Rep. No. 541 (S.B. No. 936):

On motion by Senator English, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 541 was adopted and S.B. No. 936, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HEALTH CERTIFICATES," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 542 (S.B. No. 567):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 542 was adopted and S.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 477:

Senator Taniguchi moved that S.B. No. 477 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose to speak in opposition to the measure and stated:

"The current law allows the Senate President and the Speaker of the House to jointly decide if we need additional attorneys. This, of course, would give you individual privileges. This place is crawling with attorneys. I think we have too many

attorneys right now, and the cost for the attorneys is too great, and therefore I oppose the bill. Thank you.”

The motion was put by the Chair and carried, S.B. No. 477, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT RETENTION OF ATTORNEYS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hemmings).

S.B. No. 107:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 107, entitled: “A BILL FOR AN ACT RELATING TO ADMINISTRATIVE REVOCATION,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 545 (S.B. No. 497, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 545 was adopted and S.B. No. 497, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hemmings).

**RE-REFERRAL OF MESSAGE FROM THE GOVERNOR**

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

G.M. No.	Re-referred to:
G.M. No. 278	Committee on Transportation, International and Intergovernmental Affairs

**STANDING COMMITTEE REPORTS**

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the Clerk was authorized to receive standing committee reports recommending that Senate bills be placed on the calendar for Third Reading. In consequence thereof and subsequent to its recessing at 12:24 p.m., the Senate took the following actions on the following Senate bills and standing committee reports:

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 605) recommending that S.B. No. 1152 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 605 and S.B. No. 1152, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS,” was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 606) recommending that S.B. No. 1147, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 606 and S.B. No. 1147, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE DISASTER RELIEF,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 607) recommending that S.B. No. 32, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 607 and S.B. No. 32, S.D. 1, entitled: “A BILL FOR AN ACT

RELATING TO FUEL,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 608) recommending that S.B. No. 39 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 608 and S.B. No. 39, entitled: “A BILL FOR AN ACT RELATING TO REPORTS ON THE HAWAII CANCER RESEARCH SPECIAL FUND,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 609) recommending that S.B. No. 111 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 609 and S.B. No. 111, entitled: “A BILL FOR AN ACT RELATING TO THE PENAL CODE,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 610) recommending that S.B. No. 161 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 610 and S.B. No. 161, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 611) recommending that S.B. No. 163 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 611 and S.B. No. 163, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 612) recommending that S.B. No. 164 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 612 and S.B. No. 164, entitled: “A BILL FOR AN ACT RELATING TO THE FEDERAL GRANTS SEARCH, DEVELOPMENT, AND APPLICATION REVOLVING FUND,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 613) recommending that S.B. No. 546, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 613 and S.B. No. 546, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONS,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 614) recommending that S.B. No. 947, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 614 and S.B. No. 947, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO UNEMPLOYMENT CONTRIBUTION RATES,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 615) recommending that S.B. No. 1299, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 615 and S.B. No. 1299, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ADVANCED FLIGHT SIMULATOR TRAINING,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 616) recommending that S.B. No. 1308, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 616 and S.B. No. 1308, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 617) recommending that S.B. No. 555, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 617 and S.B. No. 555, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 618) recommending that S.B. No. 241, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 618 and S.B. No. 241, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 619) recommending that S.B. No. 552, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 619 and S.B. No. 552, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT VEHICLES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 620) recommending that S.B. No. 604, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 620 and S.B. No. 604, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY CONTRACEPTIVES FOR SEXUAL ASSAULT SURVIVORS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 621) recommending that S.B. No. 1183, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 621 and S.B. No. 1183, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 622) recommending that S.B. No. 449, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 622 and S.B. No. 449, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PATIENT PRESCRIPTION INFORMATION," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 623) recommending that S.B. No. 1621, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 623 and S.B. No. 1621, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 624) recommending that S.B. No. 969, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 624 and S.B. No. 969, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RESTRICTED ACCESS TO CORRECTIONAL FACILITIES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 625) recommending that S.B. No. 478, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 625 and S.B. No. 478, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 626) recommending that S.B. No. 898, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 626 and S.B. No. 898, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 627) recommending that S.B. No. 1148, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 627 and S.B. No. 1148, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPREHENSIVE OFFENDER REENTRY SYSTEM," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 628) recommending that S.B. No. 1054, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 628 and S.B. No. 1054, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 629) recommending that S.B. No. 1056, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 629 and S.B. No. 1056, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 630) recommending that S.B. No. 212, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 630 and S.B. No. 212, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 631) recommending that S.B. No. 932, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 631 and S.B. No. 932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE TESTING," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 632) recommending that S.B. No. 1259, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 632 and S.B. No. 1259, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 633) recommending that S.B. No. 967, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 633 and S.B. No. 967, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 634) recommending that S.B. No. 1058, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 634 and S.B. No. 1058, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 635) recommending that S.B. No. 1059, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 635 and S.B. No. 1059, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," was deferred until Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 636) recommending that S.B. No. 645, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 636 and S.B. No. 645, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 637) recommending that S.B. No. 560, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 637 and S.B. No. 560, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 638) recommending that S.B. No. 1343, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 638 and S.B. No. 1343, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEES AND OTHER ASSESSMENTS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 639) recommending that S.B. No. 754, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 639 and S.B. No. 754, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 640) recommending that S.B. No. 301, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 640 and S.B. No. 301, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS ACT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 641) recommending that S.B. No. 1165, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 641 and S.B. No. 1165, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 642) recommending that S.B. No. 38, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 642 and S.B. No. 38, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 643) recommending that S.B. No. 266, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 643 and S.B. No. 266, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GLOBAL WARMING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 644) recommending that S.B. No. 746, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 644 and S.B. No. 746, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 645) recommending that S.B. No. 821, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 645 and S.B. No. 821, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELDER CARE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 646)

recommending that S.B. No. 1140, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 646 and S.B. No. 1140, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 647) recommending that S.B. No. 1300, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 647 and S.B. No. 1300, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 648) recommending that S.B. No. 1332, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 648 and S.B. No. 1332, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 649) recommending that S.B. No. 1206, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 649 and S.B. No. 1206, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 650) recommending that S.B. No. 1313, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 650 and S.B. No. 1313, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 651) recommending that S.B. No. 830, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 651 and S.B. No. 830, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT SHARED SERVICES TECHNOLOGY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 652) recommending that S.B. No. 1277, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 652 and S.B. No. 1277, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 653) recommending that S.B. No. 568, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 653 and S.B. No. 568, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 654) recommending that S.B. No. 995, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 654 and S.B. No. 995, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 655) recommending that S.B. No. 1096, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 655 and S.B. No. 1096, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE AND DEVELOPMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 656) recommending that S.B. No. 579, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 656 and S.B. No. 579, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 657) recommending that S.B. No. 747, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 657 and S.B. No. 747, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 658) recommending that S.B. No. 423, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 658 and S.B. No. 423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 659) recommending that S.B. No. 415, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 659 and S.B. No. 415, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 660) recommending that S.B. No. 1160, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 660 and S.B. No. 1160, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 661) recommending that S.B. No. 1060, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 661 and S.B. No. 1060, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO FIREWORKS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 662) recommending that S.B. No. 186, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 662 and S.B. No. 186, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 663) recommending that S.B. No. 774, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 663 and S.B. No. 774, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 664) recommending that S.B. No. 1674, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 664 and S.B. No. 1674, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 665) recommending that S.B. No. 862, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 665 and S.B. No. 862, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 666) recommending that S.B. No. 638, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 666 and S.B. No. 638, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 667) recommending that S.B. No. 1678, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 667 and S.B. No. 1678, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 668) recommending that S.B. No. 294, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 668 and S.B. No. 294, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE DEPARTMENTS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 669) recommending that S.B. No. 287, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 669 and S.B. No. 287, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 670) recommending that S.B. No. 271, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 670 and S.B. No. 271, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM EMERGENCY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 671) recommending that S.B. No. 44, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 671 and S.B. No. 44, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 672) recommending that S.B. No. 201, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 672 and S.B. No. 201, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 673) recommending that S.B. No. 63, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 673 and S.B. No. 63, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 674) recommending that S.B. No. 86, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 674 and S.B. No. 86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MAKUA," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 675) recommending that S.B. No. 91, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 675 and S.B. No. 91, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 676) recommending that S.B. No. 436, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 676 and S.B. No. 436, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO LIFE SCIENCES,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 677) recommending that S.B. No. 642, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 677 and S.B. No. 642, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 678) recommending that S.B. No. 876, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 678 and S.B. No. 876, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 679) recommending that S.B. No. 914, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 679 and S.B. No. 914, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 680) recommending that S.B. No. 1248, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 680 and S.B. No. 1248, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 681) recommending that S.B. No. 1278, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 681 and S.B. No. 1278, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 682) recommending that S.B. No. 1329, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 682 and S.B. No. 1329, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EARLY LEARNING,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 683) recommending that S.B. No. 1669, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 683 and S.B. No. 1669, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 684) recommending that S.B. No. 863, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 684 and S.B. No. 863, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 685) recommending that S.B. No. 553, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 685 and S.B. No. 553, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT LIGHTING,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 686) recommending that S.B. No. 559, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 686 and S.B. No. 559, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RECYCLING,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 687) recommending that S.B. No. 773, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 687 and S.B. No. 773, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 688) recommending that S.B. No. 905, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 688 and S.B. No. 905, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF COMMUNITY SERVICES,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 689) recommending that S.B. No. 1679, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 689 and S.B. No. 1679, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 690) recommending that S.B. No. 1666, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 690 and S.B. No. 1666, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 691) recommending that S.B. No. 1345, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 691 and S.B. No. 1345, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 692) recommending that S.B. No. 1665, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 692 and S.B. No. 1665, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 693) recommending that S.B. No. 1118, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 693 and S.B. No. 1118, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 694) recommending that S.B. No. 1126, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 694 and S.B. No. 1126, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 695) recommending that S.B. No. 1633, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 695 and S.B. No. 1633, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST EPOD, INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 696) recommending that S.B. No. 1094, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 696 and S.B. No. 1094, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 697) recommending that S.B. No. 972, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 697 and S.B. No. 972, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 698) recommending that S.B. No. 698, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 698 and S.B. No. 698, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 699) recommending

that S.B. No. 690, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 699 and S.B. No. 690, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL MOVEMENTS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 700) recommending that S.B. No. 512, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 700 and S.B. No. 512, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 701) recommending that S.B. No. 393, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 701 and S.B. No. 393, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 702) recommending that S.B. No. 391, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 702 and S.B. No. 391, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 703) recommending that S.B. No. 37, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 703 and S.B. No. 37, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTRA-COUNTY FERRY SERVICE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 704) recommending that S.B. No. 537, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 704 and S.B. No. 537, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 705) recommending that S.B. No. 392, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 705 and S.B. No. 392, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING, LLC PROJECTS ON OAHU," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 706) recommending that S.B. No. 360, as amended in S.D. 1, pass Third Reading.



By unanimous consent, action on Stand. Com. Rep. No. 706 and S.B. No. 360, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 707) recommending that S.B. No. 521, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 707 and S.B. No. 521, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 708) recommending that S.B. No. 623, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 708 and S.B. No. 623, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 709) recommending that S.B. No. 1315, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 709 and S.B. No. 1315, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 710) recommending that S.B. No. 1614, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 710 and S.B. No. 1614, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 711) recommending that S.B. No. 1334, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 711 and S.B. No. 1334, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 712) recommending that S.B. No. 1276, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 712 and S.B. No. 1276, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 713) recommending that S.B. No. 1258, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 713 and S.B. No. 1258, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 714) recommending that S.B. No. 1680, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 714 and S.B. No. 1680, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 715) recommending that S.B. No. 540, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 715 and S.B. No. 540, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 716) recommending that S.B. No. 1107, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 716 and S.B. No. 1107, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 717) recommending that S.B. No. 1226, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 717 and S.B. No. 1226, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE TOURISM SPECIAL FUND," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 718) recommending that S.B. No. 877, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 718 and S.B. No. 877, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 719) recommending that S.B. No. 1310, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 719 and S.B. No. 1310, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 720) recommending that S.B. No. 1611, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 720 and S.B. No. 1611, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 721) recommending that S.B. No. 1218, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 721 and S.B. No. 1218, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 722) recommending that S.B. No. 160, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 722 and S.B. No. 160, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL MEALS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 723) recommending that S.B. No. 1137, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 723 and S.B. No. 1137, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the majority of the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 724) recommending that S.B. No. 1344 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 724 and S.B. No. 1344, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred until Tuesday, March 10, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 725) recommending that S.B. No. 243 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 725 and S.B. No. 243, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 726) recommending that S.B. No. 56, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 726 and S.B. No. 56, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF THE SMOKING PROHIBITION," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 727) recommending that S.B. No. 101, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 727 and S.B. No. 101, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS BY COUNTIES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 728) recommending that S.B. No. 358, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 728 and S.B. No. 358, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep.

No. 729) recommending that S.B. No. 931, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 729 and S.B. No. 931, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EPIDEMIOLOGIC INVESTIGATIONS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 730) recommending that S.B. No. 1128 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 730 and S.B. No. 1128, entitled: "A BILL FOR AN ACT RELATING TO METAL," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 731) recommending that S.B. No. 1311, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 731 and S.B. No. 1311, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 732) recommending that S.B. No. 970, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 732 and S.B. No. 970, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 733) recommending that S.B. No. 1224, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 733 and S.B. No. 1224, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 734) recommending that S.B. No. 1346, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 734 and S.B. No. 1346, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Hee, for the majority of the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 735) recommending that S.B. No. 701, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 735 and S.B. No. 701, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LANDFILLS," was deferred until Tuesday, March 10, 2009.

Senator Hee, for the majority of the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 736) recommending that S.B. No. 709, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 736 and S.B. No. 709, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, March 10, 2009.

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

No. 737) recommending that S.B. No. 1178, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 737 and S.B. No. 1178, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 738) recommending that S.B. No. 585, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 738 and S.B. No. 585, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 739) recommending that S.B. No. 1671, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 739 and S.B. No. 1671, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSSIL FUELS," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 740) recommending that S.B. No. 933, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 740 and S.B. No. 933, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY LICENSURE OF DENTISTS," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the majority of the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 741) recommending that S.B. No. 428, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 741 and S.B. No. 428, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 742) recommending that S.B. No. 1645, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 742 and S.B. No. 1645, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BUILDING CODE," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 743) recommending that S.B. No. 300, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 743 and S.B. No. 300, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 744) recommending that S.B. No. 1338, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 744 and S.B. No. 1338, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO HOUSEHOLD ENERGY DEMAND," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 745) recommending that S.B. No. 868, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 745 and S.B. No. 868, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 746) recommending that S.B. No. 1675, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 746 and S.B. No. 1675, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 747) recommending that S.B. No. 1610, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 747 and S.B. No. 1610, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ORDERS," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 748) recommending that S.B. No. 420, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 748 and S.B. No. 420, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 749) recommending that S.B. No. 1265, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 749 and S.B. No. 1265, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 750) recommending that S.B. No. 1065, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 750 and S.B. No. 1065, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 751) recommending that S.B. No. 917, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 751 and S.B. No. 917, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THIRD PARTY LIABILITY FOR MEDICAID," was deferred until Tuesday, March 10, 2009.

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

No. 752) recommending that S.B. No. 1045, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 752 and S.B. No. 1045, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 753) recommending that S.B. No. 1676, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 753 and S.B. No. 1676, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 754) recommending that S.B. No. 51, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 754 and S.B. No. 51, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 755) recommending that S.B. No. 470 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 755 and S.B. No. 470, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," was deferred until Tuesday, March 10, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 756) recommending that S.B. No. 1250, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 756 and S.B. No. 1250, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 757) recommending that S.B. No. 516, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 757 and S.B. No. 516, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 758) recommending that S.B. No. 1221, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 758 and S.B. No. 1221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 759) recommending that S.B. No. 427 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 759 and S.B. No. 427, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 760) recommending that S.B. No. 528, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 760 and S.B. No. 528, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 761) recommending that S.B. No. 1103, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 761 and S.B. No. 1103, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EFFECTIVE LEGISLATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 762) recommending that S.B. No. 1271, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 762 and S.B. No. 1271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 763) recommending that S.B. No. 1272, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 763 and S.B. No. 1272, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 764) recommending that S.B. No. 1318, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 764 and S.B. No. 1318, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING AND ECONOMIC DEVELOPMENT," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 765) recommending that S.B. No. 1130, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 765 and S.B. No. 1130, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 766) recommending that S.B. No. 1263, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 766 and S.B. No. 1263, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 767) recommending that S.B. No. 844, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 767 and S.B. No. 844, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 768) recommending that S.B. No. 973, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 768 and S.B. No. 973, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 769) recommending that S.B. No. 687, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 769 and S.B. No. 687, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 770) recommending that S.B. No. 1005, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 770 and S.B. No. 1005, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 771) recommending that S.B. No. 912, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 771 and S.B. No. 912, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 772) recommending that S.B. No. 6, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 772 and S.B. No. 6, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 773) recommending that S.B. No. 1203, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 773 and S.B. No. 1203, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY SERVICE," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 774) recommending that S.B. No. 979, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 774 and S.B. No. 979, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 775) recommending that S.B. No. 1088, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 775 and S.B. No. 1088, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 776) recommending that S.B. No. 619, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 776 and S.B. No. 619, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VOTING," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 777) recommending that S.B. No. 1241, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 777 and S.B. No. 1241, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 778) recommending that S.B. No. 1125, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 778 and S.B. No. 1125, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 779) recommending that S.B. No. 203, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 779 and S.B. No. 203, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 780) recommending that S.B. No. 572, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 780 and S.B. No. 572, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 781) recommending that S.B. No. 1624, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 781 and S.B. No. 1624, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO ALLOW THE LEGISLATURE TO EITHER FUND THE TAX CREDIT UNDER ARTICLE VII, SECTION 6 OF THE CONSTITUTION, OR DEPOSIT THE SAME AMOUNT INTO THE EMERGENCY AND BUDGET RESERVE FUND," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 782) recommending that S.B. No. 764, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 782 and S.B. No. 764, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 783) recommending that S.B. No. 580, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 783 and S.B. No. 580, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 784) recommending that S.B. No. 667, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 784 and S.B. No. 667, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 785) recommending that S.B. No. 58, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 785 and S.B. No. 58, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 786) recommending that S.B. No. 1350, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 786 and S.B. No. 1350, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 787) recommending that S.B. No. 1085, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 787 and S.B. No. 1085, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CEDED LANDS," was deferred until Tuesday, March 10, 2009.

Senators Kim and Taniguchi, for the Committee on Ways and Means and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 788) recommending that S.B. No. 231, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 788 and S.B. No. 231, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 789) recommending that S.B. No. 1230, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 789 and S.B. No. 1230, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 790) recommending that S.B. No. 1260, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 790 and S.B. No. 1260, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 791) recommending that S.B. No. 1228, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 791 and S.B. No. 1228, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE SMALL BOAT HARBORS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 792) recommending that S.B. No. 1164, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 792 and S.B. No. 1164, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 793) recommending that S.B. No. 1122, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 793 and S.B. No. 1122, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 794) recommending that S.B. No. 1066, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 794 and S.B. No. 1066, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 795) recommending that S.B. No. 1057, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 795 and S.B. No. 1057, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DETENTION AND RETENTION PONDS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 796) recommending that S.B. No. 1053, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 796 and S.B. No. 1053, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REVIEW," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 797) recommending that S.B. No. 1046, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 797 and S.B. No. 1046, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PROFESSIONAL EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 798) recommending that S.B. No. 921, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 798 and S.B. No. 921, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 799) recommending that S.B. No. 713, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 799 and S.B. No. 713, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY ENVIRONMENTAL WORKFORCE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 800) recommending that S.B. No. 523, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 800 and S.B. No. 523, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 801) recommending that S.B. No. 485, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 801 and S.B. No. 485, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST CARBON DIVERSION INC.," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 802) recommending that S.B. No. 178, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 802 and S.B. No. 178, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 803) recommending that S.B. No. 109, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 803 and S.B. No. 109, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT FOR JUVENILES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 804) recommending that S.B. No. 442, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 804 and S.B. No. 442, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 805) recommending that S.B. No. 486, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 805 and S.B. No. 486, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 806) recommending that S.B. No. 602, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 806 and S.B. No. 602, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ARTS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 807) recommending that S.B. No. 800, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 807 and S.B. No. 800, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON FATHERHOOD," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 808) recommending that S.B. No. 1141, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 808 and S.B. No. 1141, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 809) recommending that S.B. No. 1173, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 809 and S.B. No. 1173, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 810) recommending that S.B. No. 1664, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 810 and S.B. No. 1664, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 811) recommending that S.B. No. 145, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 811 and S.B. No. 145, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 812) recommending

that S.B. No. 210, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 812 and S.B. No. 210, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 813) recommending that S.B. No. 242, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 813 and S.B. No. 242, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 814) recommending that S.B. No. 417, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 814 and S.B. No. 417, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 815) recommending that S.B. No. 809, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 815 and S.B. No. 809, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 816) recommending that S.B. No. 1179, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 816 and S.B. No. 1179, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 817) recommending that S.B. No. 1205, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 817 and S.B. No. 1205, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 818) recommending that S.B. No. 1247, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 818 and S.B. No. 1247, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 819) recommending that S.B. No. 1249, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 819 and S.B. No. 1249, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO TEACHERS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 820) recommending that S.B. No. 1381, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 820 and S.B. No. 1381, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 821) recommending that S.B. No. 1668, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 821 and S.B. No. 1668, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 822) recommending that S.B. No. 390, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 822 and S.B. No. 390, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 823) recommending that S.B. No. 169, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 823 and S.B. No. 169, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH CORPS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 824) recommending that S.B. No. 910, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 824 and S.B. No. 910, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF HOMELESS PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 825) recommending that S.B. No. 884, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 825 and S.B. No. 884, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 826) recommending that S.B. No. 807, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 826 and S.B. No. 807, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 827) recommending that S.B. No. 696, as amended in S.D. 1, pass Third Reading.



By unanimous consent, action on Stand. Com. Rep. No. 827 and S.B. No. 696, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COQUI FROGS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 828) recommending that S.B. No. 661, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 828 and S.B. No. 661, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 829) recommending that S.B. No. 504, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 829 and S.B. No. 504, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 830) recommending that S.B. No. 256, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 830 and S.B. No. 256, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TELEWORK," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 831) recommending that S.B. No. 68, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 831 and S.B. No. 68, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 832) recommending that S.B. No. 43, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 832 and S.B. No. 43, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 833) recommending that S.B. No. 1227, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 833 and S.B. No. 1227, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 834) recommending that S.B. No. 1167, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 834 and S.B. No. 1167, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 835) recommending that S.B. No. 971, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 835 and S.B. No. 971, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 836) recommending that S.B. No. 165, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 836 and S.B. No. 165, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL CAFETERIA WORKERS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 837) recommending that S.B. No. 1316, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 837 and S.B. No. 1316, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 838) recommending that S.B. No. 1202, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 838 and S.B. No. 1202, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 839) recommending that S.B. No. 1106, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 839 and S.B. No. 1106, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 840) recommending that S.B. No. 1105, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 840 and S.B. No. 1105, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE HEARINGS AND PROCEDURES," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 841) recommending that S.B. No. 818, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 841 and S.B. No. 818, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 842) recommending that S.B. No. 733, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 842 and S.B. No. 733, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 843) recommending that S.B. No. 643, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 843 and S.B. No. 643, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 844) recommending that S.B. No. 522, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 844 and S.B. No. 522, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 845) recommending that S.B. No. 1673, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 845 and S.B. No. 1673, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 846) recommending that S.B. No. 1449, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 846 and S.B. No. 1449, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 847) recommending that S.B. No. 1461, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 847 and S.B. No. 1461, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 848) recommending that S.B. No. 496, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 848 and S.B. No. 496, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 849) recommending that S.B. No. 194, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 849 and S.B. No. 194, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 850) recommending that S.B. No. 464, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 850 and S.B. No. 464, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, March 10, 2009.

#### ADJOURNMENT

At 8:00 p.m., the Senate adjourned until 9:00 a.m., Tuesday, March 10, 2009.

## TWENTY-SIXTH DAY

**Tuesday, March 10, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 9:16 a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Charis Chinen, Moanalua Gardens Missionary Church, after which the Roll was called showing all Senators present.

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

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 35 to 44) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 35, transmitting H.B. No. 135, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 135, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSECT," passed First Reading by title and was deferred.

Hse. Com. No. 36, transmitting H.B. No. 274, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 274, entitled: "A BILL FOR AN ACT RELATING TO PATRIOT DAY," passed First Reading by title and was deferred.

Hse. Com. No. 37, transmitting H.B. No. 355, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 355, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was deferred.

Hse. Com. No. 38, transmitting H.B. No. 710, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 710, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was deferred.

Hse. Com. No. 39, transmitting H.B. No. 875, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 875, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was deferred.

Hse. Com. No. 40, transmitting H.B. No. 1032, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1032, entitled: "A BILL FOR AN ACT RELATING TO NOTARY PUBLIC SEALS," passed First Reading by title and was deferred.

Hse. Com. No. 41, transmitting H.B. No. 1070, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1070, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed First Reading by title and was deferred.

Hse. Com. No. 42, transmitting H.B. No. 1075, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1075, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was deferred.

Hse. Com. No. 43, transmitting H.B. No. 1503, H.D. 1, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1503, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES," passed First Reading by title and was deferred.

Hse. Com. No. 44, transmitting H.B. No. 1554, which passed Third Reading in the House of Representatives on March 6, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1554, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed First Reading by title and was deferred.

**ORDER OF THE DAY****THIRD READING**

At 9:20 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:22 a.m.

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

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, S.B. No. 1568, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 378, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 378, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 411, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 411, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAENA POINT STATE PARK," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 298, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 298, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 520, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 520, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 549, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 549, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 574, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 574, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 636, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 636, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1069, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 942, S.D. 1:

On motion by Senator Gabbard, seconded by Senator English and carried, S.B. No. 942, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 105, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1184, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 1184, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CIVIL RIGHTS COMMISSION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 501 (S.B. No. 466, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 501 was adopted and S.B. No. 466, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO POLLUTION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 505 (S.B. No. 1268, S.D. 2):

On motion by Senator English, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 505 was adopted and S.B. No. 1268, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 506 (S.B. No. 564, S.D. 2):

On motion by Senator English, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 506 was adopted and S.B. No. 564, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 507 (S.B. No. 440, S.D. 2):

On motion by Senator English, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 507 was adopted and S.B. No. 440, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 509 (S.B. No. 606, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 509 was adopted and S.B. No. 606, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 510 (S.B. No. 133, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 510 was adopted and S.B. No. 133, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 511 (S.B. No. 15, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 511 was adopted and S.B. No. 15, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 603, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 455, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Kidani and carried, S.B. No. 455, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1086, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 1086, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PET ANIMALS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 65, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 65, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 886, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 886, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1143, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Hee and carried, S.B. No. 1143, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HISTORIC PRESERVATION OFFICER," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 633, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 633, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1327, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 1327, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 771, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 771, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO APPRAISALS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 891, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 891, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1129, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 1129, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATHLETIC TRAINERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 605, S.D. 1:

On motion by Senator Gabbard, seconded by Senator English and carried, S.B. No. 605, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 260, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 260, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1192, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 1192, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1349, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 1349, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARIES PUBLIC," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 539, S.D. 1:

On motion by Senator Espero, seconded by Senator Bunda and carried, S.B. No. 539, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 114, S.D. 1:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 114, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL CARE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 595, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 595, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 887, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 887, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 166, S.D. 1:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 166, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 940, S.D. 1:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 940, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Ige, seconded by Senator Gabbard and carried, S.B. No. 1008, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 705, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 705, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1661, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 1661, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 892, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 892, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1223, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 1223, S.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO HAWAII MADE PRODUCTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1195, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Hee and carried, S.B. No. 1195, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 591, S.D. 1:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 591, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1073, S.D. 1:

On motion by Senator Ige, seconded by Senator Espero and carried, S.B. No. 1073, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 19, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 19, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 532, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 532, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 763, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 763, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 968, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 968, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCAPE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 350, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 350, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO USE OF FORCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 76, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 76, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 846, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 846, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POST CONVICTION PROCEEDINGS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 571:

On motion by Senator Espero, seconded by Senator Bunda and carried, S.B. No. 571, entitled: "A BILL FOR AN ACT RELATING TO A VETERANS' MEMORIAL," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 659:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 659, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 606 (S.B. No. 1147, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 606 was adopted and S.B. No. 1147, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE DISASTER RELIEF," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 607 (S.B. No. 32, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 607 was adopted and S.B. No. 32, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 608 (S.B. No. 39):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 608 was adopted and S.B. No. 39, entitled: "A BILL FOR AN ACT RELATING TO REPORTS ON THE HAWAII CANCER RESEARCH SPECIAL FUND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 609 (S.B. No. 111):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 609 was adopted and S.B. No. 111, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 610 (S.B. No. 161):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 610 was adopted and S.B. No. 161, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 612 (S.B. No. 164):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 612 was adopted and S.B. No. 164, entitled: "A BILL FOR AN ACT RELATING TO THE FEDERAL GRANTS SEARCH, DEVELOPMENT, AND APPLICATION REVOLVING FUND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 613 (S.B. No. 546, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 613 was adopted and S.B. No. 546, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 614 (S.B. No. 947, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 614 was adopted and S.B. No. 947, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT CONTRIBUTION RATES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 615 (S.B. No. 1299, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 615 was adopted and S.B. No. 1299, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED FLIGHT SIMULATOR TRAINING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 617 (S.B. No. 555, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 617 was adopted and S.B. No. 555, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 619 (S.B. No. 552, S.D. 1):

On motion by Senator English, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 619 was adopted and S.B. No. 552, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT VEHICLES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 626 (S.B. No. 898, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 626 was adopted and S.B. No. 898, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 631 (S.B. No. 932, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 631 was adopted and S.B. No. 932, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE TESTING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 632 (S.B. No. 1259, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 632 was adopted and S.B. No. 1259, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 634 (S.B. No. 1058, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 634 was adopted and S.B. No. 1058, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 640 (S.B. No. 301, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 640 was adopted and S.B. No. 301, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS ACT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 647 (S.B. No. 1300, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 647 was adopted and S.B. No. 1300, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 649 (S.B. No. 1206, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 649 was adopted and S.B. No. 1206, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 653 (S.B. No. 568, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 653 was adopted and S.B. No. 568, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PRESCRIPTIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 657 (S.B. No. 747, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 657 was adopted and S.B. No. 747, S.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO WORKFORCE DEVELOPMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 658 (S.B. No. 423, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 658 was adopted and S.B. No. 423, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 659 (S.B. No. 415, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 659 was adopted and S.B. No. 415, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 660 (S.B. No. 1160, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 660 was adopted and S.B. No. 1160, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 662 (S.B. No. 186, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 662 was adopted and S.B. No. 186, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 663 (S.B. No. 774, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 663 was adopted and S.B. No. 774, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 664 (S.B. No. 1674, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 664 was adopted and S.B. No. 1674, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 665 (S.B. No. 862, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 665 was adopted and S.B. No. 862, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 670 (S.B. No. 271, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 670 was adopted and S.B.



No. 271, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM EMERGENCY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 672 (S.B. No. 201, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 672 was adopted and S.B. No. 201, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII COUNTY ECONOMIC OPPORTUNITY COUNCIL," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 674 (S.B. No. 86, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 674 was adopted and S.B. No. 86, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MAKUA," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 675 (S.B. No. 91, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 675 was adopted and S.B. No. 91, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 678 (S.B. No. 876, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 678 was adopted and S.B. No. 876, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 679 (S.B. No. 914, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 679 was adopted and S.B. No. 914, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 680 (S.B. No. 1248, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 680 was adopted and S.B. No. 1248, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 682 (S.B. No. 1329, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 682 was adopted and S.B. No. 1329, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 684 (S.B. No. 863, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 684 was adopted and S.B. No. 863, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 688 (S.B. No. 905, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 688 was adopted and S.B. No. 905, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF COMMUNITY SERVICES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 690 (S.B. No. 1666, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 690 was adopted and S.B. No. 1666, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 691 (S.B. No. 1345, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 691 was adopted and S.B. No. 1345, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 693 (S.B. No. 1118, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 693 was adopted and S.B. No. 1118, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 694 (S.B. No. 1126, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 694 was adopted and S.B. No. 1126, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO JOB-SHARING FOR PUBLIC EMPLOYEES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 696 (S.B. No. 1094, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 696 was adopted and S.B. No. 1094, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 697 (S.B. No. 972, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 697 was adopted and S.B. No. 972, S.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO TAX ADMINISTRATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 699 (S.B. No. 690, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 699 was adopted and S.B. No. 690, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERGOVERNMENTAL MOVEMENTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 700 (S.B. No. 512, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 700 was adopted and S.B. No. 512, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 702 (S.B. No. 391, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 702 was adopted and S.B. No. 391, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 703 (S.B. No. 37, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 703 was adopted and S.B. No. 37, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTRA-COUNTY FERRY SERVICE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 705 (S.B. No. 392, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 705 was adopted and S.B. No. 392, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING, LLC PROJECTS ON OAHU," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 706 (S.B. No. 360, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 706 was adopted and S.B. No. 360, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 708 (S.B. No. 623, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 708 was adopted and S.B. No. 623, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 710 (S.B. No. 1614, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 710 was adopted and S.B. No. 1614, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 712 (S.B. No. 1276, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 712 was adopted and S.B. No. 1276, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BUSINESS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 713 (S.B. No. 1258, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 713 was adopted and S.B. No. 1258, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 716 (S.B. No. 1107, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 716 was adopted and S.B. No. 1107, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 718 (S.B. No. 877, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 718 was adopted and S.B. No. 877, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 721 (S.B. No. 1218, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 721 was adopted and S.B. No. 1218, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 722 (S.B. No. 160, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 722 was adopted and S.B. No. 160, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL MEALS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 723 (S.B. No. 1137, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 723 was adopted and S.B. No. 1137, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 727 (S.B. No. 101, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 727 was adopted and S.B. No. 101, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS BY COUNTIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 728 (S.B. No. 358, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 728 was adopted and S.B. No. 358, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 730 (S.B. No. 1128):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 730 was adopted and S.B. No. 1128, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 731 (S.B. No. 1311, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 731 was adopted and S.B. No. 1311, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 732 (S.B. No. 970, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 732 was adopted and S.B. No. 970, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 733 (S.B. No. 1224, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 733 was adopted and S.B. No. 1224, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 738 (S.B. No. 585, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 738 was adopted and S.B. No. 585, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 740 (S.B. No. 933, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 740 was adopted and S.B. No. 933, S.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO TEMPORARY LICENSURE OF DENTISTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 742 (S.B. No. 1645, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 742 was adopted and S.B. No. 1645, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BUILDING CODE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 744 (S.B. No. 1338, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 744 was adopted and S.B. No. 1338, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSEHOLD ENERGY DEMAND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 745 (S.B. No. 868, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 745 was adopted and S.B. No. 868, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 746 (S.B. No. 1675, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 746 was adopted and S.B. No. 1675, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 747 (S.B. No. 1610, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 747 was adopted and S.B. No. 1610, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ORDERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 748 (S.B. No. 420, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 748 was adopted and S.B. No. 420, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 750 (S.B. No. 1065, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 750 was adopted and S.B. No. 1065, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 751 (S.B. No. 917, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 751 was adopted and S.B.

No. 917, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THIRD PARTY LIABILITY FOR MEDICAID," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 752 (S.B. No. 1045, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 752 was adopted and S.B. No. 1045, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 753 (S.B. No. 1676, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 753 was adopted and S.B. No. 1676, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 755 (S.B. No. 470):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 755 was adopted and S.B. No. 470, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 757 (S.B. No. 516, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 757 was adopted and S.B. No. 516, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 758 (S.B. No. 1221, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 758 was adopted and S.B. No. 1221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 759 (S.B. No. 427):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 759 was adopted and S.B. No. 427, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 760 (S.B. No. 528, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 760 was adopted and S.B. No. 528, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 765 (S.B. No. 1130, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 765 was adopted and S.B. No. 1130, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUREAU OF CONVEYANCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 766 (S.B. No. 1263, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 766 was adopted and S.B. No. 1263, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 767 (S.B. No. 844, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 767 was adopted and S.B. No. 844, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF VITAL STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 770 (S.B. No. 1005, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 770 was adopted and S.B. No. 1005, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 771 (S.B. No. 912, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 771 was adopted and S.B. No. 912, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 772 (S.B. No. 6, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 772 was adopted and S.B. No. 6, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 773 (S.B. No. 1203, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 773 was adopted and S.B. No. 1203, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY SERVICE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 774 (S.B. No. 979, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 774 was adopted and S.B. No. 979, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 777 (S.B. No. 1241, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 777 was adopted and S.B. No. 1241, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TRANSACTIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 779 (S.B. No. 203, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 779 was adopted and S.B. No. 203, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 780 (S.B. No. 572, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 780 was adopted and S.B. No. 572, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 782 (S.B. No. 764, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 782 was adopted and S.B. No. 764, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 783 (S.B. No. 580, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 783 was adopted and S.B. No. 580, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FORFEITURE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 785 (S.B. No. 58, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 785 was adopted and S.B. No. 58, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 788 (S.B. No. 231, S.D. 1):

On motion by Senator Kim, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 788 was adopted and S.B. No. 231, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 791 (S.B. No. 1228, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 791 was adopted and S.B. No. 1228, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO STATE SMALL BOAT HARBORS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 792 (S.B. No. 1164, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 792 was adopted and S.B. No. 1164, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 794 (S.B. No. 1066, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 794 was adopted and S.B. No. 1066, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 795 (S.B. No. 1057, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 795 was adopted and S.B. No. 1057, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DETENTION AND RETENTION PONDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 797 (S.B. No. 1046, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 797 was adopted and S.B. No. 1046, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PROFESSIONAL EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 798 (S.B. No. 921, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 798 was adopted and S.B. No. 921, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 799 (S.B. No. 713, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 799 was adopted and S.B. No. 713, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE EMERGENCY ENVIRONMENTAL WORKFORCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 800 (S.B. No. 523, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 800 was adopted and S.B. No. 523, S.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO HIGH TECHNOLOGY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 802 (S.B. No. 178, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 802 was adopted and S.B. No. 178, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 803 (S.B. No. 109, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 803 was adopted and S.B. No. 109, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT FOR JUVENILES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 806 (S.B. No. 602, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 806 was adopted and S.B. No. 602, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ARTS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 808 (S.B. No. 1141, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 808 was adopted and S.B. No. 1141, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 809 (S.B. No. 1173, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 809 was adopted and S.B. No. 1173, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 813 (S.B. No. 242, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 813 was adopted and S.B. No. 242, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 814 (S.B. No. 417, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 814 was adopted and S.B. No. 417, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 816 (S.B. No. 1179, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 816 was adopted and S.B.

No. 1179, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 817 (S.B. No. 1205, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 817 was adopted and S.B. No. 1205, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 818 (S.B. No. 1247, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 818 was adopted and S.B. No. 1247, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ECONOMY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 820 (S.B. No. 1381, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 820 was adopted and S.B. No. 1381, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ENVIRONMENT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 821 (S.B. No. 1668, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 821 was adopted and S.B. No. 1668, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HUMAN SERVICES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 824 (S.B. No. 910, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 824 was adopted and S.B. No. 910, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE TRANSFER OF HOMELESS PROGRAMS WITHIN THE DEPARTMENT OF HUMAN SERVICES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 827 (S.B. No. 696, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 827 was adopted and S.B. No. 696, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COQUI FROGS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 838 (S.B. No. 1202, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 838 was adopted and S.B. No. 1202, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 840 (S.B. No. 1105, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 840 was adopted and S.B. No. 1105, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE HEARINGS AND PROCEDURES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 841 (S.B. No. 818, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 841 was adopted and S.B. No. 818, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 843 (S.B. No. 643, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 843 was adopted and S.B. No. 643, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 844 (S.B. No. 522, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 844 was adopted and S.B. No. 522, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 849 (S.B. No. 194, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 849 was adopted and S.B. No. 194, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 667 (S.B. No. 1678, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 667 be adopted and S.B. No. 1678, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Fukunaga then offered the following amendment (Floor Amendment No. 1) to S.B. No. 1678, S.D. 2:

SECTION 1. Senate Bill No. 1678, S.D. 2, is amended by adding a new section 19 to read as follows:

"SECTION 19. Section 237-31, Hawaii Revised Statutes, is amended to read as follows:

"§237-31 Remittances. All remittances of taxes imposed by this chapter shall be made by money, bank draft, check, cashier's check, money order, or certificate of deposit to the office of the department of taxation to which the return was transmitted. The department shall issue its receipts therefor to the taxpayer and shall pay the moneys into the state treasury as a state realization, to be kept and accounted for as provided by law; provided that:

- (1) The sum from all general excise tax revenues realized by the State that represents the difference between \$45,000,000 and the proceeds from the sale of any general obligation bonds authorized for that fiscal year

for the purposes of the state educational facilities improvement special fund shall be deposited in the state treasury in each fiscal year to the credit of the state educational facilities improvement special fund;

- (2) A sum, not to exceed \$5,000,000, from all general excise tax revenues realized by the State shall be deposited in the state treasury in each fiscal year to the credit of the compound interest bond reserve fund; [and]
- (3) A sum, not to exceed the amount necessary to meet the obligations of the integrated tax information management systems performance-based contract may be retained and deposited in the state treasury to the credit of the integrated tax information management systems special fund. The sum retained by the director of taxation for deposit to the integrated tax information management systems special fund for each fiscal year shall be limited to amounts appropriated by the legislature. This paragraph shall be repealed on July 1, 2005[-]; and
- (4) A sum equal to per cent of all tax revenues realized by the State under chapters A, B, and C, respectively, from the effective date of this Act through December 31, 2014, shall be deposited in the state treasury in each fiscal year to the credit of the University of Hawaii to fund high-priority higher education programs; provided that any moneys received under this section shall augment and not replace existing operating or capital improvement budgets; provided further that beginning January 1, 2015, all revenues realized by the State under chapters A, B, and C shall be deposited in the state treasury."

SECTION 2. Senate Bill No. 1678, S.D. 2, is amended by renumbering sections 19 to 35 to sections 20 to 36 accordingly.

Senator Fukunaga moved that Floor Amendment No. 1 be adopted, seconded by Senator Baker.

Senator Fukunaga rose to speak in support of the measure and said:

"In our quest to ensure that all of the provisions relating to taxes this year were accurate, we neglected to include a provision that is at the bottom of subsection 4, specifying some potential uses of the collections that we would like to make with the streamlined tax legislation."

The motion to adopt Floor Amendment No. 1 was put by the Chair and carried.

Senator Fukunaga then moved that Stand. Com. Rep. No. 667 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, S.B. No. 1678, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was placed on the calendar for Third Reading on Thursday, March 12, 2009.

Stand. Com. Rep. No. 698 (S.B. No. 698, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 698 be adopted and S.B. No. 698, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Kim then offered the following amendment (Floor Amendment No. 2) to S.B. No. 698, S.D. 2:

SECTION 1. Senate Bill No. 698, S.D. 2, is amended by adding a new section 2 to the bill that amends section 251-5, Hawaii Revised Statutes, to read as follows:

"SECTION 2. Section 251-5, Hawaii Revised Statutes, is amended to read as follows:

“[H]§251-5[H] Remittances. All remittances of surcharge taxes imposed under this chapter shall be made by cash, bank draft, cashier’s check, money order, or certificate of deposit to the office of the taxation district to which the return was transmitted. The department shall deposit the moneys into the state treasury to the credit of the state highway fund[-]; provided that, beginning July 1, 2009, \_\_\_ per cent of the collection each month from the rental motor vehicle and tour vehicle surcharge tax under section 251-2 shall be deposited into the state general fund.””

SECTION 2. Senate Bill No. 698, S.D. 2, is amended by renumbering sections 2 and 3 as sections 3 and 4, respectively.

Senator Kim moved that Floor Amendment No. 2 be adopted, seconded by Senator Tsutsui.

Senator Kim rose to speak in support of the measure and said:

“All we’re doing is clarifying that part of this blank percentage of the surcharge taxes will be deposited into the general fund. It’s on page 2 of the bill.”

The motion to adopt Floor Amendment No. 2 was put by the Chair and carried.

Senator Kim then moved that Stand. Com. Rep. No. 698 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, S.B. No. 698, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX,” was placed on the calendar for Third Reading on Thursday, March 12, 2009.

At 9:25 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:29 a.m.

Stand. Com. Rep. No. 734 (S.B. No. 1346, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 734 be adopted and S.B. No. 1346, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Kim then offered the following amendment (Floor Amendment No. 3) to S.B. No. 1346, S.D. 1:

SECTION 1. Senate Bill No. 1346, S.D.1, Section 8, is amended by amending section 237-31, Hawaii Revised Statutes, to add a new subsection (5), to clarify that any remaining sums from all general excise tax revenues realized by the State shall be deposited to the credit of the general fund.

Senator Kim moved that Floor Amendment No. 3 be adopted, seconded by Senator Tsutsui.

Senator Kim rose to speak in support of the measure and said:

“Similarly to the last bill, this measure just makes—clarifies—in a new section 5 that all remaining sums will be deposited into the general fund.”

The motion to adopt Floor Amendment No. 3 was put by the Chair and carried.

Senator Kim then moved that Stand. Com. Rep. No. 734 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, S.B. No. 1346, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was placed on the calendar for Third Reading on Thursday, March 12, 2009.

## RECOMMITTALS

Stand. Com. Rep. No. 768 (S.B. No. 973, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, Stand. Com. Rep. No. 768 and S.B. No. 973, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION,” was recommitted to the Committee on Judiciary and Government Operations.

Stand. Com. Rep. No. 807 (S.B. No. 800, S.D. 2):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, Stand. Com. Rep. No. 807 and S.B. No. 800, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE STATE COMMISSION ON FATHERHOOD,” was recommitted to the Committee on Ways and Means.

## THIRD READING

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

“Madam President, we undertook some reform of this process when we redefined the rules and the operating rules of the State Senate. And I want to point out to the Majority party and some who may share my concerns, a change in the rules that has clouded transparency, certainly created more work for our staff and therefore impeded efficiency, and in some ways you could say impugns the honesty of this process. And I make reference to Rule 25, Section 23.

“Previously, as stated in the 2008 Rules, the report—the committee report—shall also include the identity of persons or groups who submitted testimony on legislation for and against, and comments. This was a good rule because we could read the committee report, Madam President, and see exactly what was going on. We can’t do that anymore because the new rule pretty much says—make a reference and do a brief summary. I would give you one particular example: a committee report says that there were comments on a certain bill that we’re going to be voting on today, and the comments, one of the comments—because I’ve got the testimony here—was strong in opposition to the bill, but we would never know it reading the committee report. In the interests of transparency, efficiency, and honesty, I hope the Majority party reconsiders this rule and puts back into play more accurate and honest committee reporting principles that we can make more informed, accurate and transparent decisions. Thank you for your consideration, Madam President.”

S.B. No. 474, S.D. 1:

Senator Taniguchi moved that S.B. No. 474, S.D. 1 pass Third Reading, seconded by Senator Bunda.

Senator Slom rose in opposition to the measure and stated:

“The description of the measure is to clarify the gubernatorial appointment process, but what the measure actually does is to reduce powers the executive branch has in terms of appointments, interim appointments, when the Senate is not in session. Moreover, I think the passage of this amendment would make it even more difficult to get good people to serve because they would have a difficult time knowing what their term would be. Thank you.”

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 474, S.D. 1, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT PROCESS,” passed Third Reading on the following showing of Ayes and Noes:



Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Takamine).

S.B. No. 1672, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Baker and carried, S.B. No. 1672, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC STRUCTURES," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 683 (S.B. No. 1669, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 683 be adopted and S.B. No. 1669, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in opposition to the measure and stated:

"I could summarize my testimony by just referring to the recent audit we have received regarding the procurement processes at the DOE, as they speak volumes about the malfeasance, maybe criminal behavior, of some people in the Department of Education who have taken a great deal of money and squandered it through mismanagement. Case in point, the audit pointed at on one particular occasion, \$160 million—in spite of the numbers that we throw around these days, \$160 million is still real money—\$20 million was spent contracting out the management of the spending of that money. We're always crying and lamenting that we don't have enough money to do the things that need to be done like teaching children how to read and write so they won't be ranked 47th in the nation, but we can use \$20 million to contract God knows who to spend what should have been \$160 million but ends up being \$140 million. That audit clearly shows that the resources that the Department of Education spends on the operating side—we know it is \$2.4 billion—are not being spent wisely and efficiently; therefore, it does not make sense to give them more responsibility and authority, over those funds. So I would urge my colleagues to take a close look at this and rather than just placing the audits we get on the shelf and shrugging our shoulders and standing up and saying that we're doing all this for the *keiki*. We might really want to start doing it for them by not continuing to enable, or underwrite, the failures and malfeasance of the Department of Education. Thank you, Madam President."

Senator Sakamoto rose in support of the measure and stated:

"Madam President and colleagues, I think our Auditor does her best to point out flaws and to point out good things in measures. The point raised about the \$20 million in the Auditor's report related to management overseeing management is not a correct statement. In working with the department, the consultants also did the design work, and I think that was overlooked in trying to claim people were just watching people doing something. We need to get to the bottom of each issue, including that particular one, and I'm not in any way saying everything's perfect. I believe, as I've stated before on this floor, we will look at each particular item that was brought up by the Auditor and attempt to resolve the issues so we can improve things. In spite of the audit, I believe this measure is a good measure. Our schools do need work. We need to get the backlog down to a point where projects are not on a waiting list for three, four, five, six, however many years. Thank you very much. I urge my colleagues to vote in support of the measure."

Senator Slom rose in opposition to the measure and stated:

"All of us want, and have voted for, the refurbishing of our schools' repair and maintenance. But the point that the Minority Leader brought up about the audit, which has been

brought up time and time again for the last ten years, is that the Department of Education has not done what it was supposed to do then, is not doing what it's supposed to do now, and we're relying on them to do things and adopt policies that in fact they have not done.

"A prudent position would be to have the Department of Education adopt those policies first, for them to then bring it to the Legislature, for us to then say, 'Okay, you've done what's supposed to be done. We believe that you have the capability and the abilities to do it.' And then we will authorize the money. We're putting the cart before the horse, and I think this is further exasperating the problem and from the public standpoint, they see all the money that we give to the DOE but they don't see the results, both in learning and in construction. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 683 was adopted and S.B. No. 1669, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 689 (S.B. No. 1679, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 689 be adopted and S.B. No. 1679, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"There's been a great deal of interest over the years in the budget reserve fund or the so-called rainy day fund. What this bill does is to make specific grant allocations. There was a lot of publicity and a lot of discussion prior to and at the beginning of the legislative session about our monetary problems and how we couldn't afford grants-in-aid, and now what we're doing is raiding this fund to make specific grants-in-aid. It's not surprising that all of the supportive testimony came from those individuals and organizations who would be the beneficiary of these grants-in-aid. I think this is a misuse of the fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 689 was adopted and S.B. No. 1679, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 692 (S.B. No. 1665, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 692 be adopted and S.B. No. 1665, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose to speak with reservations on the measure as follows:

"We had a lively discussion in committee about the use of federal Reed Act funds for training. The bill I know has been amended so that that doesn't appear to be a concern. However, I think that we can have good people argue and disagree. We want the stated purpose of the bill; the question is whether or not we can legally use the Reed Act funding. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 692 was adopted and S.B. No. 1665, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Stand. Com. Rep. No. 714 (S.B. No. 1680, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 714 be adopted and S.B. No. 1680, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Fukunaga rose to request comments in support of the measure be inserted into the Journal. The Chair so ordered.<sup>1</sup>

Senator Slom rose in opposition to the measure and stated:

“Thank you, Madam President. You’ll be seeing quite a bit of me today for all of those new bills that propose new special funds. I continue to remain opposed to the creation of new special funds, as well as the raiding of the funds. This bill has been a long work in progress. It has a number of notable features, but for me the addition of the special fund is a deal breaker, and I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 714 was adopted and S.B. No. 1680, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 739 (S.B. No. 1671, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 739 was adopted and S.B. No. 1671, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FOSSIL FUELS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 810 (S.B. No. 1664, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 810 was adopted and S.B. No. 1664, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 845 (S.B. No. 1673, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 845 be adopted and S.B. No. 1673, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in opposition to the measure and stated:

“I would like to think, with all the best intentions, that this bill is designed to assist the long-standing problems of Hawai‘i Health Systems Corporation’s terrible financial troubles which are not a new occurrence. And I have to, in speaking on this bill, acknowledge that the whole medical profession is in dire condition and it’s absolutely true that reimbursements from government—Medicaid, Medicare, especially—and our local insurance companies are low while expenses are high. It’s been astutely pointed out that our aging population adds to the cost of long-term health care and all of those things that we did not have to pay for quite as extensively years ago are adding on to the system.

“But there is something that sets apart Hawai‘i Health Systems Corporation and makes it especially troublesome. And I don’t think there’s a comparison between the hardships of the private sector medical profession and the problems with HHSC. Maui Memorial, Hilo, Kona—many of these hospitals are self-mandated monopolies that the government has protected through the certificate of need process. But what is pretty

difficult to understand is—and excuse the metaphor—diagnosing this problem. This legislature has been in denial for too many years because the real problem with HHSC can be found in their testimony. Their testimony clearly points out that they have a 17 percent added cost, which is, of course, 17 percent of a budget pushes you from viability to fiscal problems. That 17 percent is the cost they pay for civil service, and I don’t even know if it’s fair to call civil service ‘service’ anymore because the salaries, the fringe benefits, the increased benefits and lack of productivity of some, not all, some—and I might add a minority of alleged civil servants—is what contributes to the 17 percent additional cost that Hawai‘i Health Systems has to suffer under. This does not only imperil the economic well being of the state because we have to subsidize this on a yearly basis—and this is not new as we’ve said—but also imperils the health and safety of the good people of Maui and others who are caught in a monopoly of one hospital.

“There have been comparisons: well, you know, we need to protect Maui, and it’s a small hospital, and there’s no economies of scale. I’ve heard every excuse in the book now for the years on why we have to maintain this system. But the evidence is overwhelming. People of O‘ahu, including the needy and the elderly receive fairly good service by the private sector hospitals. ‘But we’re a big, big city so that makes sense.’ No, it doesn’t make sense because the people of Kaua‘i have a hospital that’s not a monopoly hospital of the state and they have nowhere near half the problems that Maui Memorial has.

“So if we’re really sincere in solving the problems of Hawai‘i Health Systems, we’ll get rid of the CON process and expand the marketplace of choice for everybody. It’s amazing that through the genius of consumer spending and choices, services expand and get better, not worse. Because as is done in O‘ahu, hospitals and services in any sector of economy find their niche and certainly there’s a role for Maui Memorial, for instance, or Kona, or Hilo, or any other state monopoly hospital to play in that mix. But they are not going to be competitive nor are they going to be fiscally responsible with the unjustified 17 percent additional cost to pay for the civil service contracts through collective bargaining. They have not, in the past, contracted out to the private sector those services that could be done for less money, and we’ve heard the example of laundry service at Maui Memorial that could be done nearly one-half the cost if it was contracted out. By the way, it would also expand the Maui economy. So until we come to grips with the honesty and the reality of this problem, we’re going to continue to have a financial abyss with Hawai‘i Health Systems Corporation. And this bill is only going to extend the problem, not solve it. Thank you, Madam President.”

Senator Ige rose in support of the measure and stated:

“Everyone in the state of Hawai‘i knows that the Hawai‘i Health Systems Corporation provides critical health care safety net services to our communities across the state. Many of their services have been abandoned by private-sector facilities. The state facilities are the only ones that provide many of these critical emergency and other services for many across our communities. You know, it is no secret that hospitals, both public and private, are operating at a loss. Audited records of even the nonprofits and private institutions in this community show a deficit of more than \$100 million. The whole nature of health care, especially in critical care facilities, has been changed by the reimbursement process.

“S.B. No. 1673 is our effort to create a comprehensive measure that insures that these critical emergency services can be maintained for our communities. More importantly, it looks to restructure the Health Systems Corporation to insure its future sustainability. There are several components in this measure that we believe is critical to the success of the corporation. First and foremost, it creates a process to

<sup>1</sup> Request withdrawn at later date

determine critical services that must be provided in each and every facility, in many instances, because there is no one else stepping forward to provide these services. More importantly, it does create a process to engage the community in any conversation that would determine what expanded services or nonessential services can be reduced.

“Second, it really does take a look at the fiscal sustainability of the system. The previous speaker had mentioned that the government is the poorest reimbursing for many of the critical services, and many of the losses sustained in these facilities are because of government reimbursements that do not meet their costs. So we’ve taken an approach to increase reimbursements for these facilities, much like the federal government has in looking at reimbursements for what they term ‘critical access hospitals’ across the nation.

“Third is the labor flexibility. Many of the issues that these facilities face are very, very different than the state workers in other facilities. For one, they’re all 24 x 7 facilities. Second is really they do provide, virtually each and every service that they provide is critical to the health and welfare of the communities. So, we’ve created a process that would ensure that HHSC has the ability to negotiate specific terms and conditions that would apply to state employees that work in these facilities to recognize that they are different.

“And fourth, we’ve created a structure and a process that would allow any specific region or facility to seek a different, more independent status in efforts to attract external capital into the system. We recognize that the state cannot continue to fund all the needs of the system and we’re creating a process that would encourage other external parties to make investments in our communities.

“Madam President, I would like to thank all of those members, especially those Senators from the neighbor islands, who have spent countless hours trying to understand the issues that the corporation faces and tried to create a comprehensive measure that we believe would move the system forward, and I would encourage all of my colleagues to support it. Thank you.”

Senator Hemmings rose in rebuttal and said:

“I want to qualify my remarks. I certainly recognize the sincere efforts of the good Chairman of the committee of this subject matter. Our differences are not based on what we want to do, but how we want to do it. In starting my detailed rebuttal, I would like to first say that we’ve had 20 years to solve this problem, and this bill, which is a continuation with some fine tuning of the status quo, is not going to solve the problem. It’s just going to extend it. I have to go on record saying that the good people of O’ahu have a safety net, and to imply that Maui Memorial has some sort of franchise of the state hospitals on safety nets is an insult to the entire profession. The medical care industry is, especially with regards to the Hippocratic Oath for doctors, one of the few industries where oftentimes the bottom line is not the first objective. However, there is a safety net here on O’ahu and they don’t have a state monopoly hospital here. So, the state hospitals are not providing anything that is going to save those in dire need, and holding them hostage as a justification for the fiscal loss and the physical risk of patients is patently unfair.

“The previous speaker did talk about labor flexibility, and it’s a worthy subject. Unless we allow labor contracts to be amended and/or contract services to the private sector, we cannot afford to continue supporting these contracts with the labor unions. To say that these contracts are special, because these workers work 24-7 and different shifts, is once again very misleading. I don’t think Queen’s Hospital closes their door, and labor goes home at 4:30. But I’ll tell you what Queen’s

Hospital and all the private sector hospitals that serve the populace of Hawai‘i so well do: they don’t give their laborers 14 paid holidays a year. On the average, private sector gets 8 to 10. They don’t give them, the minute they sign up for work, 21 paid vacation days a year; they’re lucky if they start with 10 and over the years they earn more. They don’t give them lifetime health care at great expense. And in doing my research on this subject, public workers are no longer servants. They make more than their counterparts in the private sector, especially in the blue collar and bureaucratic level of employment. Once again, colleagues, in spite of the compassionate words about safety nets and all the other things we’ve heard in rationalization down through the years on this, the facts are that public monopoly hospitals have a 17 percent labor cost that the private sector doesn’t have. Once again, I do want to recognize the Chairman, the Health Committee and his intent on this, and also want to say that if we come to honest grips with this, we can solve these problems. They are not insurmountable. We’ve created them, and we can create a solution. Madam President, I’m very optimistic about that, but this bill isn’t it. Thank you.”

Senator Hooser rose in support of the measure and stated:

“Madam Speaker, even though we have a long day, I couldn’t just sit here and listen to the ill-informed remarks of the previous speaker. It’s clear to me that either the information is coming from a very poor source, or is not being read, or for whatever reason he doesn’t seem to have a clue about the reality about neighbor island hospitals. Like many of my colleagues here, I fly frequently back and forth from the neighbor islands, from Kaua‘i, from Maui, from the Big Island, and on virtually every single flight that I fly on, there are people flying to Honolulu for treatment: for diabetes treatment, for cancer treatment, for heart treatment, for the treatment of all kinds of ills. And I think unless you actually live in a rural community and actually deal with health care issues, either yourself personally or with family members, with the limitations that rural communities such as Maui, the Big Island, Kaua‘i have, you cannot truly understand the challenges and limitations of those systems. To have only one hospital in an entire county, or on Kaua‘i, to have only one on the west side of Kaua‘i, where it’s 30 to 40 minutes to get to a doctor otherwise, is just unconscionable for us not to think about keeping this hospital system strong.

“As the Chair of the Health Committee mentioned, virtually every medical system provider in the state, if not in the nation, is struggling financially. We need to remember these are state hospitals. Fundamentally we have an obligation to provide services and to put all of the blame, if you would, for the financial problems of these hospitals on the back of nurses and janitors and public workers, I think, is totally uncalled for. If the facts of the matter are true that they have greater benefits, but it’s also very true that nurses in the private sector get paid far more than the nurses in the public sector, then we should be thankful that we have them all. It’s a trade-off; public sector employees choose the benefits over the salary. We have a system in place. We need to keep it in place. We need to keep it strong. And I urge my colleagues to vote in support. Thank you, Madam President.”

Senator Slom rose in opposition to the measure and stated:

“I was waiting for a rebuttal to the rebuttal from the good Senator from Kaua‘i but I didn’t hear that. I heard things that in fact were not said. I think he summed it up best when he said we have a system and we’ve got to protect the system. I think that’s a lot different from saying that we’ve got to protect those in need of health care services. We should be looking for the best way to do that and obviously this system is not it.

“When we talk about neighbor islands, we must remember what happened on the island of Maui, where there was private

investment suggested of approximately \$350 million to provide not only an alternative, but a second major hospital, for the Valley Isle. And who were the people who fought against it? Those in this system. Those being subsidized by the taxpayers of this state. Had that private project gone through, it would have been a magnet to attract additional private investment to the neighbor islands and to rural areas where these services definitely are needed. But to put the system above everything else and say, 'Okay, it's failed for 20 years, but we'll, doggone it, we'll make sure it fails for another 20 years. We'll just keep pumping money into it,' is not taking care of the people. It is not taking care of our fiduciary duty. And it's just not right. Thank you."

Senator Baker rose in support of the measure and stated:

"It's unfortunate that conservative philosophy seems to be the overriding consideration when looking at health care. It's unfortunate because it neglects the facts that the hospitals that we're speaking about—the acute cares, Kona, Hilo, Maui, the critical access hospitals on the Big Island, Kaua'i, and our long-term care facilities on those islands as well as O'ahu—provide quality, excellent health care. When the system was set up, it didn't have the endowment that Queen's has. It didn't have the working capital that any other system starting out would have had. So we handicapped the system from the very beginning. But it didn't stop the doctors and the nurses and the administrators from doing the very best they could to make sure that the people they served, not the system, were top of mind, front and center, and were the ones that they went to work for every day and tried to make sure that they provided the best care that they could. Every one of the hospitals in Hawai'i Health Systems Corporation is a nationally accredited, JCAHO accredited facility. So let's not disparage the hospitals or the people that work there. Yes, there are some systemic issues that we need to address and that why it's surprising that the very vehicle that is going to allow us to move the discussions forward and actually make some changes is being vilified on the floor of the Senate. We have a doctor shortage. We have medical shortages that are not the hospital's making, that are not the workers' making—medical shortages occurring across the country, in the world, and in this state. You know, it's nice to look fondly back with rose-colored glasses on what might have been. But the fact of the matter, if you're going to look specifically at the 'private hospital on Maui' before the consideration or reconsideration of whether that CON might have gone forward, the financing for that proposed hospital dried up. The proposing entity, Triad, was bought out by another entity and there was no more money to put into it. So, let's not go backwards and say, 'Well, if we'd have done this or if we'd have done that, everything would have been rosy.' If the CON dropped dead today, it would not add any more money to any system anywhere. We have private hospitals in this state facing great difficulties that have absolutely nothing to do with Certificate of Need or anything else. We're all in a very difficult financial situation, and I don't think there's any pot of money that's going to come into the state to bail anybody out. We have to solve this issue on our own, and I think we can if we all work together.

"But let me make just one other point about how some of these deficits that our hospitals face have come up. We've talked a little bit about reimbursements, and that's clearly part of the problem. But if you just look at Maui Memorial, the bulk of their deficit comes from uncompensated care, from services that the private entity that was going to come into Maui didn't want to provide—mental health, other chronic care services—but primarily it's about the wait list. It's those acute care beds that are put into long-term care service because there's no place else that will take Medicaid patients or Medicare patients or uninsured patients because if they did, if Hale Makua or some of the other facilities in the community were to take them, they

would lose so much money that they would be facing financial ruin. These are the kind of services that HHSC hospitals have to address because they're a public system, it is part of the safety net along with FQHC's, the community health centers that provide needed health care services without regard to the ability to pay. They must provide these services to the patients. They can't throw them out on the streets. And they cannot discharge them just because they don't need acute care services any longer. The wait list situation is costing the HHSC hospitals at least \$5 million in debt a month. That's a lot to have taken out of your bottom line when the costs of pharmaceuticals are going up, and they have to pay doctors a premium to provide call 24-7, when the costs of technology are going up, and everybody wants the best, the newest, and the most expensive care. We should provide that, and I think we can. We will continue to provide quality care in our Hawai'i Health Systems Corporation hospitals, but we must make some systemic changes. And, Madam President, the bill before us is an attempt to move that conversation along to give us all of the tools, or at least the framework for the tools, that will be necessary to make a difference for these hospitals. It's not about the system. It's about the patients that rely on them for care. Thank you."

Senator Green rose in support of the measure and stated:

"Very intelligent comments have been made both for and against the bill. There are system-wide changes that have to be made. In this bill, there are some actually very radical changes. As this bill goes forward, I'm sure we'll refine some of the language, but people should realize that the three acute care hospitals—Maui, Kona and Hilo—do represent the toughest nut to crack. They have the largest losses, the largest number of acute care patients with bad reimbursements to handle. This bill enables them to do some of the things that have been mentioned over a long period of time, which is to semi-privatize, form LLCs or 501(c)(3)s, so there is really significant language in this bill to address that problem, so this bill is not ignoring the fact that there's going to have to be outside investment. What this bill does endeavor to do is to strengthen the parts of the system that we are going to remain committed to, especially the critical access hospitals, the safety net pieces that are community health centers, to increase reimbursements partially with the help of the private sector, HMSA and other insurers—very important pieces of the bill. There are labor concessions. They will be further spelled out, I'm sure, as this session goes through. We are addressing very important parts of the complex problem with several other bills as well, so nothing is being neglected as far as this debate goes.

"I would caution, as I wrap this comment up, I would caution my colleagues that this change—and this is going to be a very systemic change if S.B. No. 1673 becomes law—I would caution them that the changes and to see the full impact is probably going to take, from my perspective, 21 to 24 months to see some of the very significant savings that will be a must given the economic state of the health care system and the privatized changes that are proposed and being recommended in the course of this bill. So please be patient, but rest assured that you'll see language in this bill that does make fundamental changes in the health care system in Hawai'i. Thank you, Madam President."

Senator Ige rose in rebuttal and said:

"I did want to note for the record that the previous governor, who happened to be Democratic, had negotiated the vacation and sick leave down to 10 days for vacation and 10 days for sick leave for all new employees of the state on a going-forward basis. The current governor, who happens to be Republican, in her first set of contracts, restored the vacation to the 21 days for vacation and sick leave, and I don't know why but that is clearly a big part of the problem. Thank you."

The motion was put the Chair and carried, Stand. Com. Rep. No. 845 was adopted and S.B. No. 1673, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 654 (S.B. No. 995, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 654 be adopted and S.B. No. 995, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"This bill would convey a great many land parcels to the Office of Hawaiian Affairs. There are a number of questions and blank amounts within the bill so we're not sure what the costs will be. But more importantly, I think, last year there was an effort by the Senate to have a complete audit of the Office of Hawaiian Affairs. I think more than ever this and similar bills show that that need is required. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 654 was adopted and S.B. No. 995, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 823 (S.B. No. 169, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 823 was adopted and S.B. No. 169, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH CORPS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 804 (S.B. No. 442, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 804 was adopted and S.B. No. 442, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSIT ORIENTED DEVELOPMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 848 (S.B. No. 496, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 848 was adopted and S.B. No. 496, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 288, S.D. 1:

On motion by Senator Sakamoto, seconded by Senator Kidani and carried, S.B. No. 288, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 50, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 50, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY PRODUCERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 635, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 506, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 506, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1083, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, S.B. No. 1083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1194, S.D. 1:

Senator Taniguchi moved that S.B. No. 1194, S.D. 1 pass Third Reading, seconded by Senator Bunda.

Senator Hooser rose to speak in opposition to the measure and stated:

"Madam President, for the record, cock fighting is already against the law in our state; and please register a 'no' vote for me on this bill."

Senator Baker rose with reservations and stated:

"It's my understanding that federal law would preempt us and these items are already outlawed. Could the Chair of the Judiciary Committee address that, please?"

Senator Taniguchi rose to provide the following clarification:

"Actually, I'm not clear about that, Madam President. We could do further research, but yeah, I'm not clear on that. I think it's not, because otherwise we would not have this bill."

Senators Nishihara, Kim, Kokubun, and Gabbard requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Takamine requested that his vote be cast "no," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1194, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ORDER," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 5 (Baker, Gabbard, Kim, Kokubun, Nishihara). Noes, 5. (English, Hee, Hooser, Takamine, Tsutsui).

S.B. No. 207, S.D. 1:

On motion by Senator Espero, seconded by Senator Bunda and carried, S.B. No. 207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 502 (S.B. No. 1040, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 502 was adopted and S.B. No. 1040, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 503 (S.B. No. 1352, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 503 be adopted and S.B. No. 1352, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Kokubun rose in opposition to the measure and stated:

"Madam President, let me start first by saying I really appreciate all the hard work that the subject matter committees have put into this report, but I'm very, very concerned that in this move, and particularly in light of our declining economy, that we not suffer revenue losses at this time. And I think that this bill presents a potential revenue loss that could, in fact, grow to be a major loss in the future. I know now that real estate sales are declining so perhaps at this point in time we can overlook the declining revenues. But my understanding is that by allowing this change to happen, the Bureau of Conveyances, in fact, will be losing an estimated \$500,000 to \$1 million, at least that's according to testimony from 36 Bureau employees that submitted testimony. In looking at the testimony from DLNR, the Administration is attempting to say that the losses would in fact be much less given our declining economy. This is an issue where the Bureau of Conveyances needs to be more efficient with respect to time share units and how the change of title is managed, but I do not want to just throw the baby out with the bathwater. We still have some time to look at other ways to address this issue by making them more efficient, providing them with more computerization, but not necessarily with the lack of, or by reducing, the amount of money that's being charged for each of these transactions. For that reason, I'm voting against the measure. Thank you."

Senator Tokuda rose in support of the measure and stated:

"I respect the comments made by the previous speaker in terms of the revenue loss, and I hope I can address some of those concerns in my statement. As a result of our joint House and Senate Investigative Committee on the Bureau of Conveyances, we did identify a number of recommendations that would result in a more secure and more efficient operation. Two options that were identified were removing time shares from Land Court and automating the system by instituting electronic filing. It has long been viewed by the industry that through modernization we would be able to help decrease the 15-month backlog that still exists in Land Court's recordations and increase efficiencies and output. Recognizing that both ideas will result in significant changes to the Bureau and their staff, this bill offers gradual but significant changes to the system. By removing time shares from Land Court, you will be removing tens of thousands of recordings per year. At an estimated \$11 per document in labor cost, you will now be freeing up these individuals to focus on reducing the backlog and handling incoming recordations. While very valid concerns have been raised that removing time shares from Land Court will reduce in a loss of revenue to the special fund—it's estimated that approximately \$336,000 annually would be lost by this—this bill empowers the Bureau to charge a \$5 transaction fee for every recording to assist in this transition from Land Court to the regular system and for their overall automation efforts. Based upon initial projections on the number of recordings for the coming year, it is expected that this fee would generate \$1.25 million which would help to

cover the existing shortfalls that exist as a result of overall reduction of Bureau transactions, assist with the upgrading of equipment, software and staff training. At the end of the day, it is my hope that we'll be able to provide the Bureau with the tools and the support that they need to become a more efficient and secure operation. I will say this: that since the conclusion of our investigation, I have seen many significant improvements made at the Bureau and the staff and management are to be commended for their hard work, their team efforts, and their willingness to change, and I look forward to working with them in the future. I would also point out that some of the estimates brought up previously were between the range of \$500,000 to \$1 million. This, I think, did not take into account the fact that mortgage recordings would still exist even if you moved these documents from Land Court to the regular system, and that's \$25 per mortgage recordings so those funds would not be lost to the special fund. Thank you."

Senator Kokubun rose in rebuttal and said:

"Again, my opposition to this bill is really drawing on testimony from staff from the Bureau of Conveyances. With respect to this registration backlog, the input that we're getting from the employees at the Bureau is that time shares were always a part of the daily recordings and really had no impact on any of the backlog at the Bureau. The point though is that we need to move the bureau to a computerized system, and there's a very valid reason we need to ensure that that happens. Now, please understand that I met on last year with the administrator for the Bureau of Conveyances on this bill and she intended to submit amendments to the legislation whereby the system would remain revenue neutral, which was my concern. We waited and waited but never got the amendments. So this year there is this bill surfacing again. I'm not sure if it was developed through the administration or not, but this is not a revenue-neutral bill, and we will, in fact, experience some loss in revenues. Therefore, I would like to err on the side of caution and ask that we examine this bill more closely with respect to the impact on future revenues. Thank you."

Senator Baker rose in support of the measure and stated:

"Just to note: this was a measure developed by our colleague who had considerable insights into the workings of the Bureau. During the testimony, while some of the employees did raise the issue of revenue loss, the bill adds a fee that would allow them to continue to do their modernization and continue to do their push to electronic documents, which is clearly the way that we need to be moving. In addition, there was every indication that morale is improved in the department, in the Bureau, in the area of them getting the resources that they need, and getting the training that they need, and clearly the Land Court was never designed to have the kind of multiple transactions that time share represents. Even the folks that testified with concerns for revenue acknowledged that. It's clearly, particularly as timeshare has morphed and has moved from having a land title to other kinds of ways of calculating and utilizing those units, it really doesn't belong to clog up the system as it has been doing with Land Court. So I acknowledge the concerns the Vice President raised, and I believe as this measure goes forward we can continue to look at, to make sure that it is in fact revenue neutral as it has been presented to us. Thank you."

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 503 was adopted and S.B. No. 1352, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hee, Kokubun). Excused, 1 (Kim).

Stand. Com. Rep. No. 504 (S.B. No. 1181, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 504 was adopted and S.B. No. 1181, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Kim).

Stand. Com. Rep. No. 508 (S.B. No. 295, S.D. 1):

Senator English moved that Stand. Com. Rep. No. 508 be adopted and S.B. No. 295, S.D. 1 pass Third Reading, seconded by Senator Gabbard.

Senator Gabbard rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Just to note: this was a measure developed by our colleague who had considerable insights into the workings of the Bureau. During the testimony, while some of the employees did raise the issue of revenue loss, the bill adds a fee that would allow them to continue to do their modernization and continue to do their push to electronic documents, which is clearly the way that we need to be moving. In addition, there was every indication that morale is improved in the department, in the Bureau, in the area of them getting the resources that they need, and getting the training that they need, and clearly the Land Court was never designed to have the kind of multiple transactions that time share represents. Even the folks that testified with concerns for revenue acknowledged that. It's clearly, particularly as timeshare has morphed and has moved from having a land title to other kinds of ways of calculating and utilizing those units, it really doesn't belong to clog up the system as it has been doing with Land Court. So I acknowledge the concerns the Vice President raised, and I believe as this measure goes forward we can continue to look at, to make sure that it is in fact revenue neutral as it has been presented to us. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 508 was adopted and S.B. No. 295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 93, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, S.B. No. 93, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 382, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Baker and carried, S.B. No. 382, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

S.B. No. 536, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Baker and carried, S.B. No. 536, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 1199, S.D. 1:

Senator Hee moved that S.B. No. 1199, S.D. 1 pass Third Reading, seconded by Senator Tokuda.

Senator Taniguchi requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Hemmings rose in opposition to the measure and stated:

"Madam President, we often do things that have long-range implications and set precedents that may not necessarily be in the best interests of the people of Hawai'i. I've had a wonderful occasion to spend time on Moloka'i in some very remote areas, and the beauty of that island is overwhelming. When I was a young boy in 1966, I first slept on the sands of Hale Alono to wake up in the morning and paddle a canoe back across the Ka'iwi Channel to O'ahu. For the record, we didn't make it; it was storm warnings that year, and we barely got our canoe back in one piece. Paddlers from O'ahu would oftentimes—because resources were so limited on Moloka'i—fish for our dinner the night before the race, and the boys of Huinelo, whose Hawaiian ancestry goes deep into the sands of Waikiki, were joined by the rest of us in enjoying that wonderful part of Hawai'i.

"In recent years, I've heard it told that when the very prestigious Moloka'i to O'ahu canoe race goes to Moloka'i, there's some very, very aggressive, and some would say mean-spirited, people there, that basically say, 'Stay out. This is our island. You can't fish.' Is that really the kind of society we want to build? Does any particular group own any particular resource? And how do you divide that resource up?"

"Madam President and colleagues, I'm at the age now where I look at the big picture and I will tell you—and I certainly sympathize with perspectives on this—that growth is a problem. And it does take away from the quality of our life in many instances, especially those of us who enjoy the abundant blessings of nature these islands have. But can any of us afford to say, 'We don't want growth, but if we did we'd want it only under our terms, so everybody keep out'? That's what this bill is saying. If we can say it on Moloka'i, can we say it in other places? Can we go to the beautiful beaches of the leeward coast, or the offshore waters of Laupahoehoe, or Miloli'i and have a group of people say, 'Sorry, this is ours. We can't share it'? I don't even think the majority of the good people of Moloka'i would share in this mentality.

"I would urge my colleagues to really think twice about having this bill go the distance in this Legislature. It is setting a bad precedent that will further divide our people in providing an excuse and a foundation for militancy and the other problems that go along with it. So I urge my colleagues to vote 'no.'"

Senator Espero requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Hee rose in support of the measure and stated:

"Members and colleagues, this bill is intended with long-range implications. It is intended with an eye on the big picture. It is written because growth is a problem and quality of life is disappearing. It is written because what once was the abundant blessings of nature are becoming scarce. And it is about taking control of your resources. And frankly, I gave thought to amending the bill for populations under 10,000, which would then have included Lāna'i and Ni'ihau.

"This isn't my bill, and this isn't a bill for Hawaiians. This is a bill for local people: Hawaiians and others. This is a bill because of, as Gordon Gekko would say, 'Greed is good.' This

is what happens when greedy people rape the oceans so that their reefs no longer have fish, so they go to somebody else's reef to take their fish. It's called *maha'oe* in Hawaiian, and it's because of the lack of *kuleana*, responsibility, respect for others. So if you go to Tamashiro Market today, you see lines of *uhu*, the caretakers of the reef. Lines and lines of *uhu*, red and blue, and I remember when I was a kid we never ate *uhu* because the fish doesn't taste good. But you buy *uhu* today because no more fish. So you take the *uhu* home, you take your mayonnaise jar, you slop in the mayonnaise, then you put in the tomato, then you put in the onion, then you put in the ginger. What is the *uhu*? The *uhu* is a starch in the meal. It's not like *kūmū*. You don't put mayonnaise in the *kūmū*. You don't put tomato. You don't put onion. You don't put ginger. You put little bit soy sauce. But no more *kūmū*. What happened? Gordon must've come first. He took the *kūmū*. No problem. Let's go to the Penguin Banks. Let's go get their *kūmū*. That's what this bill is about. This is about *kuleana*.

"There are those on this floor who I have brought fish from Moloka'i. They want to eat *kole*. No problem. There are those on this floor who have enjoyed the fish of Moloka'i. That was then, and this is now. It's my *kuleana* now. No more *kole* from Moloka'i at Clayton's parties. No more. Not because no more *kole*, but because that's not my *kole*. That *kole* belongs to *ma na'e*. That *kole* belongs to Lāna'i. That *kole* belongs to Ni'ihau. And when I take their *kole*, that's not my *kuleana*. That's *maha'oe* in Hawaiian. Not *nīle*; *maha'oe*. And if the bill, the author of the bill, had included islands under 10,000, I would feel the same way.

"This bill is symbolic of the long-range implications of what greed has done to this fair state with the abundance of fish. The sustainable islands are the islands under 10,000; not this island, not this island, not Maui, and pretty soon not Kaua'i. And it is not sustainable simply because the resources have been raped. Moloka'i may not have a good healthcare center, but if you're hungry, the abundance of *ke Akua* will take care of you because of the fish in the ocean and the deer in the mountain. It's not complicated. So yes, this is a clash between capitalism and culture. Market and subsistence. And at the end of the day, it's not about being Hawaiian, it's about *kuleana*. Thank you, Madam President."

Senator English rose in support of the measure and stated:

"Yes, I'm the author this bill, and I can tell you that what we're trying to do is return local control of the resources because those areas that still have resources are the remote areas: Hana, Lāna'i, Moloka'i, Ni'ihau, areas like this. And Moloka'i has a good track record of maintaining their subsistence and their subsistence is fishing, which is why this bill was put forward for Moloka'i. First of all, they asked for it. Secondly, I think that they have shown their ability to do it. The Mo'omomi Preserve is the first example that we created many years ago, and that has worked for Moloka'i and now if we expand it to the rest of the island, it allows them to control that resource. And you know we have to realize that our one-size-fits-all policy has not worked. The departments have recognized that. We're looking at the *'aha* systems, we're looking at returning local control of the fisheries. So, I ask that we support this measure, we move it forward, not only for Moloka'i but for all of us in Hawai'i. Thank you."

Senator Hemmings rose in rebuttal and said:

"I agree with many of the well-researched and articulate points made from the good Senator from the Windward side. And I do know that Mr. Gekko is not a lizard; he's a character in a movie. But nevertheless, the comments about greed are ill-founded because greed is found in all strata of life, not just in capitalism. If we were honest with ourselves, we would look at what the real problem is, and I tried to address it two years ago

in my opening day speech: that we're exceeding the carrying capacity of these islands. I guess everybody deserves to eat good fish. But the problem is not the greed of one group versus another; the problem is that there is just too much demand and not enough resources. Once again, this bill serves to divide us in not trying to address the larger problem, collectively, together. Basically it's saying, 'We've got ours. The rest of you eat *uhu*.'

"And I do have to comment on sustainability because I happen to know very well that there are 7,000 people plus on the island of Moloka'i and unfortunately, many good ventures to bring sustainability there through meaningful jobs and sharing of resources for the benefit of all have been turned away at the shores. Moloka'i has yielded, in my opinion, decision-making to their future, collectively, to the most vociferous and oftentimes law-breaking rebels. Moloka'i is not sustainable. The facts are, if you look at the social services, the entitlements and all the alleged rights that go along with them, then Moloka'i is extremely dependent on the rest of the state for subsistence, for social service programs, and fiscal assistance in every manner, shape and form. There is a much higher percentage of dependency on those programs, so if we were talking about self-sufficiency and sustainability, we should certainly consider those facts. It's very easy to stand up and try to elicit the emotions that are conjured up by this controversial subject, but our job is not to make decisions based upon emotions only, but to make it on facts. And this bill is symptomatic of a much, much, much larger problem, and I would suggest, as I said in my original remarks that this is only going to sow the seeds of further divisiveness and problems down the road. Thank you, Madam President."

Senator Hee rose again in support of the measure and stated:

"It's so interesting because he's absolutely right. Moloka'i has per capita, perhaps as high as other sections of O'ahu, the highest in government subsidies. So because it's true, why would you take their fish? If it's true. Why would anybody want to go take anybody else's fish? You know, the previous speaker's right. He's correct when he said, 'We got ours. Go get your own.' That's absolutely correct, and the reason Moloka'i got theirs is because O'ahu is not there. O'ahu has nothing. If you're going to spear fish in Waikīki, you better go on the first two days of every other year or you're not going get fish. That's a fact. Because all the time, the decades and decades and tons and tons of sand stolen from Hale Alono to re-sand Waikīki, and every summer the waves took the sand out and plugged up all the holes. That's why no more fish. That's not rocket science. That's called capitalism. It's called greed. So why would you then go, since you know no more over there, because they get? It's exactly what the previous speaker said, and that's why this bill is before us. It is because they have and we no more. It's called *kuleana*. You take care, you respect others, and you don't *maha'oe*. Thank you."

The motion was put by the Chair and carried, S.B. No. 1199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 2 (Espero, Taniguchi). Noes, 2 (Hemmings, Sлом).

S.B. No. 389, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 389, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," passed Third Reading on the following showing of Ayes and Noes:

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



S.B. No. 387, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 387, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 646, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 646, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTABILITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Hee).

S.B. No. 1197, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 1197, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1113, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 1113, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOGRAPHIC LIMITATIONS ON TIME SHARES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hee).

S.B. No. 213, S.D. 1:

On motion by Senator Espero, seconded by Senator Bunda and carried, S.B. No. 213, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 588, S.D. 1:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 588, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NONGOVERNMENT HEALTH PLAN PAYMENTS TO CRITICAL ACCESS HOSPITALS AND FEDERALLY QUALIFIED HEALTH CENTERS," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1077, S.D. 1:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 1077, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 430, S.D. 1:

Senator Ige moved that S.B. No. 430, S.D. 1 pass Third Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and stated:

"While certainly we want to have as many medical procedures as possible in this year of trying to have good health, we remain the only state in the Union with a mandatory prepaid health care act. Premiums have been rising, double digit each year. They fall hardest on small businesses and so any additional mandatory coverage in cost will fall, you know, unevenly on them, so I'm opposed to this. Thank you."

The motion was put by the Chair and carried, S.B. No. 430, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Sakamoto).

S.B. No. 794, S.D. 1:

Senator Ige moved that S.B. No. 794, S.D. 1 pass Third Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and stated:

"I rise to speak in opposition for the same reasons as stated before: to make it mandatory, additional costs on coverage. Thank you."

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 794, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Sakamoto).

S.B. No. 1222, S.D. 1:

Senator Taniguchi moved that S.B. No. 1222, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senators Hooser, Tsutsui, Kim, and Nishihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Galuteria rose in support of the measure and stated:

"Colleagues, the original intent of this measure began with an individual who had been hoarding animals in an inhumane manner for several years, confining cats, kittens and other animals in small carriers and traps and shopping carts and cages, 24 hours a day, 7 days a week, never letting them out. This bill was introduced to address gaps in the law, because according to reports, the response of the Humane Society, to which complaints about this individual's treatment of animals were directed, was in effect, they were unable to take action on the confinement of the cats because there is no law on the books. And secondly, that they do not believe the existing statute allows them to confiscate the abused animals. So, with that thought in mind, I ask that the measure be adopted. *Mahalo.*"

Senators Tokuda, English, and Sakamoto requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1222, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HUMANE TREATMENT OF PET ANIMALS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 7 (English, Hooser, Kim, Nishihara, Sakamoto, Tokuda, Tsutsui). Noes, none.

S.B. No. 199, S.D. 1:

Senator Kim moved that S.B. No. 199, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senators Baker, Ihara, Ige, Tokuda, Fukunaga, and Gabbard requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 199, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 6 (Baker, Fukunaga, Gabbard, Ige, Ihara, Tokuda). Noes, none.

S.B. No. 292, S.D. 1:

Senator Kim moved that S.B. No. 292, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senators Baker and Tokuda requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 292, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FUNDS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 2 (Baker, Tokuda). Noes, none.

S.B. No. 404, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 404, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1111, S.D. 1:

Senator Kim moved that S.B. No. 1111, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Baker requested her vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 1111, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Baker). Noes, 2 (Hemmings, Slom).

S.B. No. 881, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 881, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VOLUNTARY EMPLOYEES’ BENEFICIARY ASSOCIATION TRUSTS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

### RECOMMITTAL

S.B. No. 1626, S.D. 1:

Senator Sakamoto moved that S.B. No. 1626, S.D. 1 be recommitted to the Committee on Ways and Means, seconded by Senator Slom.

Senator Kim rose in support of the recommitment and stated:

“Madam President, in an effort to keep everything on the table during these unique times that we are in, we moved this matter forward always with the intention that if it was going to jeopardize the rail project that we would recommit this bill. Having receiving Senator Inouye’s letter—and I believe we did email it to every Senator—stating his concerns, we are recommitting this.

“I just want to thank the Ways and Means Committee for allowing the opportunity for us to continue to keep all the measures on the table. But at this time, I certainly support the recommitment. Thank you.”

The motion was put by the Chair and carried, S.B. No. 1626, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO

TAXATION,” was recommitted to the Committee on Ways and Means.

### THIRD READING

S.B. No. 21, S.D. 1:

Senator Taniguchi moved that S.B. No. 21, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

“We had a discussion and a public hearing on this bill, and it was brought out that there are more than 1,000 pages in the original bill and to my knowledge no one in the Congress has ever read the bill. I understand that one person here in the state of Hawai‘i has read most, if not all, of the bill to date, and that is the Governor’s chief policy advisor. I also understand that there are 66 pages of requirements, restrictions, prohibitions to the state as to what the state can do with this money. Everybody thinks that this is a pot of gold that’s coming from Washington, and this bill proposes to exempt the state from certain portions of the procurement law and other laws in order to facilitate what the federal demands under the ARRA are. I believe that these exemptions are not in the best interests of the state. I believe further that we are not going to get the amounts of money that have been called for. I believe even further that, in fact, if we do get the amounts of money that some of the unintended consequences, as well as the intended consequences, are going to be negative to the people of Hawai‘i. Thank you”

Senator Kokubun rose in support of the measure and stated:

“Madam President, I think there are more people than just one person in the entire state who has read the American Recovery and Reinvestment Act of 2009. I know that in Senator Inouye’s office there are several people who have read this federal law and know it quite well. I would also like to point out that, in fact, the essence of this measure—S.B. No. 21—was requested by the Lingle administration to be used as a vehicle in the event that they needed to be able to process the federal stimulus package monies quickly, which is why they have included the issues about procurement, etc. I think we don’t totally agree with all the provisions of SB21, but we needed a legislative vehicle to accommodate what the administration was perceiving as necessary in order to spend the money allocated from the Federal government. So I would respectfully ask my colleagues to support S.B. No. 21 at this point in time, that measure. Thank you.”

Senator Hemmings rose in support of the measure and stated:

“It’s with hesitation I do so. This bill is taking money from the most unprecedented move in national history, or possibly even world history. I don’t think any government in the history of humankind has made a larger expenditure for money they do not have. This is taking money from future taxpayers, close to \$780 billion, a number that, quite frankly, is hard to comprehend. So you ask why would I speak in favor of it? We’re sitting out here in the Pacific. No matter what we do, we’re going to have to pay it back. It’s our debt. So, we might as well attempt to try to share in some of the benefits that may accrue from it. What’s going on in Washington is absolutely profound when you think about it in relationship to federalism, when you think about it in relationship to controlling our destiny, when you think about it in terms of fiscal responsibility. What the Obama Administration has done is redefined the role of our government in the economy, and it isn’t pretty. There is a reason why America, under the free market system, rose to be the preeminent economy of the world; and that’s because we have freedom. Yes, there is a price to pay for a certain amount of government services but the balance of power always rested with the consumers. They were the beneficiaries and regulators of a free economy. We made the

choices, and eventually if something didn't work, we got rid of it; not just throw more money at it.

"This bill also challenges federalism. The Founding Fathers were very explicit and if you read, as I've said before, Madison's Federalist Paper No. 45, you will see that the powers delegated to the national government were few. Not so any more. Huge amounts of money are being spent, allegedly on our behalf, and being squandered. I'll give you one example: Jimmy Carter started the Federal Department of Education and it's been downhill ever since in spite of the fact that the last I checked the Education Department at the federal government level was spending \$60 billion a year.

"But how does the common man speak on what is happening in Washington? How do they speak about the Reinvestment Act? By the way, it's cleverly named, as so many things out of Washington are. Well, you know one of the great barometers of the economy is the stock market, and I can guarantee you, Madam President and colleagues, that the stock market does not invest in the past. The stock market invests in the future. It looks at what's happening with the economy and investors' retirement funds, people's pensions, union funds, individual investors, and they say, 'Yes, we want to invest. Things look good.' But since the election of this President, in its unprecedented march to a Keynesian socialist state, the stock market has spoken extremely loud and clear: it has fallen. And I know there'll be some that will say, 'Well, we have to look back to the past and blame others.' But the market doesn't do that, Madam President. It looks to the future and makes its investments accordingly.

"I'm voting in favor of this legislation because, as I said, it is money we're going to have to pay back or our children or our grandchildren are going to have to pay back. But to borrow \$780 million and then to pass a budget addition for the fiscal year of '09 for another \$410 billion, in two months the national debt will have increased to \$1.2 trillion. Right now, our national debt is approximately \$11 trillion; comes about the about \$37,000 for each of the 305 million people in our population. For a family of four, maybe your family, you owe the federal government about \$144,000. This is further exacerbated by the fact that this is not going to stimulate the economy. This is a government stimulated bill. It's going to invest in more dependency. Rather than empowering jobs to be created, it's going to subsidize dependency. Rather than empower the marketplace to expand opportunities as we know tax cuts have done by verified fact, it continues to invest in government programs that subsidize and enable dependency. It's rather ironic that I have to feel compelled to vote in favor of this bill after sharing what I think will be the dire consequences of it. But the reality is we should get some benefit from the terrible price we're going to have to pay to fund what is ironically called the American Recovery and Reinvestment Act. Thank you, Madam President."

Senator Slom rose in rebuttal and said:

"Just a very brief rebuttal. First of all, I want to thank my colleague for reminding us that this was an administration-supported bill because I know how the Majority rushes to support administration bills and administrative procedures. But I would also like to remind everyone that one of the processes that is taken out in this bill. And by the way, this bill was a gut and paste. It started out as a very innocuous bill having to do with language revolving around the definition of 'jurors' in the State, so we came full cycle to a completely different bill. But in the process of procurement right now, if someone files a protest to the bid process, the project itself is held up until that process is fully investigated and we find out that we're not doing something illegal or that we're not wasting money or that the prospective contractor is unable to fulfill the terms of that bid. In this bill here, one of the exemptions is if a protest is

filed, too bad. It doesn't matter because the project will then go ahead. There is no process for reviewing of projects. It will be built, the money will be expended, and so we have a great deal of possibility of wasted money—possibly fraudulent money—and we're not doing our due diligence in looking at bills like this. Thank you."

Senator Kokubun rose in rebuttal and said:

"I want to emphasize to the good Senator from Hawaii Kai the fact that this truly is a work in progress, and to reiterate that this was a last minute measure that was requested by the Lingle administration. I agree with him that there are concerns in the bill, particularly with respect to procurement. There are also issues with respect to civil service that are going to be 'shortcutted', if you want to call it that. So, I agree that we do need to continue to take a look at this but again would remind all of us that the bill was developed to accommodate what the Lingle administration is perceiving as an issue with respect to how these monies can be spent. Thank you very much."

The motion was put by the Chair and carried, S.B. No. 21, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 605 (S.B. No. 1152):

Senator Taniguchi moved that Stand. Com. Rep. No. 605 be adopted and S.B. No. 1152 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in support with reservations and stated:

"I have supported for the last several years the legislation that seeks to protect important agricultural lands, and I still do. However, I'm a little concerned about this bill for a number of reasons. First of all, it does establish a 100-year moratorium on lands in just two specific senatorial districts on the island of O'ahu. One hundred years is an awful long time. Things may change; times may change, the legislature certainly will change, and many of the people in these areas may change. So, I'm just wondering, I call into question just how prudent it is for the 100 year term. I don't think that really it is going to guarantee that we protect important agricultural lands. We will still strive to do that, so I will support it with reservations. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 605 was adopted and S.B. No. 1152, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Stand. Com. Rep. No. 611 (S.B. No. 163):

Senator Kim moved that Stand. Com. Rep. No. 611 be adopted and S.B. No. 163 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in support of the measure and stated:

"I rise in support but I would like to note that a number of years ago, we had very spirited discussion about putting the DOE in a business-like mode, and we're going to hire these people to help them do it, business and fiscal officers and all that. I haven't heard any response or any success that we had in this endeavor. I think it's still important to put the DOE in a business-like fashion, and that's why the best thing that we can do is to implement the requirements set forth by the Auditor. Thank you."

Senator Sakamoto rose in support of the measure and stated:

“Currently they have a chief financial officer, Mr. Brese, who’s in place, and they have fifteen complex area business managers; so in lieu of district managers, they have complex area business managers to support the fifteen complex areas.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 611 was adopted and S.B. No. 163, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 616 (S.B. No. 1308, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 616 be adopted and S.B. No. 1308, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in opposition to the measure and stated:

“There’s no irony in the fact—well, there’s tremendous amount of irony, excuse me, for me speaking—that just several years ago this Legislature and some of the proponents of this bill told us how wonderful the Teacher Standards Board was and that we had to reorganize it, and we had to make sure the Governor couldn’t appoint some independent thinkers to it, that the foxes would be in charge of the henhouse, and that everything would be hunky-dory. And now, we’re changing it again.

“As much as the Teacher Standards Board has been a victim of conflicts of interest and problems, I don’t believe the DOE is that much better. And until we come to grips with a comprehensive reform of the Department of Education in all aspects of it, such as teacher licensure, we’re going to continue to shuffle the chairs on the proverbial deck of the Titanic. And this is simply what we’re doing again; actually very similar to what we’re doing with the Hawai’i Health Systems Corporation—no dramatic systemic reform, just piecemeal changes like this. I thought we solved this problem two years ago but evidently we didn’t. So I urge my colleagues to vote ‘no,’ go back to the drawing boards, and give the people of Hawai’i education reform rather than sustaining the status quo. Thank you, Madam President.”

Senators Kidani, Tokuda, Tsutsui, Ihara, Ige, English, and Nishihara requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 616 was adopted and S.B. No. 1308, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 7 (English, Ige, Ihara, Kidani, Nishihara, Tokuda, Tsutsui). Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 618 (S.B. No. 241, S.D. 2):

Senator English moved that Stand. Com. Rep. No. 618 be adopted and S.B. No. 241, S.D. 2 pass Third Reading, seconded by Senator Gabbard.

Senator Slom rose in opposition to the measure and stated:

“You know, for the last couple years in the name of alternative energy, we have passed bills mandating certain actions and being very narrow in their scope. They all have one thing in common: they add to the cost of housing, they detract from choices of individuals. This bill mandates the use of cool roofs for all new residential buildings. My understanding is it deletes the exemption for requirements for photovoltaic systems, and I think that while it may have benefits in certain

segments of the construction industry, it’s going to have unintended consequences in others. Thank you.”

Senator Gabbard rose in support of the measure and stated:

“Colleagues, this bill would mandate all new residential and commercial construction in our state to have these cool roofs beginning in 2011. And, as you might know, cool roofs refer to special roofing material that reflects the sunlight and carries the EPA’s Energy Star label. There are exemptions, though, in the bill for the portion of the roofs that are covered by solar energy systems, buildings equipped with on-site photovoltaic systems sufficient to cover its daytime energy usage, and also for buildings without heating or cooling systems. So, I urge my colleagues to please support this bill. *Mahalo.*”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 618 was adopted and S.B. No. 241, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 620 (S.B. No. 604, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 620 be adopted and S.B. No. 604, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

“We have debated this bill, or forms of this bill, for many years and up until this point, there was always an exemption provided for those private and religious hospitals. We did not interfere with them. This bill does, and mandates that they provide information even though it is against their best wishes to do so. Thank you.”

Senator Baker rose in support of the measure and stated:

“Madam President, colleagues, sex assault is a life-threatening event and one that leaves victims not with just physical injury, but often with long-time, long-term emotional scars—might be depression, anxiety, intense fear—and according to the most recent Crime in Hawai’i report, there were 377 forcible rapes reported to law enforcement in Hawai’i in 2007. While the overall crime rate was down, the rate of forcible rape increased by 3.9 percent, certainly not a statistic any of us can be very proud of.

“The lingering health concerns are simply exacerbated by the trauma of a sex assault, and victims need to have access to good information and the assistance that EC provides. They shouldn’t be forced to have to seek out another facility and deal with all of that while trying to be concerned about the reality of their own reproductive health concerns following an assault. No woman should have to face an unwanted pregnancy in the aftermath of rape. I would note before somebody brings it up that EC is a safe, effective means of preventing pregnancy after a sex assault. It is not an abortion pill. It does not cause an abortion. EC is a higher dose of contraceptive similar to the commonly used birth control pill. Providing EC to sex assault is the best practice in emergency medical care, as recognized by both the American Medical Association and the American College of Obstetrics and Gynecology. And I would note, with regard to the issue raised by the Minority floor leader with regard to a religious exemption, the bishop in cyclical in the United States uses EC as acceptable standard of care for persons who have been convicted of sex assault. I would also note that the hospital most normally considered or being concerned with a religious exemption is really not a religious hospital anymore. The only aspect of that hospital that remains religious is the debt. It is not run by the Sisters anymore, and although the bishop in Hawai’i has expressed some concerns, the overriding Roman Catholic doctrine in this country acknowledges EC,

allows EC, and it is practiced in many, many Catholic hospitals in the state. We should not be putting victims of sex assault through another trauma of trying to find the best medical care simply because there might be a doctor or so in a hospital who doesn't want to acknowledge the standard of care for dealing with sex assault. Thank you, Madam President."

Senator Sakamoto requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 620 was adopted and S.B. No. 604, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY CONTRACEPTIVES FOR SEXUAL ASSAULT SURVIVORS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Sakamoto). Noes, 2 (Gabbard, Slom).

Stand. Com. Rep. No. 621 (S.B. No. 1183, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 621 was adopted and S.B. No. 1183, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 622 (S.B. No. 449, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 622 be adopted and S.B. No. 449, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"I must say that in committee, because of very, very limited testimony, I supported the bill. I was under the impression, as I'm sure were many of my colleagues, that this bill has to do with the release of confidential patient information. After I did receive late testimony and did do additional research on this subject, I found out that the bill, first of all, narrows the scope of the prohibition to apply only to pharmacies licensed in Hawai'i and excludes mail order or internet pharmacies. It applies the prohibition to medical doctors licensed to practice only in this state and not others. The data that is collected from health care providers is collected on a voluntary basis and it includes a collection of both brand name and generic prescriptions. No identifiable patient data is disclosed. The prescription data that is collected is used first of all to comply with federally-mandated safety reporting requirements; secondly, to educate physicians about technical development and adverse reactions to the drugs that they provide; thirdly, to inform physicians about any changes due to label changes or any drug recalls and to facilitate the delivery of product samples to appropriate physicians. The practice of the voluntary collecting of information insures compliance with FDA regulations, and it actually decreases the overall marketing cost for pharmaceuticals. So, in conclusion, HIPAA requirements absolutely protect patient-identifiable data to be released to the general public and only the identified prescription data is allowed to be used. So, I would urge a 'no' vote on this bill."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 622 was adopted and S.B. No. 449, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PATIENT PRESCRIPTION INFORMATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 623 (S.B. No. 1621, S.D.2):

Senator Taniguchi moved that Stand. Com. Rep. No. 623 be adopted and S.B. No. 1621, S.D.2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"We've talked about this bill before. This bill is the hallmark of the end of hope, the secret ballot, and freedom of choice as we know it in the world. Frankly, I'm really confused as to why so many of my colleagues who talk a good story about increasing the right to vote and availability of choice and all of that are so supportive of this symbolic unionization bill which removes the ability for workers to vote in a secret ballot and instead allows a union organizer to walk into any business of any size, any type, at any time and hand out in the face of other workers and the employer cards asked to be signed if you want to join the union. And if more than 50 percent of the signatures are recorded, then voila! We don't need an election, we don't need any secrecy, we don't need any privacy, and we don't need any choice. We then have unionization. The targets for this bill will be small businesses and agricultural workers, no doubt about it. It will increase the cost, but more importantly it will take away choices from individual workers, something that we've always talked about—the sanctity of the vote, the sanctity of the secret ballot. But in this case, in this one area of unionization, then it's okay to deprive workers of that ability. In addition, what this bill does is to supersede or suspend certain civil and criminal rights that employers and employees would have against unauthorized use of force or unauthorized use of trespass against employers and private individuals. It is the only law that I can think of that, in a wholesale fashion, not only wipes out the right of secret ballot but also creates a super special type of legal representation for unions. It is also ironic that while union membership—private union membership, not to be confused with government union membership—has declined in all states except two, those states being New York and Hawai'i. We have no problem in organizing our workers here. They have been organized, and yet some people feel that we've got to go that extra step and deny people the right to vote. I notice that some of my colleagues have already left the floor. It will be interesting to see if they come back in time for the vote. But I think this is a terrible thing to do, and I think people should stand up and be counted and explain why it is so important to take away the right to vote. Thank you."

Senator Takamine rose in support of the measure and stated:

"Madam President, firstly, we need to understand what is before us. Maybe establishing a framework is good because what this bill does is to amend chapter 377, which is referred to as the 'Hawai'i Employment Relations Act' and also referred to as the 'Little Wagner Act'. As the Senate President is well aware, the National Labor Relations Act is the federal law and there is a preemption provision included. What we are talking about is Hawaii Revised Statutes, chapter 377. The essence of chapter 377 in Section 4 of this measure identifies understanding the purpose of this chapter. Section 4 also sets forth the 'rights of employees' and provides that 'employees shall have the right of self-organization and the right to form, join, or assist labor organizations, to bargain collectively through representatives of their own choosing, and to engage in lawful, concerted activities for the purpose of collective bargaining or other mutual aid or protection.' The rights of employees establishes the foundation for why this chapter is in the Hawai'i Revised Statutes. However, it also reflects a broader basis for support and that is our Constitution which again underscores those very rights, which as a result of the 1978 Constitutional Convention, established Article XIII. Article XIII is entitled, 'Organization; Collective Bargaining.' Under section 1 of Article XIII there is a section entitled, 'private employees.' Our Constitution states that 'persons in

private employment shall have the right to organize for the purpose of collective bargaining.’ As the President is well aware, Section 2 deals with the similar right in the public sector; and so, by putting this before the people of Hawai‘i, given our history, the people have established and embedded these principles within our state Constitution.

“As I stated earlier, Madam President, the federal law does provide for preemption and therefore the National Labor Relations Act impacts on the vast majority of all workers throughout our country. Where the national act does not provide coverage, the states are allowed to provide lawful provisions that govern the similar rights to collective bargaining in those jurisdictions. Based on a review by the Legislative Reference Bureau, we know that the workforce in our state is about 625,000 to 630,000, and from that same review almost 80 percent of those would be governed by the National Labor Relations Act. What that means is that chapter 377 would have no impact on these workers. And that amounts to about 491,750 workers. In addition, collective bargaining in the public sector, which again is not affected by chapter 377, or about 90,350 workers—it’s about 15 percent of that workforce. So, we have between what is NLRB jurisdiction and the public sector, both of which are not part of this bill, approximately 95 percent of the workforce is covered. Therefore, the remaining 5 percent are under the provisions of chapter 377, as well as the Federal Railway Act and also provisions of federal employee laws. So I think it’s safe to say that less than 5 percent of the employees in the state of Hawai‘i workforce would be impacted by this provision.

“However, as the previous speaker has indicated, to some degree, this has taken on symbolic significance. And again, this is sort of a parallel to what is referred to as the ‘Employee Free Choice Act’, which is now being considered by the United States Congress. I think maybe it’s important to start there and to understand why there is a need for a bill like this. As Madam President may be aware, you know the Congress has, at least in the House of Representatives, acted on this, and they’ve had their findings put forth in the 110th Congress, 1st Session Report 110-23. To go to the very heart of the purpose for the provision itself, Congressional Session Report explains the basis for the provisions encompassed in this bill before us. Page 8 of the report states, ‘for more than 70 years, workers’ freedom to organize and collectively bargain has depended upon the effectiveness of the National Labor Relations Act. Today, the National Labor Relations Act is ineffective and American workers’ freedom to organize and collectively bargain is in peril everyday as a result. The numbers are staggering: every 23 minutes a worker is fired or otherwise discriminated against because of his or her union activity.’ In stepping back and looking at the big picture, the Congressional Report goes on to state, ‘In 1969, a little over 6,000 workers received back pay because of illegal employer actions. That number has risen by 500 percent although the percentage of the private sector workforce that is unionized has declined over the same time period, from nearly 30 percent to 7.4 percent.’ So, while the previous speaker did refer to the experience in the states of New York and Hawai‘i, and yes, I believe we are second to New York in unionized workers, we have not escaped this decline in terms of the impact of how the National Labor Relations Act has deteriorated.

“I think if we were to begin looking at that, Madam President, it really focuses in on the election process, and I think it’s very important because that is the essence of this bill. The impact on workers and what it does, and understanding that, I believe, is of critical importance. Because this is a parallel to the Employee Free Choice Act, let me cite basically that the federal law would provide for cross-check recognition and the process of elections, which were discussed in our public hearings. In those hearings, there were three primary factors

that were referenced which tend to illustrate the basis for this and distinguish the difference between elections such as ours to elect officials in the state, and the NLRB elections. This was brought out in testimony from Dr. Gordon Lafer. In Dr. Lafer’s testimony, he talks about three factors. The first factor is access to voter lists; the second factor is economic coercion of voters; and the final factor is free speech and equal access to media. Now in our own elections we know that when we decide to run, access to the voter lists—by the very people who make the decision—is critical. In a nutshell, in the NLRB elections, the employer has that list from the get-go. Whereas the union, until certain procedural proceedings occur, may not even be able to get that list. In fact, if they do get that list, it may not even be complete. It’s interesting because the point made in the testimony was that if we imagine this system being applied to senatorial elections—that is, NLRB elections to senatorial elections—where one candidate had the voter rolls two years before election day, while his or her opponent was restricted to a partial list and only got it a month before the vote, none of us would call this a free and fair election.

“Point number two, Madam President is economic coercion. Again in the testimony, Dr. Lafer points out that in elections it is illegal for a private corporation to tell its employees how they should vote or to suggest that if one party wins, business will suffer and workers will be laid off. Supervisors or managers can’t say anything to those they oversee that amounts to endorsing one side or the other. But, in NLRB elections, this kind of intimidation is completely legal. Standard employer behavior involves having mass meetings where upper management attacks the idea of unionization, and then having supervisors telling each of their subordinates personally that they should vote against the union. In this way the NLRB elections maximize exactly the kind of behavior that is banned in regular elections.

“The third factor, Madam President, is free speech and equal access. Free speech is the cornerstone of American democracy, yet when you talk about NLRB elections, the most basic standard of freedom is ignored. Management is allowed to plaster the workplace with anti-union leaflets, posters and banners while maintaining a ban on pro-union employees doing likewise. Anti-union managers are free to campaign against unionization all day long, any place in the workplace, while pro-union workers are banned from talking about unionization except on break time. The most extreme restriction on free speech is employers forcing workers to attend mass anti-union meetings. Not only is the union given no equal time, but pro-union employees can be forced to attend with the condition that they do not open their mouths. Madam President, this tends to begin shining the light on why this bill is before us and why an additional option, in addition to an election process, is being proposed.

“Those are the basic representations that are being made, but what is the actual impact and what is the actual impact of that in Hawai‘i? For that, Madam President, we took a look at the election results, specifically NLRB election results in our state for the past 12 years. What did we find? Basically if you were to compare the most recent 6 years to the 6-year period before that, we find that the total number of elections have declined. They’ve gone from an average of 30 a year to 18 a year. In addition, the number of wins by unions has gone down also, from an average of 15 per year down to 10 per year; or about a 33 percent drop. Of course, this is NLRB results, which is outside the jurisdiction of this bill. This bill deals with the Hawai‘i Labor Relations Board and Chapter 377, and what is the experience there? If we were to look at the same 12-year period, and if we the 6-year period prior to that, we see that there were a total of 6 elections: 3 won by the unions, 3 won by the employer. If we were to look at the most recent 6-year period, there were only 2 elections held before the Hawai‘i

Labor Relations Board, and in both of those instances the union lost.

“So, what do we gather from this, Madam President? I would submit to you that I think this is a vehicle for restoring the balance. If we were to look at the actual rights that are trying to be addressed here, this measure provides tools to restore that balance. However, I’m not so sure this discussion or debate should be reduced to whether we are ‘for’ unions or ‘against’ unions or whether unions are good or not so good. I think maybe if we focus on the impact on working families, focus on the quality of their lives, focus on their struggle to make ends meet, maybe that’s a more meaningful context to discuss this measure in. With respect to that, I would like to refer back to the purpose of the Employee Free Choice Act, which is stated on page 3 again of the Congressional Report 110-23. The Report states, ‘the Employee Free Choice Act of 2007 seeks to strengthen and expand the American middle class by restoring workers’ freedom to organize and collectively bargain under the National Labor Relations Act. The bill reforms the NLRA to provide for union certification through simple majority sign-up procedures: first contract mediation and binding arbitration and tougher penalties for violations of workers’ rights during organizing and first contract drives.’ Now, in talking about that, if we were to look at other observations the Congressional Report, I believe it tells us something about rebuilding the middle class and how to do it from the perspective of working families. I would also note that the same congressional report also states that the link between the Employee Free Choice Act and new hope—new hope—for a more vibrant American middle class is evident in the numbers. By every measure, workers who join together to bargain for better wages, benefits and working conditions, do indeed receive better wages, benefits and working conditions. This union difference is confirmed by the Bureau of Labor Statistics. Unionized workers median weekly earnings are 30 percent higher than non-union workers. The Congressional Report also notes, 88 percent of unionized workers have employer-provided health insurance, while only 49 percent of non-union workers do; 68 percent of unionized workers have guaranteed pension under a defined benefits plan, while only 14 percent of workers who are not unionized do; and 62 percent of unionized workers have the protection of short-term disability benefits, while only 35 percent of non-unionized workers do. It’s interesting in the Congressional Report, Madam President, because it goes beyond sort of the union and non-union distinction and talks about how, on a broader level, the dynamics help to improve the overall economic environment. The Report states, ‘strong unions set industry-wide standards that benefit workers across an industry regardless of their union or non-union status. Moreover the threat of unionization often leads employers to attempt to match or approach union pay and benefit scales in order to discourage unionization.’

“Now, a second point that is made in the Congressional Report is with respect to the impact on the general workforce. The Report states, ‘unions as the only organizations explicitly representing workers, have been instrumental in building and preserving nationwide and statewide systems of social insurance and workers’ protections, such as workers’ compensation and unemployment insurance, occupational, safety and health standards, and wage and hours laws, such as the minimum wage, the 40-hour workweek and overtime premium pay. All Americans reap the benefits of these laws and programs regardless of their union or nonunion status.’ It’s interesting because in the studies that were done, they even talk about greater competitiveness and productivity and citing the report it further says, ‘more robust unions not only stem the middle class squeeze, but contribute to a high road competitiveness, a more broadly shared prosperity that benefits workers’ families, as well as consumers and shareholders.’ It

goes on to state, ‘A number of studies show how unionization and productivity often go hand-in-hand. For example, greater fairness on the job and wages that reflect the company’s success lead to more motivated employees. Unions foster greater commitment and information sharing between employees and management. A 1984 study found that approximately 20 percent of the union productivity effect resulted from lower turnover in unionized firms.’ The Congressional Report further states, ‘Lower turnover means lower training costs, and the experience of more seasoned workers translates into higher productivity and quality.’

“Madam President, I think that when we consider all of this, again we need to apply it to our state and what the situation is here. The Department of Labor and Industrial Relations does keep records regarding pay levels of various members of the workforce and the average pay by industry. When you look at agricultural workers, which would be the primary component of the workforce that is impacted by this bill, the average annual wage is \$29,567. When you take into account all workers in the workforce, not only unionized workers, even non-union, but all of the workers in the workforce, the average is \$39,465. So, agriculture workers are making a little less than 75 percent of what all workers are making right now.

“In conclusion, Madam President, basically this is a bill that I realize has taken on symbolic significance. When we really look at what the bill does, it impacts less than 5 percent of the employees in our state. The measure tries to provide for an additional option, not to take away the right to vote, but to provide for an additional option of card check in determining whether a group of employees wants union representation. And, if anything, I think the overarching goal here is those economic improvements in the lives of families, in the lives of people. If we’re looking at trying to turn the economy around here as President Obama is doing at the national level, I believe that this will be part of rebuilding the middle class. If I can just take one final quote from the Congressional Report, it says that ‘the Employee Free Choice Act restores needed balance to a process that has become increasingly dysfunctional. As we have seen, denying workers the right to form a union has important consequences for the economy and the political process. Workers’ freedom to form unions is and should be considered a fundamental human right. All Americans lose, in fact democracy itself is weakened, if the right to unionize is formally recognized, but undermined in practice. Strengthening free choice in the workplace lays the basis for ensuring a more prosperous economy and a healthier society.’ Because of the foregoing considerations, I will be supporting this measure. Thank you, Madam President.”

Senator Slom rose in rebuttal and said:

“Let me say that I enjoyed the educational and entertaining historical perspective given by the Senate Labor Chairman. When I was a kid I really enjoyed magicians, and of course the basis of magic is sleight of hand. And I think that that presentation took away from what I was arguing for and what we should be concentrating on, and that is the right to vote and the secret ballot. And nowhere in that discussion really was there anything that should dissuade anyone who has a belief in the inherent right of voting and secret ballot.

“There’re so many things to talk about here. It is true that unions have lost votes here in Hawai‘i. Many other people have lost votes as well. But now, because they have lost votes in a secret ballot, in a freedom-of-choice situation, the proponents of this kind of legislation, nationally and in Hawai‘i, seek to obviate and eliminate the voter process. I heard the Labor Chairman say that now they have an alternative. Well, they don’t have an alternative. If the card-check legislation is passed, those employees covered under our Hawai‘i Revised Statutes will not have a choice. They can’t say, ‘Well, I’d

rather vote for it or not vote for it.' They will not be able to vote, and that is pure and simple. Now, I didn't bring up any discussion as to union versus non-union. And I know that a number of legislators in this body periodically march hand-in-hand, arm-in-arm with unions who are striking or informationally picketing employers in this town, and that's fine. That's their right. That's their decision. But don't tell me that it's not fair for unions. The only issue I would raise is not whether or not to have unions. The issue should be compulsion: whether you get to force somebody to pay union dues, to listen to union political statements, and to abide by what the union says when the individual worker doesn't want to do that. It would be the same thing as forcing people who start business to forcibly join and pay dues to the Chamber of Commerce of Hawai'i or Small Business Hawai'i or NFIB or another organization. The issue there is force and compulsion and lack of choice, and I find it beyond irony that this bill has been subtitled as the 'Free Choice Act,' because exactly what we're doing is taking away that choice and a fundamental right, and the best part is you all know that. You can dress it up, you can put makeup on it, you can walk it to town but it's still at the end of the day, the same thing: we are taking the right to vote and privacy away from one group of people.

"Senate Labor Committee Chairman said only 5 percent of the labor force would be affected by this. Well, it's not true; 5 percent additional, other than those that are already unionized. And if we use his figures of 650,000 in the workforce, then we're talking about another 32 to 35,000 workers who would be subject to this. But the bottom line is this: if all of those allegations that he made and all of his complaints with the NLRB are correct, first of all, we don't need and shouldn't have employers. We should outlaw employers and let the unions run the economy in the state. Let's see, what did they do? We used to have a sugar economy; we don't any more. We used to have a pineapple industry; we don't any more. We can look at other examples that we don't have any more. And if we pass this kind of legislation, instead of job creation we will have job destruction. But if these allegations were true, or even if some of them were true, about the employers and what they do or what they don't do, that more than ever cries out for a silent and secret ballot so that employees can say, 'Yes, this employer is a jerk and I want to be unionized and I will vote for the union.' But as the good Senator has shown in the most recent elections, they haven't taken that position; they've taken the opposite position. And so because these unions have been unable to gain not only the trust but also the support of many workers, they want to take away that ability. It's wrong, Madam President. It's wrong and we should not support this. Thank you."

Senator Sakamoto rose in opposition to the measure and stated:

"I think the issue for me is it's a contrast between the big unions and small business, and in Hawai'i many of our jobs—most of our jobs—are small businesses. And there's a fear that this issue will harm them. And I'm sure that the good Chair, the Labor Chair, can say who's in and who's out, who's maybe, who's the goal, but the real problem if we were to pass this legislation and it were to become law is that it casts another shadow. It's casting a chill over small business. So I ask my colleagues to respect workers, respect unions, but also allow our small businesses to thrive in the sunshine versus in chilling shadows."

Senators Ige, Ihara, Espero, Gabbard, Green, Kim, and Kidani requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 623 was adopted and S.B. No. 1621, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE

BARGAINING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 7 (Espero, Gabbard, Green, Ige, Ihara, Kidani, Kim). Noes, 4 (Hemmings, Nishihara, Sakamoto, Slom).

Stand. Com. Rep. No. 624 (S.B. No. 969, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 624 was adopted and S.B. No. 969, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RESTRICTED ACCESS TO CORRECTIONAL FACILITIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At 11:55 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:37 p.m.

Stand. Com. Rep. No. 625 (S.B. No. 478, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 625 was adopted and S.B. No. 478, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 1 (Slom). Excused, 4 (Bunda, English, Hemmings, Kim).

Stand. Com. Rep. No. 627 (S.B. No. 1148, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 627 was adopted and S.B. No. 1148, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMPREHENSIVE OFFENDER REENTRY SYSTEM," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, English, Hemmings, Kim).

Stand. Com. Rep. No. 628 (S.B. No. 1054, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 628 was adopted and S.B. No. 1054, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 2 (Kidani, Slom). Excused, 4 (Bunda, English, Hemmings, Kim).

Stand. Com. Rep. No. 629 (S.B. No. 1056, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 629 was adopted and S.B. No. 1056, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Kim).

Stand. Com. Rep. No. 630 (S.B. No. 212, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 630 was adopted and S.B. No. 212, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Kim).



Stand. Com. Rep. No. 633 (S.B. No. 967, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 633 be adopted and S.B. No. 967, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"I'm, I guess, alarmed that we keep adding every year more and more pharmaceuticals to the cover list of drugs not available to people within the state, and I think that we kind of weaken the law by doing that, and I think we should reexamine it. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 633 was adopted and S.B. No. 967, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 635 (S.B. No. 1059, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 635 was adopted and S.B. No. 1059, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Bunda).

Stand. Com. Rep. No. 636 (S.B. No. 645, S.D. 2):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, Stand. Com. Rep. No. 636 and S.B. No. 645, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," was recommitted to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Stand. Com. Rep. No. 637 (S.B. No. 560, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 637 was adopted and S.B. No. 560, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 638 (S.B. No. 1343, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 638 was adopted and S.B. No. 1343, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FEES AND OTHER ASSESSMENTS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 639 (S.B. No. 754, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 639 was adopted and S.B. No. 754, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 641 (S.B. No. 1165, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 641 was adopted and S.B. No. 1165, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 642 (S.B. No. 38, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 642 was adopted and S.B. No. 38, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 643 (S.B. No. 266, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 643 was adopted and S.B. No. 266, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GLOBAL WARMING," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 644 (S.B. No. 746, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 644 was adopted and S.B. No. 746, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 645 (S.B. No. 821, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 645 was adopted and S.B. No. 821, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELDER CARE," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 646 (S.B. No. 1140, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 646 was adopted and S.B. No. 1140, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 648 (S.B. No. 1332, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 648 be adopted and S.B. No. 1332, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"I think this is one of these bills that requires the Auditor's sunrise analysis before going into creating new licensure. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 648 was adopted and S.B. No. 1332, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 650 (S.B. No. 1313, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 650 be adopted and S.B. No. 1313, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senators Taniguchi, Ihara, and Chun Oakland requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 650 was adopted and S.B. No. 1313, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 3 (Chun Oakland, Ihara, Taniguchi). Noes, 1 (Gabbard). Excused, 1 (Bunda).

Stand. Com. Rep. No. 651 (S.B. No. 830, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 651 be adopted and S.B. No. 830, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“Yes, Madam President, I’m voting ‘no’ on this bill because it establishes the shared services technology special fund.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 651 was adopted and S.B. No. 830, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT SHARED SERVICES TECHNOLOGY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 652 (S.B. No. 1277, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 652 be adopted and S.B. No. 1277, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Sakamoto rose in support of the measure and stated:

“I rise in support of the measure, and I have passed out to the members sort of a matrix showing many different bills that we have related to housing in different capacities. Some ideas are in this measure, but I would ask that the matrix, as well as a summary, be inserted in the Journal.”

The Chair having so ordered, the matrix and summary are identified as “**ATTACHMENT A**” and “**ATTACHMENT B**” to the Journal of this day.

Senator Slom rose in opposition to the measure and stated:

“My opposition is that it increases the conveyance tax; even though it’s on a higher amount, \$1 million is still an increase in the tax. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 652 was adopted and S.B. No. 1277, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 655 (S.B. No. 1096, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 655 was adopted and S.B. No. 1096, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY WORKFORCE AND DEVELOPMENT,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 656 (S.B. No. 579, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 656 be adopted and S.B. No. 579, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senators Taniguchi and Sakamoto requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 656 was adopted and S.B. No. 579, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 2 (Sakamoto, Taniguchi). Noes, none. Excused, 1 (Bunda).

Stand. Com. Rep. No. 661 (S.B. No. 1060, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 661 was adopted and S.B. No. 1060, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIREWORKS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 666 (S.B. No. 638, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 666 was adopted and S.B. No. 638, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 668 (S.B. No. 294, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 668 was adopted and S.B. No. 294, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STATE DEPARTMENTS,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 669 (S.B. No. 287, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 669 be adopted and S.B. No. 287, S.D. 2 pass Third Reading, seconded by Senator Chun Oakland.

Senator Slom rose in support of the measure and stated:

“I rise in support of this measure, but I have some comments and that is we’ve had a very successful geothermal energy operation for more than 15 years now, and I think that if we want to have more geothermal and more alternative, that we should remove some of the taxes and the disincentives for this kind of opportunity. Thank you.”

Senator Kokubun rose in opposition to the measure and stated:

“There are three issues with this bill that I have a hard time agreeing with. First, it’s directed at the county with the largest land mass in the state. Obviously, that’s the Big Island. The proven resource is there, and the developer is doing a very admirable job in terms of generating electricity. In fact, Puna Geothermal Venture, the actual company doing the development, has received an increase in the permitted amount of megawatts that they’re going to be allowed to produce, doubling from 30 megawatts to 60 megawatts. But the issue I have with the bill is the identification of the county with the largest land mass in the state being the subject of this measure. It reminds me of the bill regarding the large capacity ferry. This is not general law. This is really a very specific issue, and when the Supreme Court rules—hopefully they will be ruling soon—on the appeal that’s before them on the general law issue, then I think the same issues will apply here, with this bill as well.

“The second primary focus of my concern is the fact that none of the land use issues were taken into account with this bill. As many of you know, we just passed S.B. No. 50 earlier in the session, which was developed to balance the current land use issues with the desire to promote alternative energy biofuel development, particularly as it related to the Big Island. But the way the leases of State land for biofuel development were executed previously and what required S.B. No. 50 was that it was done without any clear addressing of the land use laws that underlie those areas the Administration wants to promote, particularly DBEDT. The same thing would follow through in this situation as well. HRS 205-5.1, the geothermal resource subzone section, speaks specifically to land uses connected to geothermal development, yet I see none of that addressed in the bill today. We need to examine that section of the law to be sure that there’s no conflict with respect to the land use provisions in this bill, as well as the promotion of alternative energy.

“The other point to be made here is that geothermal resource subzones have been established by law. Although I know that this bill was primarily geared for the existing project down in Kapoho along the East rift of Kilauea, geothermal resource subzones have also been designated on the southwest rift of Mauna Loa, reaching into Ka’ū and on Hualālai, which is the dormant volcano just *mauka* of Kailua-Kona. So the potential to maximize use as stipulated in this bill would affect all of these communities. I think there needs to be some kind of acknowledgment in this bill that those communities will be informed about what is being proposed here and that they should have a chance to weigh in.

“Final point with respect to this bill, although it’s not specifically addressed in this bill, is the underlying issue of cultural concerns with respect to the development of the resource. Now, there have been several metaphors utilized to promote the development of geothermal energy, but what we need to recognize is the fact that the resource is held in high regard by our host culture. The deity Pele is regarded as a very important god in the pantheon of native Hawaiian spiritual practices. I don’t want to speak to that directly with any sort of authority. Being a resident of the Big Island for more than 35 years, I know how concerned people are about proper respect and the need to address those kinds of concerns before these kinds of bills are pushed forward. So, for those reasons, colleagues, I ask you to vote in opposition to this measure. Thank you.”

Senator Takamine requested that his vote be cast “no,” and the Chair so ordered.

Senator Hemmings rose in support of the measure and stated:

“This and similar legislation encouraging the diversity of energy marketplace is long overdue. It’s indeed regrettable that Hawai’i, the state with the most potential for fuel independence, fossil fuel independence, is a state with the most dependency.

“On the Big Island it’s especially sad, and I’m sure the good Senator from Kona will correct me if I’m wrong but I believe that the peak demand megawatt use on the Big Island is around 300 plus megawatts. In previous studies done back in the 80’s, it was established that the Big Island, through geothermal, could establish three times that amount in energy, thus making the Big Island totally energy independent. In fact, Governor John Waihe’e who first proposed this, included in the study the possibly having a cable take energy to Maui. In the ensuing years, bureaucracy, ill-conceived opposition, sometimes opposition yielding good public policy to the most vociferous and ill-informed protest group ruled the day. And we have 30 megawatts of geothermal energy while at the same time one of the state’s wealthiest private corporations that Gordon Gekko

would know a lot about—Hawaiian Electric—has reaped in over \$2 billion in the last 15 years, burning—you guessed it—fossil fuel. It just doesn’t add up. They put in 50 megawatts of increased energy capacity at their Ke-āhole, Kona area just in recent times.

“Now I can appreciate that the good Senator from the Big Island has to consider the opinion of some of his constituents, but I hope he, being a state Senator, would consider the welfare of all his constituents, not the vociferous minority. You know, we write legislation all the time and no one bats an eyelash that counties with populations over 500,000 shall do this, that, and the other thing. That’s all right. The reason why the Big Island is specified in this bill, by gearing it to the county with the largest land mass, is simple: it’s where the geothermal energy is. If we were enlightened, we would have had—excuse me on words—geothermal energy prolific on the Big Island. And we could do something profound in the world of energy; not only could we be energy independent from the ills of fossil fuel—and we know what they are—but we could also be the first state to revolutionize from the industrial revolution to the technical revolution. Having our ground transportation go to electric cars where we’re virtually using American innovation could once again put us at the cutting edge of transportation technologies rather than on the verge of bankruptcy as the big three are. Regarding Pele: Pele, Pele, Pele. My gosh; I don’t think she’s protested, to tell you the truth. That cultural sensitivity was a card played way back when Puna Geothermal first went online, and I haven’t seen any protest. I think Puna Geothermal has proved that despite the barriers put in front of them, they have proved beneficial and good source of electricity for the Big Island, rather than unbelievably fossil-fuel, diesel-burning generators from the 1950’s or even World War II along the Hamakua Coast, which Hawaiian Electric gets 190 percent above the national average cost to pay for. So geothermal is a proven asset to the energy market. I might add that our good Polynesian friends from New Zealand also utilize this technology much to their pride. I would suggest that we have to have the leadership necessary to break down the taboos and ill-conceived opposition of the past, and become enlightened leaders that encourage our energy independence by promoting the diversity of opportunities we have available to us, rather than relying on the time-proven falsehoods of past opposition that has kept Hawai’i tied to disastrous fossil fuels. I encourage my colleagues to vote in favor of this legislation and do everything they can to expedite energy diversity opportunities for all the islands. Thank you, Madam President.”

Senator Gabbard rose in support of the measure and stated:

“As a state, we pay more than \$6 to \$7 billion dollars a year to light up our houses and to gas our cars and to fuel our planes, and we need to keep our energy dollars here in Hawai’i instead of sending our hard-earned money overseas to foreign countries who don’t like us very much. And as we strive to overcome Hawai’i’s addiction to foreign oil, we need to maximize our use of the renewable energy available to us. Hawai’i is one of the few states, as you know, that has ready access to an abundance of geothermal energy. Back in the 90’s, you all recall the controversy when the first geothermal wells were drilled. One of the main problems back then is that there wasn’t the buy-in from the local community. Many Hawaiians saw tapping into geothermal energy as violating Madame Pele. Times have changed. There are some in the Hawaiian community who see geothermal energy as Madame Pele sharing her bounty with the people of Hawai’i to help make us energy self-sufficient. So I ask my colleagues to join me in support of this bill. *Mahalo.*”

Senator English rose in opposition to the measure and stated:

“You know, as this bill moved throughout committees I voted with reservations on it, and my objections have been that the Hawaiian community has not been consulted on this. Some

other speakers on this floor today have referred back to that debate and, I would say, maybe misinterpreted what happened there. But nonetheless, this is embodiment of a Hawaiian deity. And until the Pele practitioners, the lineage holders—and those people exist—are consulted on this, we would tend to repeat what happened in the past. So, I think that after a series of reservations vote, I'm going to be voting 'no' because I haven't seen that consultation, I don't think that the Hawaiian community has been properly acknowledged in this, and I don't want us to end up where we were in the past on it. So based on that, I urge my colleagues to vote 'no.' Thank you."

Senator Kokubun rose in rebuttal and said:

"With respect to the good Senator from Kapolei mentioning that we are exporting a number of our dollars for energy, I would just bring to his attention that Puna Geothermal Venture is a subsidiary of Ormat, an Israeli company, so the majority of profits from that company also leave this state. I would also like to address the concerns raised by the Senator with the buff-and-blue alumni uniform. With all due respect, he is very ill-informed with respect to his statements today. It wasn't Governor Waihe'e, it was Governor Ariyoshi who really pushed that project, and the fact that the number of megawatts of power being produced today do go a long way to address the needs of the Big Island. Don't get me wrong. This is not to say we shouldn't initiate more geothermal development. I just know that in the past, the way the project has proceeded has been ill-conceived because it has run into so much opposition. And so I think to put a bill like this together without any sort of community input or at least doing some outreach is a mistake, and therefore I'm very opposed to this measure. Again, the idea is not to dissuade the production of energy on the Big Island. In fact, as all of you know, the Big Island leads the state in terms of alternative energy production. In fact, it's the Big Island that actually raises the renewable portfolio standards for the entire state because of all the alternative energy that's developed on the Big Island, and we take great pride in that. But we want to do it in a way that the people and the community benefit, agree, and in fact celebrate the development of alternative energy on the Big Island. And again I would just point out the fact that earlier today we passed S.B. No. 50, which would address the noncompliance related to alternative energy development. The fact that the actions taken by DLNR to approve biofuel development run into direct conflict with the existing land use laws, and therefore necessitated the development of that bill. I sense the same issues being raised in this bill as well, which forms the basis for my strong opposition. Thank you."

Senator Green rose in support of the measure and stated:

"I do have a great deal of respect for my colleagues from the Big Island, and I no doubt can imagine lots of tweaks and consultation will be necessary along the way to make that bill good enough to become law. But as to consultation, I made 22,000 phone calls over the past year—22,000 personally—and no shortage of people brought up just their dismay that their energy prices are so high. So bills like this, I think, fuel not just debate but possible improvements on the system. I don't know ultimately where all the geothermal sources will emanate from on the Big Island and in the future in the state of Hawai'i, but I do know this: if we don't start passing bills like this, we'll never really reach energy self-sufficiency. So we're going to have to be aggressive, but there has been an incredible amount of consultation with the people of Big Island. Thank you."

Senator Espero rose in support of the measure and stated:

"Colleagues, we must remember that it was just very recently when the price of gasoline was over \$4 a gallon and the cost of a barrel of oil was predicted to hit \$200 a barrel. This episode within our country the last year created many hardships and had significant negative impacts within our state, within our

families. This measure could be the vehicle to move this discussion and debate along. It does have a defective date, so it will certainly be a bill which we will see again if the House feels that it should be passed on. But of course, we all know between wind, solar, wave and geothermal, we should be able to be 100 percent sustainable in terms of our energy independence. And this is certainly a measure—because I am not aware of any other geothermal bills—that can move this discussion forward. We need to engage all stakeholders, especially the Hawaiian community, and I believe this bill will allow that to happen. Thank you."

Senator Hemmings rose in rebuttal and said:

"As a matter of fact, I'm not ill-informed on the issues I stand to speak up on. I spend quite a lot of time studying them, ruminating on them. But I made a mistake. It was Ariyoshi's administration that commissioned the tremendous study and a lot of money to be spent. I was thinking that the other great initiative that was lost to minority dissenters was the space launch site that could have been an industry that would have rivaled the tourist industry had we had the courage to overcome the shrill voices of the complaining minority, which leads me to my point of rebuttal.

"Too often in this state, we yield decision making to the most vociferous, and quite frankly, ill-conceived and sometimes obnoxious minority. The Founding Fathers wrote very clearly and they built a lot of protections in their original meetings in building the Constitution to protect us from the tyranny of the majority. But if you look back over the last generation of leadership of this state, we've oftentimes yielded the best interests of the future of the state to very loud minorities, and this is an issue that I think illustrates that. But I want to tell you and give you an example that I'm sure the representative from the Garden Isle will be afforded the opportunity to rise on my statements, but in decision making matters like this, we could have had a space launch site but we didn't have the courage to do it. Hilo could have been the gateway to the stars. On the exact opposite of the island chain, of the major chain, on the island of Kaua'i was proposed the SDI's initiation at Barking Sands. Same opposition arose on Kaua'i, but because it was a military site, those decisions were yielded and Barking Sands went in. As far as the record shows and as far as I can see, for the island of Kaua'i it's been an asset to the people of Kaua'i. We did not yield that opportunity to the shrill minority. And that is something I hope that we remember in making decisions of this nature in many areas. Who do we really represent? And whose future should we be voting for? I realize the political pressure we're all under to keep different constituencies happy, but I would suggest that the constituency we really should keep happy are the people of this state, who have the greater vested interest in progressing forward. I would suggest that energy independence—especially for the island with the most potential for it—is in everyone's best interests despite the opposition of a minority. So, I'm hoping when we come across bills like this, we don't yield our responsibility to vote for what's best for the most to the minority opposition. Thank you, Madam Chair."

Senator Hooser rose in support of the measure with reservations and stated:

"When I first came in today, in first reviewing this bill, I voted for it straight-up, I believe all the way through the committee process. And my intention prior to the last speaker's comments was to vote in support without reservations, but after listening to the total lack of respect and lack of cultural sensitivity and the lack of historical perspective and the lack of feeling and understanding toward those who are closest to these issues, who have lived through these issues—after listening to all that, Madam President, I am close to voting in opposition. But out of respect for the Chair and respect for the issue of energy independence, I will be voting with reservations. And

for the record, it's been stated over and over again by the previous speaker how we consistently yield to the shrill, unreasonable, loud and obnoxious voices of the minority. I would say to you, Madam President, that this body has proof, dealing with our Minority across the aisle here, that we do not yield to the shrill, loud and unreasonable voices of the minority. Thank you."

Senators Taniguchi, Chun Oakland, Baker, Fukunaga, Ige, Tokuda, Ihara, Nishihara, and Kidani requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Slom rose on a point of personal privilege said:

"Let me just say that from this Minority standpoint, we are neither obnoxious nor shrill, and that we do have good things to say. But it is absolutely true—you totally ignore us and ignore the people in some of your votes. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 669 was adopted and S.B. No. 287, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 10 (Baker, Chun Oakland, Fukunaga, Hooser, Ige, Ihara, Kidani, Nishihara, Taniguchi, Tokuda). Noes, 5 (English, Galuteria, Kokubun, Takamine, Tsutsui).

Stand. Com. Rep. No. 671 (S.B. No. 44, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 671 was adopted and S.B. No. 44, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 673 (S.B. No. 63, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 673 be adopted and S.B. No. 63, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"Again, this is another bill that we've had around for quite some time. It requires an employer to pay worker's comp temporary total disability benefits even when the benefits are being discussed or being protested and so it is an additional cost on business, but more than that, it's an unfair expenditure. Thank you."

Senator Sakamoto rose in opposition to the measure and stated:

"When workers get injured, most employers want them back to work as soon as they're able. Sometimes they're not fully able and employers many times try to accommodate them by providing temporary or partial work. One challenge with this measure is that it says, 'The payment of benefits shall be terminated only upon the order of director or if the employee's treating physician determines that the employee is able to resume work and the employer has made a bone fide offer of suitable work within the employee's medical restrictions. The order shall be only issued after the director has reviewed the case file and position papers submitted by the employee and the employer.' As we know, case files and position papers take a while. People get injured at work and unfortunately there are too many people who want to stay off work until the benefits expire which is not the goal; the goal is to get people proper medical attention but also back to work as soon as possible. Part of this measure provides that some employees can get 100 percent of their weekly wage. When working, you get your

weekly wage; when not working, you get 100 percent of your weekly wage. Where is the incentive to go back to work? Madam President and colleagues, I believe this will not help get employees back to work. This will be an open door for those who choose to ride the system, and I'm not saying that for all employees, but there are some that do. We don't want to open the door for those that wish to simply prolong a leave of work. Thank you very much."

Senator Takamine rose in support of the measure and stated:

"I appreciate the comments made by the previous two speakers, but need to make a correction. With respect to getting the employee back to work as soon as possible, that is the goal for both employer and employee. Should there be any overpayment, lines 18-22 on page 4 of the bill provides for a credit, and therefore, the employer would be kept whole. With respect to paying 100 percent, I'm not sure that is accurate. If you look at lines 21-22 on page 7 of the bill, in situations where there is a strong basis for making payment and there was improper termination, then there is a penalty of 70 percent of the average weekly wage. I don't believe there is any reference to 100 percent payment. Thank you."

Senator Sakamoto rose in rebuttal and said:

"Continuing on where the Chairman left off: 'Or if the employee's average weekly wages are less than the maximum weekly wage rates prescribed in the subsection(a), at the rate of one hundred percent of the employee's average weekly wage.' Perhaps the Chairman can look at it in the future because if that's not the goal then perhaps I'm misreading it. That's where I got that specific comment from. Thank you very much."

Senators Ihara and Ige requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 673 was adopted and S.B. No. 63, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 2 (Ige, Ihara). Noes, 5 (Hemmings, Kidani, Nishihara, Sakamoto, Slom).

Stand. Com. Rep. No. 676 (S.B. No. 436, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 676 was adopted and S.B. No. 436, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIFE SCIENCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 677 (S.B. No. 642, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 677 was adopted and S.B. No. 642, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 681 (S.B. No. 1278, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 681 was adopted and S.B. No. 1278, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 685 (S.B. No. 553, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 685 be adopted and S.B. No. 553, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Gabbard rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madame President, I rise in support of SB 553 SD 2. Energy efficiency is the lowest hanging fruit in our quest to kick our addiction to oil. We can implement energy efficiency measures quickly and get immediate results. This bill requires state agencies to replace older light bulbs with compact fluorescent light bulbs and light-emitting diodes in state buildings, starting next year. CFLs and LEDs are at least three times as efficient as conventional incandescent light bulbs. The state needs to lead in energy conservation by setting an example for others to follow. I urge you to join me in supporting this bill. *Mahalo.*"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 685 was adopted and S.B. No. 553, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY-EFFICIENT LIGHTING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 686 (S.B. No. 559, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 686 be adopted and S.B. No. 559, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Gabbard rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madame President, I rise in support of S.B. No. 559, S.D. 2. This bill would require the Department of Accounting and General Services to establish a recycling program in all the buildings within its jurisdiction by 2011. This would include recyclable paper products, electronic devices, plastics, and furniture. The state should be leading by example when it comes to recycling and this bill sets us on the right course. I urge my colleagues to join me in supporting this bill. *Mahalo.*"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 686 was adopted and S.B. No. 559, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 687 (S.B. No. 773, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 687 was adopted and S.B. No. 773, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 695 (S.B. No. 1633, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 695 be adopted and S.B. No. 1633, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"I'm going to rise in opposition to this bill and most of the bills following for special purpose revenue bonds. And the reason I do so—we have discussed special purpose revenue bonds for the last couple years. We have had an increasing number of them authorized, but very few that have actually been utilized. In fact, my information is as of June 30th of this year, we have outstanding but unissued nearly \$550 million in previously authorized special purpose revenue bonds. We also have a number of firms that have cropped up that many of us have not heard of before and in trying to do informational checks find that they're very good at public relations, but in terms of a track record or actually doing things, they seem to be wanting. Now, I know the argument always is that the state does not have liability for the issuance of these bonds because we're not standing behind them. We really have not had that tested because we haven't had one of the SPRBs actually default and then see what happens in terms of creditors. But we do know that they get special tax breaks because of the state; we do know that the state has to go out and get special personnel that administer these special purpose revenue bonds. And as I've said, we've had a lot of claims over the years, particularly as we've expanded the scope from education and health care into energy and into other fields as well. Basically I would not have disagreement with many of these proposals if we could see some results. But as I say, we're long on public relations and short on results, and particularly in these difficult economic times and difficult market conditions, I think we should be more prudent and wait for some direct results. So, I will be voting 'no' on this and most of the other bills, probably with the exception of the Honolulu sea water bills because we've seen some progress in that area. Thank you."

Senator Bunda requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 695 was adopted and S.B. No. 1633, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST EPOD, INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Bunda). Noes, 1 (Slom). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 701 (S.B. No. 393, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 701 be adopted and S.B. No. 393, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Bunda requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 701 was adopted and S.B. No. 393, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Bunda). Noes, 1 (Slom). Excused, 1 (Taniguchi).

Stand. Com. Rep. No. 704 (S.B. No. 537, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 704 was adopted and S.B. No. 537, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 707 (S.B. No. 521, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 707 was adopted and S.B. No. 521, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 709 (S.B. No. 1315, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 709 be adopted and S.B. No. 1315, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 709 was adopted and S.B. No. 1315, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES ENFORCEMENT PROGRAM," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Ihara). Noes, 1 (Baker).

Stand. Com. Rep. No. 711 (S.B. No. 1334, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 711 was adopted and S.B. No. 1334, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC AND DANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 715 (S.B. No. 540, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 715 was adopted and S.B. No. 540, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 717 (S.B. No. 1226, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 717 was adopted and S.B. No. 1226, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE TOURISM SPECIAL FUND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 719 (S.B. No. 1310, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 719 was adopted and S.B. No. 1310, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 720 (S.B. No. 1611, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 720 be adopted and S.B. No. 1611, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"And yes, yes, yes, I know this started out as an administration bill, but it's not anymore. What it is, however, is a bill that will increase our taxes, our fees, the rates that we pay.

And one of the reasons that was given as justification for this bill is because the highway fund was raided over the years of more than \$140 million. That part is true. The fact that the highway fund is very low and past the point of automatic refurbishing is also true. But to ask the taxpayers to pony up even higher gasoline taxes—while we pay the highest taxes combined in the nation and when the federal government is looking to raise its taxes even more—when we ask our residents to pay even higher motor vehicle registration fees just at the state level, in addition to county fees and so forth, when we ask them to pay additional fees and costs when they're not getting the operating improvements that they've paid for for the last decades, I find there's a disconnect here. Part of the bill discussed the fact that the tax increases would not go into effect until 2011 and/or until we had a certain measure of economic revitalization and stabilization. The question should always be in taxation fairness and whether or not the taxes and/or the fees are justified. And at this time and in this manner, I don't see that they are justified and that we can't talk about putting even further burdens on our taxpayers. And we can't talk about refilling the highway special fund and hoping that it will continue to have increased revenues because we cannot, as a legislature, bind future legislatures. And as we've seen in the past and as we're seeing today, any fund, any special fund, when it gets up to a certain level, the executive branch has sought raids and so has the legislative branch. While I certainly think that we need highway improvements at both the state and the counties level, we're not getting it from this bill. All we're getting is more cost for the taxpayers and consumers. Thank you, Madam President."

Senator Sakamoto rose in support of the measure with reservations and stated:

"I'm very frustrated. As we drive on H-1 Freeway (our primary freeway into urban Honolulu), there are potholes. There are parts of the freeway that have been patched several times and we see an obvious need to do something about it. It's pathetic that we should ask for a lot of money to build a lot more roads or widen roads when we cannot take care of our main artery on this island. And I'm not speaking for other islands—they probably have the same issue there—but I believe we need more emphasis on keeping high quality on the highly traveled lanes before we embark on more lanes and end up with more poor quality miles of pavement."

Senator Kokubun rose in support of the measure with reservations and stated:

"I want to first commend the Chair of the Transportation Committee because I think this is something that he has viewed as an important piece in coming up with some means by which we can repair our highway system. And, as the good Senator from Moanalua had mentioned, the needs are definitely statewide. If you take a look at my county with the largest land mass, you will see that there are lots of highways that certainly need attention.

"My concern with this bill is the fact that it is based on whether or not we are going to have economic growth for two consecutive quarters. It doesn't address what happens if there's a drop in economic growth in the next quarter. So there's just not any kind of certainty, in my opinion, with this bill, particularly with respect to raising fees and taxes. If we do want to consider increasing the highway fund, then I think it would be incumbent upon us to act and to be upfront with people about what were going to do and why we need to do it. But with this bill, it's almost like a facade saying that we will have this increase to the highway fund to do all these improvements, but it may come now, it may come later, it may never come. I think it's something that is not as certain as we'd like to provide for our constituencies. That is the basis for my reservations. Thank you."

Senators Tsutsui, Ige, Nishihara, Ihara, and Kim requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senator English rose in support of the measure and stated:

“You know, Madam President, this measure is set up as a simple ‘if-then’ statement: if the economy improves, then the increases in the fees go into effect. Frankly, I didn’t like it that way but that was how the Administration would go for this. And to tell you the truth, as this moves forward I don’t know if that provision will stand because we’ve already separated out the increase on the rental cars and that has a date certain. That was amended today to move the monies to the general fund; I hope we don’t do that because it’s needed in the highway fund. But the point of it is very simple: if you want better highways, then we have to pay for it. And the mechanism to pay for it is in the bill, and the projects that it’ll pay for it are there as well. So it’s rather simple; it’s ‘if’ the economy improves, ‘then’ this goes into—the taxing part—goes into effect. But—and the anticipation is within two to three years—but the beginnings of this goes into effect immediately, so the department starts planning for it, they start doing all the planning and design, et cetera, et cetera. It is an out-of-the-box thinking, an out-of-the-box concept because well, quite frankly, we have not been able to deal with the roads for many years. Partially because we took the money many years ago—you know, we did a typical Reagan-style theory, which was ‘strangle it.’ So we strangled the department so they couldn’t do it. This is trying to give them the resources to do it, and I urge my colleagues to continue supporting this measure. Thank you.”

Senator Taniguchi requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 720 was adopted and S.B. No. 1611, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAYS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 8 (Ige, Ihara, Kim, Kokubun, Nishihara, Sakamoto, Taniguchi, Tsutsui). Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 724 (S.B. No. 1344):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 724 was adopted and S.B. No. 1344, entitled: “A BILL FOR AN ACT RELATING TO HEALTH CARE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 725 (S.B. No. 243):

Senator Ige moved that Stand. Com. Rep. No. 725 be adopted and S.B. No. 243 pass Third Reading, seconded by Senator Green.

Senator Slom rose in opposition to the measure and stated:

“Again, this bill would seek to put more restrictions and cost on small business retailers. Our need really is to get the state out of the redemption business and profiteering from redemption and having total curbside recycling at the county level. Thank you.”

Senator Gabbard rose in support of the measure and stated:

“Colleagues, this bill makes it easier and more convenient for people to do the right thing by recycling their bottles and cans, and makes the big box stores basically a one-stop shop where when aunty and uncle are inside shopping, junior can be

out feeding the cans and the bottles into the reverse vending machines. So, it makes sense to require our big box retailers that are over 75,000 feet, such as Wal-Mart, K-Mart, Target, Sam’s Club, Costco to have these redemption centers on their property. They sell thousands of beverages every day and they should be willing to step up to the plate for the protection of our environment. So I urge my colleagues to support this bill. *Mahalo.*”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 725 was adopted and S.B. No. 243, entitled: “A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Galuteria).

Stand. Com. Rep. No. 726 (S.B. No. 56, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 726 was adopted and S.B. No. 56, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENFORCEMENT OF THE SMOKING PROHIBITION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Galuteria).

Stand. Com. Rep. No. 729 (S.B. No. 931, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 729 be adopted and S.B. No. 931, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

“I don’t know where the ACLU has been this Session. I guess I have to be the poster boy to stand up for the increased incursion by state departments in coming into your home, coming into your place of business to forcibly take samples of your bodily fluids. I think that there should be a specific public purpose first without this carte blanche expansion of powers. Thank you.”

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 729 was adopted and S.B. No. 931, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EPIDEMIOLOGIC INVESTIGATIONS,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 735 (S.B. No. 701, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 735 be adopted and S.B. No. 701, S.D. 2 pass Third Reading, seconded by Senator Tokuda.

Senator Gabbard rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Gabbard’s remarks read as follows:

“Madame President, I rise in support of S.B. No. 701, S.D. 2. As you know, the people on the Waianae Coast are fed up with having all the landfills in their backyards and I don’t blame them. I introduced this bill because we don’t want to see any more landfills being built out there or expansions of existing private ones. This bill would not impact the City’s plans for the Waimanalo Gulch expansion.



“What I have been saying since I was Chair of Public Works at the Honolulu City Council back in 2003, is that we need to break our addiction to dumping our waste in the ground. I’m all for the City going forward with their plan to ship 100,000 tons of garbage off island. This is a project that I worked very hard to get off the ground when I was at the Council. It’s also encouraging that the City is moving forward with the 3rd boiler for H-Power and the curbside recycling plan. We have a bill on the calendar today, S.B. No. 393, which would allow the state to issue \$35 million in special purpose revenue bonds for One Planet Pacific Energy to construct a 500-ton per day gasification facility to convert solid waste into synthetic gas, utilizing material solid waste from the construction and solid waste landfill located at PVT in Nanakuli. These are the kinds of creative things we should be doing to solve our solid waste problem. I urge my colleagues to join me in supporting this bill. *Mahalo.*”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 735 was adopted and S.B. No. 701, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LANDFILLS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Galuteria).

Stand. Com. Rep. No. 736 (S.B. No. 709, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 736 be adopted and S.B. No. 709, S.D. 2 pass Third Reading, seconded by Senator Tokuda.

Senator Gabbard rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Gabbard’s remarks read as follows:

“Madame President, I rise in support of S.B. No. 709 S.D. 2. Taro has been an intrinsic part of the Native Hawaiian culture, diet, and economy for centuries. I’ve been contacted by many taro farmers and we’ve heard in testimony that protecting taro from genetic contamination is of the utmost importance to them. This bill would prevent taro from being genetically engineered in Hawai’i and would allow this healthy, nourishing food to continue to be a model for agricultural sustainability for generations to come.

“I want to read a quote from a letter I received from one Big Island taro farmer, Jim Cain: ‘While moving forward, it is important to remember our connection to the past. That is why, in Waipi’o, the titles that garner the most respect are not Dr. or Professor, but begin with Auntie or Uncle or Tutu. Technology is seen as a tool not as a guiding principle. Science can be wonderful tool for advancement, but science without a conscience, without the guidance of the precautionary principle, can wreak havoc. There must be a balance. In other words, go easy. Be respectful.’

“With that, colleagues, I ask that you join me in supporting this bill. *Mahalo.*”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 736 was adopted and S.B. No. 709, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 4 (Espero, Hemmings, Slom, Taniguchi). Excused, 1 (Galuteria).

Stand. Com. Rep. No. 737 (S.B. No. 1178, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 737 was adopted and S.B. No. 1178, S.D. 2, entitled: “A BILL FOR AN ACT

RELATING TO HEALTH,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 741 (S.B. No. 428, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 741 be adopted and S.B. No. 428, S.D. 1 pass Third Reading, seconded by Senator Ige.

Senators Hooser, Espero, and Chun Oakland requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 741 was adopted and S.B. No. 428, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 3 (Chun Oakland, Espero, Hooser). Noes, 4 (Hemmings, Nishihara, Sakamoto, Slom).

Stand. Com. Rep. No. 743 (S.B. No. 300, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 743 was adopted and S.B. No. 300, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 749 (S.B. No. 1265, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 749 was adopted and S.B. No. 1265, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 754 (S.B. No. 51, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 754 was adopted and S.B. No. 51, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DENTISTRY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 756 (S.B. No. 1250, S.D. 1):

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 756 was adopted and S.B. No. 1250, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 761 (S.B. No. 1103, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 761 be adopted and S.B. No. 1103, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“When we hand out the awards for stupid legislation this year this will be among the top contenders. Effective legislation—isn’t that what we’re getting paid to do? Shouldn’t we pass bills that are effective? Shouldn’t we pass bills that meet legal challenges? Shouldn’t we pass bills that are in reaction and reflective of public needs and all of that? Now we

have to pass bills willy-nilly and then set up a commission to review what we've done to see if they're effective or not? I say, 'no,' Madam President. Thank you."

Senator Hooser rose in support of the measure and stated:

"Madam President, this merely sets up a process that allows a methodology for examining legislation and making recommendations so we could be more effective, more efficient, we can get rid of obsolete laws and make us better legislators in the future, and I urge my colleagues to vote in support. Thank you."

Senators Gabbard and English requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 761 was adopted and S.B. No. 1103, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EFFECTIVE LEGISLATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 2 (English, Gabbard). Noes, 1 (Slom).

Stand. Com. Rep. No. 762 (S.B. No. 1271, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 762 was adopted and S.B. No. 1271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 763 (S.B. No. 1272, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 763 was adopted and S.B. No. 1272, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 764 (S.B. No. 1318, S.D. 1):

On motion by Senator Kim, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 764 was adopted and S.B. No. 1318, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNING AND ECONOMIC DEVELOPMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (English, Gabbard, Nishihara, Taniguchi, Tokuda, Tsutsui).

Stand. Com. Rep. No. 769 (S.B. No. 687, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 769 was adopted and S.B. No. 687, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 775 (S.B. No. 1088, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 775 be adopted and S.B. No. 1088, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"I think public access is extremely important to us, particularly when we're talking about beach and ocean access areas. This bill, by its reading, is overly broad and it creates, as it says in the bill, a new right which means it will create legal

liabilities, not only to individuals but also perhaps to the state. I think we'd do better to hone our existing laws and make sure that they are part of the effective legislation we pass. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 775 was adopted and S.B. No. 1088, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 776 (S.B. No. 619, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 776 be adopted and S.B. No. 619, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"This is another proposal from the criminal lobby which is very strong in our state. They have a number of legislative pieces this year. Yes, why not let our convicted felons vote? Why shouldn't we have equal rights for everyone? Well, the fact of the matter is if you violate your civil contract, your social contract, you lose certain of those rights; and one of the rights is you lose your right to vote if you are convicted and sentenced. I believe that there are two states in the Union that now have toyed with and experimented with this idea of allowing prisoners to vote. I'm sure it would be very popular for those groups of individuals that support this right, but it is not a right. It's been a right taken away. Everybody knows this before you engage in these policies. You want to continue to vote, then don't commit crimes. Don't be convicted. Thank you."

Senator Espero rose in support of the measure and stated:

"Colleagues, this is a measure which I expected would generate a certain amount of controversy and discussion amongst ourselves and even the community, allowing prisoners the right to vote and as the good Senator mentioned we do have two states that allow it. But the right to vote is clearly defined in our U.S. Constitution, as well as our Hawai'i Constitution. And the question is: what policy do we want to set here? Of the 6,000+ incarcerated persons in our prison system today, 95 percent of those individuals will be released; most of them are incarcerated for 10 years or less. There is no harm to the state by passing this measure. There is no expense to the state by passing this measure. If we want to look at this in a more progressive way, this could be an opportunity for some inmates to take responsibility and to help readjust when they do get out of prison. It is part of a reentry plan where we're asking inmates who decide that they want to change their attitude to become involved and to be engaged. This measure, of course, is going to have probably a little problem in the House from what I'm hearing but I believe that this is a measure which we should pass because these citizens will one day be engaged with us, either as our neighbors, as our co-workers, possibly as your friends. I'm sure some of us know some people within our own families who have been incarcerated. They're not the scum of the scum. They're not a bunch of dirtbags, criminals, people we just lock up and throw away, and the heck with them. As I said, most of them will be out of prison one day and this is an opportunity for some of them who are in prison to think about what they have done, to think about the impact it has been on their families. We take away many of their freedoms when they are incarcerated; that is certain. We don't take away their right to religion. We don't take away their citizenship. We don't take their right to not engage or talk with their family members or others. So, I think this controversial measure should move forward and I hope you will consider it. Thank you."

Senators Hemmings, Slom, Nishihara, Green, Gabbard, Tsutsui, and Kim requested their votes be cast “no,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 776 was adopted and S.B. No. 619, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO VOTING,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 7 (Gabbard, Green, Hemmings, Kim, Nishihara, Slom, Tsutsui).

Stand. Com. Rep. No. 778 (S.B. No. 1125, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 778 be adopted and S.B. No. 1125, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Sakamoto rose in support of the measure with reservations and stated:

“The measure deals with the \$250,000 limit for general contractors and a \$50,000 limit for subcontractors. In Hawai‘i, many of our small companies are involved with construction, and for a subcontractor \$50,000 might be \$10,000 labor and \$40,000 equipment. And not all of the small companies have started off with people who were in a big company; even union members have started their own companies. Some are family businesses and I fear that we’ll let the big boys take all the jobs and people who want to start up as small contractors, like a father-son company, would be inhibited by a measure like this. So as it goes forward, I’ve asked the Chairman to consider the small businesses and see perhaps if the thresholds can be higher.”

Senators Ihara and Nishihara requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 778 was adopted and S.B. No. 1125, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 3 (Ihara, Nishihara, Sakamoto). Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 781 (S.B. No. 1624, S.D. 1):

Senator Taniguchi moved that Stand. Com. Rep. No. 781 be adopted and S.B. No. 1624, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

“You know, there was a time when we actually got money back as deserved when we had good sound economy, and that is in our Constitution; and then we started playing politics with that amount. First we were only going to get a dollar, then we weren’t going to get the money back; we’re going to use it as a tax credit. Now we’re coming full cycle and we’re going to give the Legislature the ability to change that so that we have a choice of either a use of the tax credit or to deposit it in the rainy day budget reserve fund. Gee, what do you think the Legislature would decide to do? They’ll put it in the reserve fund. And then what happens to the reserve fund? Then it gets raided by the same Legislature later on. The taxpayers get stiffed again. There was a reason for that provision and for all of us who are rightfully supportive of our economy improving in the next year or two, and all the good things that are going to come out of Washington, D.C.—all that money and everything else—we’ll start to see surpluses again. That money should go back to the taxpayers because all of that money, ARRA money, every dime comes from the taxpayers in the first place. And if the state is benefitting in terms of surpluses even after paying all its bills, it should go back to the taxpayers. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 781 was adopted and S.B. No. 1624, S.D. 1, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO ALLOW THE LEGISLATURE TO EITHER FUND THE TAX CREDIT UNDER ARTICLE VII, SECTION 6 OF THE CONSTITUTION, OR DEPOSIT THE SAME AMOUNT INTO THE EMERGENCY AND BUDGET RESERVE FUND,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 784 (S.B. No. 667, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 784 was adopted and S.B. No. 667, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS’ PROTECTION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 786 (S.B. No. 1350, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 786 was adopted and S.B. No. 1350, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO KAKAAKO,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 787 (S.B. No. 1085, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 787 was adopted and S.B. No. 1085, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CEDED LANDS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 789 (S.B. No. 1230, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 789 was adopted and S.B. No. 1230, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 790 (S.B. No. 1260, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 790 was adopted and S.B. No. 1260, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES,” passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 793 (S.B. No. 1122, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 793 was adopted and S.B. No. 1122, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 796 (S.B. No. 1053, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 796 was adopted and S.B.

No. 1053, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL REVIEW," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 801 (S.B. No. 485, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 801 be adopted and S.B. No. 485, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Bunda requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair carried, Stand. Com. Rep. No. 801 was adopted and S.B. No. 485, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST CARBON DIVERSION INC.," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Bunda). Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 805 (S.B. No. 486, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 805 be adopted and S.B. No. 486, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Bunda requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 805 was adopted and S.B. No. 486, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Bunda). Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 811 (S.B. No. 145, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 811 was adopted and S.B. No. 145, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Hee).

Stand. Com. Rep. No. 812 (S.B. No. 210, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 812 was adopted and S.B. No. 210, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Stand. Com. Rep. No. 815 (S.B. No. 809, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 815 was adopted and S.B. No. 809, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 819 (S.B. No. 1249, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 819 be adopted and S.B. No. 1249, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Sakamoto rose in support of the measure and stated:

"There are many bills relating to education. This bill in particular tries to address teachers because we're losing many teachers, including many qualified teachers. I'd like to use this opportunity—I've passed out sheets that I call 'the cube,' and some people call it a 'matrix.' If you take the six different sides—administration, teachers, facilities, community, learning—you're all familiar with the Rubik's cube—you can fold it up into a cube, which shows the bills affecting teachers or students independently. You don't get the whole picture like a Rubik's cube. I believe in education we need to do all we can but the goal is to keep all the independent aspects part of a whole. Thank you very much."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 819 was adopted and S.B. No. 1249, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 822 (S.B. No. 390, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 822 be adopted and S.B. No. 390, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"I was opposed to this mandatory bill last year. Some of the corrections are being made this year in terms of applying only to single-family, new houses, but mandates are still bad. And I noticed that there was a lot of discussion in the committee about gas tankless water heaters and other alternative measures, and they are not included in here. It says that, you know, hopefully discussion will go along. Well, again, in light of effective legislation, I'm going to vote 'no' at this time. If it gets better, we'll vote 'yes' in the final version. Thank you."

Senator Gabbard rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madame President, I rise in support of S.B. No. 390, S.D. 2. This bill simply clarifies the intentions of last year's landmark legislation which created the nation's first solar water mandate law. We've added language to clarify that existing homes will still qualify for the renewable energy technology income tax credit. We also make it clear that the Public Benefits Fee Administrator, instead of the Energy Resources Coordinator, will now be responsible for granting of variances and post-installation verification inspection. I urge my colleagues to support this legislation which encourages the use of renewable energy systems in our state. *Mahalo*."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 822 was adopted and S.B. No. 390, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 825 (S.B. No. 884, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 825 was adopted and S.B. No. 884, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NON-GENERAL FUNDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 826 (S.B. No. 807, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 826 was adopted and S.B. No. 807, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 828 (S.B. No. 661, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 828 was adopted and S.B. No. 661, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE FUNERAL INDUSTRY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 829 (S.B. No. 504, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 829 was adopted and S.B. No. 504, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 830 (S.B. No. 256, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 830 was adopted and S.B. No. 256, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TELEWORK," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 831 (S.B. No. 68, S.D. 2):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, Stand. Com. Rep. No. 831 and S.B. No. 68, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL ACTIVITIES ON OCEAN WATERS," was recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 832 (S.B. No. 43, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 832 be adopted and S.B. No. 43, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"This bill also creates yet another new special fund."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 832 was adopted and S.B. No. 43, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At 2:04 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 2:05 p.m.

Stand. Com. Rep. No. 833 (S.B. No. 1227, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 833 was adopted and S.B. No. 1227, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Baker, Hemmings, Slom).

Stand. Com. Rep. No. 834 (S.B. No. 1167, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 834 was adopted and S.B. No. 1167, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 835 (S.B. No. 971, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 835 be adopted and S.B. No. 971, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"Madam President, this bill adds new taxable income; the employer's pension payments to an employee will be taxable. I think at this time it's very doubtful that we need something like this."

Senators Ihara, Baker, Ige, and Chun Oakland requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 835 was adopted and S.B. No. 971, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 4 (Baker, Chun Oakland, Ige, Ihara). Noes, 2 (Hemmings, Slom). Excused, 1 (Takamine).

Stand. Com. Rep. No. 836 (S.B. No. 165, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 836 was adopted and S.B. No. 165, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL CAFETERIA WORKERS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 837 (S.B. No. 1316, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 837 was adopted and S.B. No. 1316, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 839 (S.B. No. 1106, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 839 was adopted and S.B. No. 1106, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 842 (S.B. No. 733, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 842 was adopted and S.B. No. 733, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).  
Stand. Com. Rep. No. 846 (S.B. No. 1449, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 846 be adopted and S.B. No. 1449, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“This bill accelerates, pushes up the date of tax returns at the state level. This is going to be particularly difficult for small businesses. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 846 was adopted and S.B. No. 1449, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 847 (S.B. No. 1461, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 847 was adopted and S.B. No. 1461, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 850 (S.B. No. 464, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 850 was adopted and S.B. No. 464, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

**REFERRAL OF HOUSE BILLS**

The President made the following committee assignments of House bills received on Friday, March 6, 2009:

- | H.B. No.             | Referred to:   |
|----------------------|--|
| H.B. No. 31          | Committee on Labor   |
| H.B. No. 254, H.D. 1 | Committee on Economic Development and Technology, then to the Committee on Commerce and Consumer Protection  |
| H.B. No. 349, H.D. 1 | Committee on Judiciary and Government Operations   |
| H.B. No. 365, H.D. 1 | Committee on Labor, then to the Committee on Commerce and Consumer Protection  |
| H.B. No. 808         | Committee on Health, then to the Committee on Commerce and Consumer Protection   |
| H.B. No. 866, H.D. 1 | Committee on Transportation, International and Intergovernmental Affairs   |
| H.B. No. 876, H.D. 1 | Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations |

H.B. No. 1101, H.D. 1 Committee on Human Services, then to the Committee on Judiciary and Government Operations

H.B. No. 1165 Committee on Transportation, International and Intergovernmental Affairs

H.B. No. 1270, H.D. 1 Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection

H.B. No. 1273, H.D. 1 Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection

H.B. No. 1436, H.D. 1 Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs

**ADJOURNMENT**

At 2:11 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, March 12, 2009.

ATTACHMENT A

<p style="text-align: center;"><b>Education &amp; Housing Committee (EDH)</b></p> <p style="text-align: center;"><b>First Decking</b> <b>March 6, 2009</b></p>	<p style="text-align: center;"><b>AFFORDABLE HOUSING</b></p> <p><b>SB773 SD2</b> Omnibus-50% of Convey Tax to RH-TF; Dwelling Unit Revolving Fund; Expedite permitting/processing; Public Hsg R&amp;M, Security, Homeless services/ shelter (HB1221)</p> <p><b>SB1277 SD2</b> Omnibus-Self-Help Hsg Trust Fund; Low Income Housing Tax Credit; Shared Appreciation Equity (HB1221)</p> <p><b>SB440 SD2</b> Counties, Infrastructure, &amp; Housing</p> <p><b>SB754 SD2</b> LRB Review State/County Afford Hsg Laws</p> <p><b>SB1268 SD2</b> DHHL Affordable Housing Credits (HB363 HD1)</p> <p>(HB361 HD1)</p> <p>(HB1232)</p> <p>(HB1592)</p>	<p style="text-align: center;"><b>HAWAII PUBLIC HOUSING AUTHORITY</b></p> <p><b>SB1160 SD2</b> Assess units in public hsg for common expense expenses</p> <p><b>SB1221 SD1</b> Public Housing Criminal Trespassing</p> <p><b>SB535</b> Public Housing Alcohol</p> <p><b>SB910 SD1</b> Relocates Homeless Programs from HP-4 to Benefit Employment, and Support Services Division w/HMS)</p> <p><b>SB455 SD1</b> Public Housing Smoking (HB1692 HD1)</p> <p>(HB1694 HD1)</p>	<p style="text-align: center;"><b>Low Income Housing Tax Credits (LIHTCs)</b></p> <p><b>SB1118 SD2</b> Low Income Housing Tax Credits</p>
<p style="text-align: center;"><b>HAWAII COMMUNITY DEVELOPMENT AUTHORITY</b></p> <p><b>SB1350 SD2</b> Kakaako Dev District-incre reserved hsg rqmnt for 1 acre lot</p> <p><b>SB645 SD2</b> Kakaako Dev District-incre reserved hsg rqmnt to 25% floor space (HB1186)</p>	<p style="text-align: center;"><b>HAWAII HOUSING FINANCE &amp; DEV CORP</b></p> <p><b>SB862 SD2</b> Shared Appreciation Equity (HB1044)</p> <p><b>SB863 SD2</b> HHFDC Housekeeping Amends; Service Fee (HB1045)</p> <p style="text-align: center;"><b>TRANSIT ORIENTATED DEVELOPMENT (TOD)</b></p> <p><b>SB442 SD2</b> HHFDC TOD Comm/3<sup>rd</sup> Party Review</p>	<p style="text-align: center;"><b>Energy Conservation</b></p> <p><b>SB241 SD2</b> Cool Roofs (w/ ENE) (HB1464 HD2)</p> <p style="text-align: center;"><b>Other</b></p> <p><b>SB205 SD1</b> Owner-BUILDER Prohibition Sale (HB1071)</p> <p>(HB1187)</p>	

For further information:  
Please visit  
<http://www.capitol.hawaii.gov> and go to bill status and documents; the bill information can be obtained.  
**Senator Norman Sakamoto**  
*Chair, Senate Education & Housing Committee*  
Phone: 586-8585 Fax: 586-8588  
[sensakamoto@capitol.hawaii.gov](mailto:sensakamoto@capitol.hawaii.gov)

ATTACHMENT B

## EDH HOUSING SUMMARY

The following is a brief outline of the major initiatives of the Senate Committee on Education and Housing (EDH) to help those concerned with bills that have continued through Crossover.

## AFFORDABLE HOUSING

The highest priority is to increase the number of affordable homes and rentals. Of high importance is to increase the funding to the Rental Housing Trust Fund (RHTF) and establish a Self-Help Housing Trust Fund through an increase in the conveyance tax on the sale of real estate over \$1M. Four other priorities for increasing affordable homes and rentals are 1) Repairing and renovating existing public housing, 2) Using tax credits (Low Income Housing Tax Credit and Low Income Homeowner Mortgage Tax Credit), 3) Collecting on Share Appreciation Equity (SAE) when state-assisted affordable homes are sold or resold at profit, and 4) Expediting the counties' review and permitting process.

Bills: SB 440, 754, 773 (omnibus), 1118, 1268, 1277 (omnibus)

## Hawaii Housing Finance and Development Corp (HHFDC)

The state agency most intimately facilitating the development of affordable housing is HHFDC. To assist HHFDC, EDH passed bills that would provide it more funding (in RHTF and by SAE), provide for 3<sup>rd</sup> party review on Transit Oriented Development (TOD), and establish a TOD Commission.

Bills: SB 442, 862, 863

## DEVELOPMENT DISTRICTS / HAWAII COMMUNITY AND DEVELOPMENT AUTHORITY (HCDA)

The creation of development districts is the most effective and sustainable method for redesigning Honolulu's urban core. Kakaako and TOD will allow more efficient use of land, facilities, and services. HCDA and a proposed TOD Commission should be provided the guidance and tools to facilitate development district planning and implement.

Bills: SB 645, 1350 also SB 442 (TOD)

## PUBLIC HOUSING / HAWAII PUBLIC HOUSING AUTHORITY (HPHA)

HPHA has the unenviable job of administering state and federal public housing in Hawaii. In that, one of its most difficult concerns is dealing with the multiplicity of tenant issues and maintaining a safe and healthy environment for all residents. EDH passed a number of bills to this end: common expenses (SB 1160), Criminal Trespass (SB 1221), Alcohol Use (SB 535), and Smoking (SB 455).

Bills: SB 455, 535, 910, 1160, 1221

## ENERGY CONSERVATION AND OTHER

Sustainability certainly includes energy efficiency. EDH passed SB 241 (Cool Roofs). EDH also passed SB 205 to close a loophole that has allow owner-builders to avoid many of the requirements of contractors and benefit in previous lower building costs when selling property.

Bills: SB 205, 241



## TWENTY-SEVENTH DAY

**Thursday, March 12, 2009**

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

The Divine Blessing was invoked by the Reverend Bob Nakata, Kahaluu United Methodist Church, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 449 to 452) were read by the Clerk and were placed on file:

Gov. Msg. No. 449, dated February 27, 2009, transmitting the Annual Report Summary of the Small Business Utilization Council pursuant to Chapter 3-124, Hawaii Administrative Rules.

Gov. Msg. No. 450, dated March 4, 2009, transmitting the Employees' Retirement System's Report on its Pension Management Information System, pursuant to Act 158, SLH 2008.

Gov. Msg. No. 451, informing the Senate that on March 9, 2009, the Governor withdrew the nomination of RENE G. DELA CRUZ to the Health Planning Council, Hawai'i County Subarea, under Gov. Msg. No. 319, dated January 29, 2009.

In compliance with Gov. Msg. No. 451, the nomination listed under Gov. Msg. No. 319 was returned.

Gov. Msg. No. 452, informing the Senate that on March 11, 2009, the Governor withdrew the nomination of MARK D. MONIZ to the Radiologic Technology Board, under Gov. Msg. No. 331, dated January 29, 2009.

In compliance with Gov. Msg. No. 452, the nomination listed under Gov. Msg. No. 331 was returned.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 45 to 341) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 45, transmitting H.C.R. No. 75, which was adopted by the House of Representatives on March 10, 2009, was placed on file.

By unanimous consent, H.C.R. No. 75, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES POSTAL SERVICE TO ISSUE A STAMP HONORING PRINCE JONAH KUHIO KALANIANA'OLE," was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 46, transmitting H.B. No. 28, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 28, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEAD HUMAN BODIES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 47, transmitting H.B. No. 29, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 29, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEAD HUMAN BODIES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 48, transmitting H.B. No. 34, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 34, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 49, transmitting H.B. No. 39, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 39, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE REVENUES," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 50, transmitting H.B. No. 35, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 35, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 51, transmitting H.B. No. 36, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 36, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 52, transmitting H.B. No. 87, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 87, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 53, transmitting H.B. No. 111, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 111, entitled: "A BILL FOR AN ACT RELATING TO STATE SALARIES," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 54, transmitting H.B. No. 123, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 123, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 55, transmitting H.B. No. 124, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 124, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PROFESSIONAL EDUCATION," passed First Reading by title and was referred jointly to the Committee on Higher Education and Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 56, transmitting H.B. No. 128, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 128, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 57, transmitting H.B. No. 130, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 130, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENTS," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 58, transmitting H.B. No. 139, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 139, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 59, transmitting H.B. No. 142, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 142, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTRA-STATE AVIATION," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 60, transmitting H.B. No. 145, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 145, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed First Reading by title and was referred jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 61, transmitting H.B. No. 147, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 147, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT IN THE SECOND DEGREE," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 62, transmitting H.B. No. 172, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 172, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECONSTITUTING SCHOOLS," passed First Reading by title and was referred jointly to the Committee on Education and Housing and the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 63, transmitting H.B. No. 179, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 179, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 64, transmitting H.B. No. 180, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 180, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Housing.

Hse. Com. No. 65, transmitting H.B. No. 183, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 183, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Housing.

Hse. Com. No. 66, transmitting H.B. No. 197, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 197, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 67, transmitting H.B. No. 214, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 214, H.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAILUA EMERGENCY BYPASS ROAD REPAIR AND RESURFACING, AND WAIMEA WASTEWATER TREATMENT PLANT UPGRADES FOR THE COUNTY OF KAUA'I," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 68, transmitting H.B. No. 233, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 233, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 69, transmitting H.B. No. 242, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 242, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 70, transmitting H.B. No. 243, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 243, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION SYSTEMS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 71, transmitting H.B. No. 244, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 244, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 72, transmitting H.B. No. 268, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 268, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means.

Hse. Com. No. 73, transmitting H.B. No. 269, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 269, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed First Reading by title and was referred jointly to the Committee on Commerce and Consumer Protection and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 74, transmitting H.B. No. 272, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 272, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS

ACT," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 75, transmitting H.B. No. 281, H.D. 3, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 281, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENT," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 76, transmitting H.B. No. 318, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 318, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOG," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 77, transmitting H.B. No. 333, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 333, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 78, transmitting H.B. No. 343, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 343, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 79, transmitting H.B. No. 345, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 345, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 80, transmitting H.B. No. 347, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 347, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 81, transmitting H.B. No. 425, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 425, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL

PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING, LLC PROJECTS ON OAHU," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 82, transmitting H.B. No. 574, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 574, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 83, transmitting H.B. No. 586, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 586, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KANEHOE BAY REGIONAL COUNCIL," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 84, transmitting H.B. No. 601, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 601, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE WORKS OF ART SPECIAL FUND," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 85, transmitting H.B. No. 625, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 625, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SURCHARGE FOR INDIGENT LEGAL SERVICES," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 86, transmitting H.B. No. 638, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 638, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 87, transmitting H.B. No. 697, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 697, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY HEALTH INSURANCE FOR UNEMPLOYED PERSONS," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 88, transmitting H.B. No. 754, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 754, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed First Reading by title and was referred to the Committee on Tourism.

Hse. Com. No. 89, transmitting H.B. No. 811, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 811, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REGISTERED NURSES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 90, transmitting H.B. No. 834, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 834, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Energy and Environment.

Hse. Com. No. 91, transmitting H.B. No. 863, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 863, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A COUNTY TRANSIT ORIENTED DEVELOPMENT INFRASTRUCTURE REVOLVING FUND," passed First Reading by title and was referred jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 92, transmitting H.B. No. 245, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 245, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 93, transmitting H.B. No. 262, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 262, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 94, transmitting H.B. No. 267, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 267, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY," passed First Reading by title and was referred to the Committee on Transportation, International and

Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 95, transmitting H.B. No. 271, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 271, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 96, transmitting H.B. No. 279, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 279, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 97, transmitting H.B. No. 294, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 294, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL LIABILITY OF TRUSTEE TO THIRD PARTIES," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 98, transmitting H.B. No. 310, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 310, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 99, transmitting H.B. No. 311, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 311, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 100, transmitting H.B. No. 317, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 317, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE MEDICAL CARE," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 101, transmitting H.B. No. 358, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 358, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG TREATMENT," passed First

Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 102, transmitting H.B. No. 319, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 319, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed First Reading by title and was referred to the Committee on Labor.

Hse. Com. No. 103, transmitting H.B. No. 332, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 332, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed First Reading by title and was referred jointly to the Committee on Labor and the Committee on Human Services.

Hse. Com. No. 104, transmitting H.B. No. 361, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 361, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed First Reading by title and was referred jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 105, transmitting H.B. No. 363, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 363, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 106, transmitting H.B. No. 366, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 366, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 107, transmitting H.B. No. 370, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 370, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 108, transmitting H.B. No. 371, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 371, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by

title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 109, transmitting H.B. No. 378, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 378, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means.

Hse. Com. No. 110, transmitting H.B. No. 381, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 381, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 111, transmitting H.B. No. 382, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 382, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE TORT LIABILITY," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 112, transmitting H.B. No. 395, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 395, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed First Reading by title and was referred jointly to the Committee on Education and Housing and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 113, transmitting H.B. No. 413, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 413, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 114, transmitting H.B. No. 426, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 426, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 115, transmitting H.B. No. 427, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 427, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 116, transmitting H.B. No. 442, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 442, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed First Reading by title and was referred to the Committee on Labor.

Hse. Com. No. 117, transmitting H.B. No. 447, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 447, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAYDAY LENDING," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 118, transmitting H.B. No. 519, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 519, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INMATES," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 119, transmitting H.B. No. 520, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 520, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDINGS," passed First Reading by title and was referred to the Committee on Economic Development and Technology.

Hse. Com. No. 120, transmitting H.B. No. 588, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 588, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 121, transmitting H.B. No. 593, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 593, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SHORELINE SETBACKS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 122, transmitting H.B. No. 541, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 541, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE PERSONNEL," passed First Reading by title and was referred jointly to the

Committee on Labor and the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 123, transmitting H.B. No. 553, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 553, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ENTERPRISE ZONES," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 124, transmitting H.B. No. 556, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 556, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 125, transmitting H.B. No. 560, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 560, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERANS SERVICES," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 126, transmitting H.B. No. 570, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 570, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 127, transmitting H.B. No. 573, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 573, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY AND BUDGET RESERVE FUND," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 128, transmitting H.B. No. 589, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 589, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 129, transmitting H.B. No. 590, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 590, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 130, transmitting H.B. No. 602, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 602, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 131, transmitting H.B. No. 610, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 610, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 132, transmitting H.B. No. 591, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 591, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 133, transmitting H.B. No. 611, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 611, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 134, transmitting H.B. No. 617, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 617, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MASS TRANSIT ROUTE ECONOMIC ZONES," passed First Reading by title and was referred jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Economic Development and Technology and the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 135, transmitting H.B. No. 618, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 618, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," passed First Reading by title and was referred to the Committee

on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 136, transmitting H.B. No. 623, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 623, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE IDENTIFICATION," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 137, transmitting H.B. No. 632, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 632, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICY ADVISORY BOARD ON VETERANS' SERVICES," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs.

Hse. Com. No. 138, transmitting H.B. No. 640, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 640, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 139, transmitting H.B. No. 643, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 643, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed First Reading by title and was referred jointly to the Committee on Commerce and Consumer Protection and the Committee on Labor, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 140, transmitting H.B. No. 645, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 645, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO KAENA POINT," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 141, transmitting H.B. No. 654, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 654, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 142, transmitting H.B. No. 658, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 658, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE MAUI OFFICE OF VETERANS' SERVICES," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 143, transmitting H.B. No. 685, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 685, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 144, transmitting H.B. No. 686, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 686, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REDUCED IGNITION PROPENSITY CIGARETTES," passed First Reading by title and was referred jointly to the Committee on Commerce and Consumer Protection and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 145, transmitting H.B. No. 690, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 690, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Labor, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 146, transmitting H.B. No. 694, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 694, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 147, transmitting H.B. No. 703, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 703, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 148, transmitting H.B. No. 704, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 704, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.



Hse. Com. No. 149, transmitting H.B. No. 730, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 730, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 150, transmitting H.B. No. 739, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 739, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 151, transmitting H.B. No. 779, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 779, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM FOREIGN-COUNTRY MONEY JUDGMENTS RECOGNITION ACT," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 152, transmitting H.B. No. 782, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 782, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 153, transmitting H.B. No. 812, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 812, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 154, transmitting H.B. No. 813, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 813, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 155, transmitting H.B. No. 814, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 814, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 156, transmitting H.B. No. 819, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 819, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 157, transmitting H.B. No. 861, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 861, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 158, transmitting H.B. No. 865, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 865, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 159, transmitting H.B. No. 869, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 869, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 160, transmitting H.B. No. 874, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 874, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL REAL PROPERTY," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 161, transmitting H.B. No. 895, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 895, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 162, transmitting H.B. No. 896, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 896, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 163, transmitting H.B. No. 899, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 899, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 164, transmitting H.B. No. 901, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 901, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 165, transmitting H.B. No. 948, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 948, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 166, transmitting H.B. No. 949, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 949, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 167, transmitting H.B. No. 952, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 952, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 168, transmitting H.B. No. 963, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 963, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKS OF ART SPECIAL FUND," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 169, transmitting H.B. No. 980, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 980, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECREATIONAL RENAISSANCE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 170, transmitting H.B. No. 981, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 981, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 171, transmitting H.B. No. 982, H.D. 3, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 982, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 172, transmitting H.B. No. 987, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 987, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 173, transmitting H.B. No. 990, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 990, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," passed First Reading by title and was referred jointly to the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 174, transmitting H.B. No. 993, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 993, H.D. 2, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION, RELATING TO THE DISPOSITION OF PROJECTED EXCESS REVENUES," passed First Reading by title and was referred to the Committee on Ways and Means, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 175, transmitting H.B. No. 921, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 921, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 176, transmitting H.B. No. 951, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 951, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY," passed First Reading by title and was referred to the Committee on

Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 177, transmitting H.B. No. 954, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 954, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A MAJOR DISASTER RESERVE TRUST FUND," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 178, transmitting H.B. No. 960, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 960, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed First Reading by title and was referred to the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 179, transmitting H.B. No. 975, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 975, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 180, transmitting H.B. No. 979, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 979, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 181, transmitting H.B. No. 983, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 983, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 182, transmitting H.B. No. 984, H.D. 4, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 984, H.D. 4, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 183, transmitting H.B. No. 985, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 985, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 184, transmitting H.B. No. 986, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 986, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," passed First Reading by title and was referred jointly to the Committee on Education and Housing and the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 185, transmitting H.B. No. 988, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 988, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 186, transmitting H.B. No. 989, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 989, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 187, transmitting H.B. No. 991, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 991, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 188, transmitting H.B. No. 994, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 994, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed First Reading by title and was referred jointly to the Committee on Public Safety and Military Affairs and the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 189, transmitting H.B. No. 1014, H.D. 3, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1014, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED 911 SERVICES," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 190, transmitting H.B. No. 1015, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1015, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OBLIGATIONS OF THE DEPARTMENT OF HAWAIIAN HOME LANDS TRUST FUND," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 191, transmitting H.B. No. 1016, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1016, H.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 192, transmitting H.B. No. 1008, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1008, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 193, transmitting H.B. No. 1025, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1025, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 194, transmitting H.B. No. 1031, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1031, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 195, transmitting H.B. No. 1035, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1035, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO APPEALS," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 196, transmitting H.B. No. 1037, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1037, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL ACTIONS," passed First

Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 197, transmitting H.B. No. 1040, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1040, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 198, transmitting H.B. No. 1043, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1043, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING TAX CREDITS," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 199, transmitting H.B. No. 1044, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1044, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 200, transmitting H.B. No. 1045, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1045, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 201, transmitting H.B. No. 1046, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1046, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF REAL PROPERTY BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 202, transmitting H.B. No. 1047, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1047, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 203, transmitting H.B. No. 1048, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1048, H.D. 1, entitled: "A BILL FOR

AN ACT RELATING TO LAND USE,” passed First Reading by title and was referred jointly to the to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 204, transmitting H.B. No. 1051, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1051, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY PREPAREDNESS,” passed First Reading by title and was referred jointly to the Committee on Public Safety and Military Affairs and the Committee on Energy and Environment, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 205, transmitting H.B. No. 1057, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1057, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM,” passed First Reading by title and was referred to the Committee on Higher Education, then to the Committee on Ways and Means.

Hse. Com. No. 206, transmitting H.B. No. 1059, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1059, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER,” passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 207, transmitting H.B. No. 1060, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1060, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLICATION OF HEARING NOTICES,” passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 208, transmitting H.B. No. 1061, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1061, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES,” passed First Reading by title and was referred jointly to the Committee on Commerce and Consumer Protection and the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 209, transmitting H.B. No. 1062, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1062, entitled: “A BILL FOR AN ACT RELATING TO GAS PIPELINE SYSTEMS,” passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 210, transmitting H.B. No. 1064, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1064, H.D. 1, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL,” passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 211, transmitting H.B. No. 1065, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1065, H.D. 1, entitled: “A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL,” passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 212, transmitting H.B. No. 1071, H.D. 3, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1071, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS,” passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 213, transmitting H.B. No. 1074, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1074, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 214, transmitting H.B. No. 1094, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1094, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS,” passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 215, transmitting H.B. No. 1097, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1097, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ASSISTANCE FOR AGED, BLIND, AND PERMANENTLY AND TOTALLY DISABLED PERSONS,” passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 216, transmitting H.B. No. 1098, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1098, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE,” passed First Reading by title and was referred Committee on Human Services, then to the Committee on Ways and Means

Hse. Com. No. 217, transmitting H.B. No. 1125, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1125, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS UNDER THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 218, transmitting H.B. No. 1152, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1152, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 219, transmitting H.B. No. 1166, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1166, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 220, transmitting H.B. No. 1148, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1148, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 221, transmitting H.B. No. 1103, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1103, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 222, transmitting H.B. No. 1141, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1141, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology.

Hse. Com. No. 223, transmitting H.B. No. 1144, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1144, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION OF THREATENED AND ENDANGERED SPECIES," passed

First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 224, transmitting H.B. No. 1145, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1145, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMNANT LANDS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 225, transmitting H.B. No. 1153, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1153, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 226, transmitting H.B. No. 1163, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1163, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 227, transmitting H.B. No. 1167, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1167, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 228, transmitting H.B. No. 1168, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1168, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AIRPORTS," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 229, transmitting H.B. No. 1174, H.D. 3, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1174, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed First Reading by title and was referred jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 230, transmitting H.B. No. 1184, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1184, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE GOVERNMENT," passed First Reading by title and was referred jointly to the Committee on Judiciary and Government Operations and the Committee on Labor and the Committee on Ways and Means.

Hse. Com. No. 231, transmitting H.B. No. 1186, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1186, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING DEVELOPMENT," passed First Reading by title and was referred jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 232, transmitting H.B. No. 1187, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1187, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 233, transmitting H.B. No. 1204, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1204, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed First Reading by title and was referred to the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 234, transmitting H.B. No. 1207, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1207, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 235, transmitting H.B. No. 1212, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1212, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 236, transmitting H.B. No. 1218, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1218, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 237, transmitting H.B. No. 1221, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1221, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING PROJECTS," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 238, transmitting H.B. No. 1226, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1226, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETICALLY MODIFIED PLANT ORGANISMS," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 239, transmitting H.B. No. 1229, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1229, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 240, transmitting H.B. No. 1231, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1231, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 241, transmitting H.B. No. 1232, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1232, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE AFFORDABLE HOUSING," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 242, transmitting H.B. No. 1260, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1260, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 243, transmitting H.B. No. 1271, H.D. 3, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1271, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 244, transmitting H.B. No. 1272, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1272, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING," passed First Reading by title and was referred to the Committee on Energy and Environment.

Hse. Com. No. 245, transmitting H.B. No. 1284, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1284, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 246, transmitting H.B. No. 1289, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1289, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 247, transmitting H.B. No. 1293, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1293, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed First Reading by title and was referred jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 248, transmitting H.B. No. 1316, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1316, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 249, transmitting H.B. No. 1351, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1351, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE AGRICULTURAL PARKS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 250, transmitting H.B. No. 1354, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1354, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed First Reading by title and was referred to the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 251, transmitting H.B. No. 1362, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1362, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 252, transmitting H.B. No. 1364, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1364, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 253, transmitting H.B. No. 1371, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1371, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 254, transmitting H.B. No. 1372, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1372, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSITIONING OF THE REGIONS AND FACILITIES OF HAWAII HEALTH SYSTEMS CORPORATION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 255, transmitting H.B. No. 1373, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1373, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 256, transmitting H.B. No. 1376, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1376, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 257, transmitting H.B. No. 1378, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1378, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Commerce and Consumer Protection.



Hse. Com. No. 258, transmitting H.B. No. 1379, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1379, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 259, transmitting H.B. No. 1388, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1388, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 260, transmitting H.B. No. 1390, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1390, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 261, transmitting H.B. No. 1404, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1404, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 262, transmitting H.B. No. 1405, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1405, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 263, transmitting H.B. No. 1414, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1414, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 264, transmitting H.B. No. 1415, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1415, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 265, transmitting H.B. No. 1417, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1417, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILE BILLBOARDS," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 266, transmitting H.B. No. 1422, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1422, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," passed First Reading by title and was referred to Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 267, transmitting H.B. No. 1429, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1429, H.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ABOUT FACE PROGRAM," passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 268, transmitting H.B. No. 1433, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1433, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 269, transmitting H.B. No. 1438, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1438, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 270, transmitting H.B. No. 1439, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1439, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 271, transmitting H.B. No. 1443, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1443, H.D. 2, entitled: "A BILL FOR

AN ACT RELATING TO HOME OCCUPATIONS,” passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 272, transmitting H.B. No. 1451, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1451, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed First Reading by title and was referred to the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 273, transmitting H.B. No. 1470, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1470, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE,” passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 274, transmitting H.B. No. 1471, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1471, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FARMS,” passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 275, transmitting H.B. No. 1479, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1479, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LABOR,” passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 276, transmitting H.B. No. 1491, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1491, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ETHANOL FACILITY TAX CREDIT,” passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 277, transmitting H.B. No. 1483, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1483, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR BETTER PLACE HAWAII, INC,” passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 278, transmitting H.B. No. 1495, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1495, H.D. 1, entitled: “A BILL FOR

AN ACT RELATING TO STATE INCOME TAX,” passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 279, transmitting H.B. No. 1504, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1504, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 280, transmitting H.B. No. 1512, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1512, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS,” passed First Reading by title and was referred to the Committee on Judiciary and Government Operations.

Hse. Com. No. 281, transmitting H.B. No. 1518, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1518, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLES,” passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 282, transmitting H.B. No. 1525, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1525, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MEDICAID,” passed First Reading by title and was referred jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 283, transmitting H.B. No. 1526, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1526, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed First Reading by title and was referred to the Committee on Health.

Hse. Com. No. 284, transmitting H.B. No. 1536, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1536, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SALARIES,” passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 285, transmitting H.B. No. 1537, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1537, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS,” passed First Reading by title and was

referred to the Committee on Health, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 286, transmitting H.B. No. 1538, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1538, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTALLY-SENSITIVE PRODUCTS," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Education and Housing.

Hse. Com. No. 287, transmitting H.B. No. 1544, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1544, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 288, transmitting H.B. No. 1550, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1550, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 289, transmitting H.B. No. 1552, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1552, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 290, transmitting H.B. No. 1567, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1567, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SKILLED NURSING FACILITIES," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 291, transmitting H.B. No. 1568, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1568, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE AMERICAN RED CROSS," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 292, transmitting H.B. No. 1583, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1583, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 293, transmitting H.B. No. 1584, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1584, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 294, transmitting H.B. No. 1592, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1592, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading by title and was referred jointly to the Committee on Education and Housing and the Committee on Labor.

Hse. Com. No. 295, transmitting H.B. No. 1593, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1593, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed First Reading by title and was referred jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 296, transmitting H.B. No. 1598, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1598, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 297, transmitting H.B. No. 1600, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1600, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 298, transmitting H.B. No. 1604, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1604, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 299, transmitting H.B. No. 1605, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1605, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 300, transmitting H.B. No. 1607, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1607, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 301, transmitting H.B. No. 1617, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1617, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed First Reading by title and was referred jointly to the Committee on Higher Education and the Committee on Economic Development and Technology, then to the Committee on Ways and Means.

Hse. Com. No. 302, transmitting H.B. No. 1636, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1636, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL PHYSICIANS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 303, transmitting H.B. No. 1642, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1642, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURCHASES OF HEALTH AND HUMAN SERVICES," passed First Reading by title and was referred jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 304, transmitting H.B. No. 1666, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1666, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 305, transmitting H.B. No. 1686, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1686, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 306, transmitting H.B. No. 1692, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1692, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed First Reading

by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 307, transmitting H.B. No. 1693, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1693, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WEST OAHU," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 308, transmitting H.B. No. 1694, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1694, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed First Reading by title and was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 309, transmitting H.B. No. 1712, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1712, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 310, transmitting H.B. No. 1713, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1713, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 311, transmitting H.B. No. 1611, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1611, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 312, transmitting H.B. No. 1627, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1627, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 313, transmitting H.B. No. 1628, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1628, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 314, transmitting H.B. No. 1663, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1663, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TARO SECURITY," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 315, transmitting H.B. No. 1665, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1665, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 316, transmitting H.B. No. 1676, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1676, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed First Reading by title and was referred to the Committee on Labor, then to the Committee on Ways and Means.

Hse. Com. No. 317, transmitting H.B. No. 1678, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1678, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 318, transmitting H.B. No. 1696, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1696, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," passed First Reading by title and was referred to the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 319, transmitting H.B. No. 1751, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1751, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNICATIONS FRAUD," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 320, transmitting H.B. No. 1776, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1776, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed First Reading by title and was referred jointly to the Committee on Public Safety and Military Affairs and the Committee on Human Services, then to the Committee on Ways and Means.

Hse. Com. No. 321, transmitting H.B. No. 1766, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1766, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 322, transmitting H.B. No. 1768, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1768, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 323, transmitting H.B. No. 1784, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1784, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL TORTS," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Judiciary and Government Operations.

Hse. Com. No. 324, transmitting H.B. No. 1807, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1807, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY," passed First Reading by title and was referred jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 325, transmitting H.B. No. 1809, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1809, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed First Reading by title and was referred to the Committee on Energy and Environment, then to the Committee on Ways and Means.

Hse. Com. No. 326, transmitting H.B. No. 1831, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1831, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," passed First Reading by title and was referred to the Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 327, transmitting H.B. No. 1728, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1728, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 328, transmitting H.B. No. 1729, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1729, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 329, transmitting H.B. No. 1730, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1730, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed First Reading by title and was referred jointly to the Committee on Higher Education and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 330, transmitting H.B. No. 1731, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1731, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 331, transmitting H.B. No. 1735, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1735, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 332, transmitting H.B. No. 1739, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1739, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 333, transmitting H.B. No. 1741, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1741, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 334, transmitting H.B. No. 1744, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1744, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed First Reading by title and was referred jointly to the Committee on Tourism and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 335, transmitting H.B. No. 1747, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1747, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 336, transmitting H.B. No. 1748, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1748, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE PREMIUM TAXES," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 337, transmitting H.B. No. 1749, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1749, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INSURANCE PREMIUM TAX," passed First Reading by title and was referred jointly to the Committee on Commerce and Consumer Protection and the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 338, transmitting H.B. No. 1763, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1763, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed First Reading by title and was referred to the Committee on Tourism, then to the Committee on Ways and Means.

Hse. Com. No. 339, transmitting H.B. No. 1782, H.D. 2, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1782, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INFORMATION EXCHANGE," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 340, transmitting H.B. No. 1829, H.D. 1, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1829, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC STIMULUS," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 341, transmitting H.B. No. 1464, H.D. 3, which passed Third Reading in the House of Representatives on March 10, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1464, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed First Reading by title and was referred to the Committee on Committee on Energy and Environment, then to the Committee on Commerce and Consumer Protection.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 55 to 60) were read by the Clerk and were referred to committee or deferred:

##### Referred

S.C.R. No. 55 "SENATE CONCURRENT RESOLUTION REQUESTING STATE AND LOCAL LAW ENFORCEMENT OFFICERS TO ABIDE BY STATE LAWS RELATING TO THE MEDICAL USE OF MARIJUANA," was offered by Senators Espero, Baker, Bunda, English, Green and Hooser.

Referred to: Committee on Public Safety and Military Affairs

S.C.R. No. 56 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCREASE EDUCATIONAL EFFORTS TO PREVENT AND ERADICATE CERVICAL CANCER," offered by Senators Kidani, Baker, Kim, Tokuda and Fukunaga.

Referred to: Committee on Health

S.C.R. No. 57 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO MAKE IT A PRIORITY TO EDUCATE THE PUBLIC ON THE PROPER CLEANING OF PRODUCE," was offered by Senator Kidani.

Referred to: Committee on Health

##### Deferred

S.C.R. No. 58 "SENATE CONCURRENT RESOLUTION REQUESTING A COMPREHENSIVE MANAGEMENT AUDIT OF THE INSTITUTIONAL BIOSAFETY COMMITTEE AT THE UNIVERSITY OF HAWAII AT MANOA AND THE DEPARTMENT OF AGRICULTURE IN RELATION TO HUMAN AND ANIMAL PATHOGENS IMPORTED TO HAWAII FOR RESEARCH PURPOSES."

Offered by: Senators Gabbard, Bunda, Espero, Green, Kidani, Kim, Nishihara, Sakamoto, Takamine.

S.C.R. No. 59 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO DEVELOP A POLICY TO INCLUDE VEGETARIAN AND VEGAN MEAL OPTIONS IN ALL SCHOOL MENU PLANS."

Offered by: Senators Gabbard, Bunda, Espero, Fukunaga, Green, Kidani, Takamine, Taniguchi, Tokuda.

S.C.R. No. 60 "SENATE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO CHANGE THE STREET NAME OF FORT BARRETTE ROAD TO KUALAKA'I ROAD."

Offered by: Senators Gabbard, Bunda, Espero, Fukunaga, Green, Kim, Sakamoto, Takamine, Tokuda.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 32 to 35) were read by the Clerk and were referred to committee or deferred:

##### Referred

S.R. No. 32 "SENATE RESOLUTION REQUESTING STATE AND LOCAL LAW ENFORCEMENT OFFICERS TO ABIDE BY STATE LAWS RELATING TO THE MEDICAL USE OF MARIJUANA," was offered by Senators Espero, Baker, Bunda, English, Green and Hooser.

Referred to: Committee on Public Safety and Military Affairs

S.R. No. 33 "SENATE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO MAKE IT A PRIORITY TO EDUCATE THE PUBLIC ON THE PROPER CLEANING OF PRODUCE," was offered by Senator Kidani.

Referred to: Committee on Health

##### Deferred

S.R. No. 34 "SENATE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO DEVELOP A POLICY TO INCLUDE VEGETARIAN AND VEGAN MEAL OPTIONS IN ALL SCHOOL MENU PLANS."

Offered by: Senators Gabbard, Bunda, Espero, Fukunaga, Green, Kidani, Takamine, Taniguchi, Tokuda.

S.R. No. 35 "SENATE RESOLUTION URGING THE STATE OF HAWAII TO CHANGE THE STREET NAME OF FORT BARRETTE ROAD TO KUALAKA'I ROAD."

Offered by: Senators Gabbard, Bunda, Espero, Fukunaga, Green, Kidani, Kim, Nishihara, Takamine, Tokuda.

#### STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 851) recommending that the Senate advise and consent to the nomination of SEAN D. IGNE to the Kaua'i Aquatic Life and Wildlife Advisory Committee, in accordance with Gov. Msg. No. 423.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 851 and Gov. Msg. No. 423 was deferred until Friday, March 13, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 852) recommending that S.C.R. No. 43 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 852 and S.C.R. No. 43, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC.," was deferred until Friday, March 13, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 853) recommending that S.R. No. 23 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 853 and S.R. No. 23, entitled: "SENATE RESOLUTION REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC.," was deferred until Friday, March 13, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 854) recommending that the Senate advise and consent to the nomination of JONAH KE'EAUMOKU KAPU to the Island Burial Council, Islands of Maui and Lana'i, in accordance with Gov. Msg. No. 384.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 854 and Gov. Msg. No. 384 was deferred until Friday, March 13, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 855) recommending that the Senate advise and consent to the nomination of DERRICK F. NISHIMURA to the Board of Agriculture, in accordance with Gov. Msg. No. 392.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 855 and Gov. Msg. No. 392 was deferred until Friday, March 13, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 856) recommending that the Senate advise and consent to the nomination of BRIAN H. SUZUKI to the Board of Directors of the Agribusiness Development Corporation, in accordance with Gov. Msg. No. 395.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 856 and Gov. Msg. No. 395 was deferred until Friday, March 13, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 857) recommending that the Senate advise and consent to the nomination of WESLEY F. OTANI to the Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 438.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 857 and Gov. Msg. No. 438 was deferred until Friday, March 13, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations presented a report (Stand. Com. Rep. No. 858) recommending that the Senate consent to the nomination of MARK E. RECKTENWALD to the office of Associate Justice, Supreme Court, State of Hawaii, for a term of ten years, in accordance with the provisions of Article VI, Section 3 of the Hawai'i State Constitution, and in accordance with Gov. Msg. No. 439.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 858 and Gov. Msg. No. 439 was deferred until Friday, March 13, 2009.

## ORDER OF THE DAY

### THIRD READING

#### MATTERS DEFERRED FROM TUESDAY, MARCH 10, 2009

S.B. No. 1678, S.D. 3:

Senator Kim moved that S.B. No. 1678, S.D. 3 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"We've discussed this bill for a number of years, we've implemented part of the so-called streamlining tax, the supporters of this tax say it is necessary to close a massive tax loophole. What it is, of course, is a new tax on those who use the internet and it increases the taxes on all taxpayers. The part of the justification also for this bill is that it will relieve some of the paper and regulatory burdens of main street businesses. I

have yet to see how any of the reductions for businesses have taken place. And in fact we've got a bill coming up that will attempt to increase further the tax burden on small businesses in Hawai'i. So, it is a method of trying to fool the public into thinking that we're talking about equity and what we're really talking about is an additional tax burden as more and more people seek the internet for their commercial shopping. Thank you."

Senator Fukunaga rose in support of the measure and stated:

"I'd just like to offer a few comments to correct the remarks of the prior speaker. As all of you who have voted on this measure know, this is not a new tax. This is the state's use tax which previously, states like ours have been unable to collect when shoppers purchase goods from out-of-state, either through catalogs or over the internet. I have distributed for all members a copy of a response that we received from the Streamline Sales Tax Governing Board talking about the progress of other states that have implemented this project on a voluntary basis have achieved. And if you will take a close look at Mr. Peterson's response, he does indicate that of the 22 states that are participating in this project, they have been able to collect over \$327 million from 1,166 retailers who are demonstrating that this project is viable. We now have a means of using software vendors to help us collect the use tax that is due on out-of-state sales, and for those reasons I would urge my colleagues to vote in support of this measure. At the very back of this handout, you will note that there is a chart showing that 22 states have adopted the streamline sales tax compliance adjustments, and I would note for members' attention that just last month the state of Wisconsin adopted its compliance legislation. This year, Hawai'i is one of 11 states that is debating and discussing compliance legislation, so I would urge my colleagues to vote in support of this measure. Thank you."

Senator Hemmings rose in opposition to the measure and stated:

"I am always fascinated by the fact that legislators can stand up and with a straight face tell people how lucky they are that they can pay more taxes because 22 other states are. Unfortunately, it's just not true. This tax is regressive, and it hurts oftentimes the little person the most—the person who doesn't go to Ala Moana Center or get in a car, the person who's at home stuck behind the computer and orders something and has it delivered to their door for many reasons. But there's a more insidious consequence to this. We no longer live in a very isolated economy where the ebb and flow of the economy is found within the confines of our own country. We generally live in a world economy now, and if there's a strain on the American economy, that goes around the world. Corporations are run by people that are quite interested in meeting their payroll and paying salaries and not having to be forced to lay people off—as many corporations are now—and certainly a big overhead for them is taxes. So what they do in their wisdom, in a global economy, is they move their corporations to places that are more favorable to business. You might ask yourself why, especially you young people here today, why Hawai'i has only a one-industry economy—tourism. Why don't we have a flourishing tech industry here? We're trying to get it; when the tax cut will go away, so will it. Why don't we have space launch industry? Why don't we have more prolific industries employ our people? The answer's simple: why go to Hawai'i to do business when you're going to get taxed more? And that's what this bill does to American business. I would suggest for those 22 states including Hawai'i that want to do this that a lot of companies will say, 'Well, Hawai'i's in the compact, Illinois is in the compact, Wisconsin's in the compact, but we get most of our supplies from China and Hong Kong isn't in it. So, we'll just set up a distribution center in Hong Kong and we'll distribute from Hong Kong, and we don't have to worry



about all of this tax penalties and punitive measures that we have to pay for in Hawai'i. And that's what will happen, and we'll further erode our tax base. It's just something I just don't understand because we have so much collective wisdom and prior experience with taxes. In 1992, Congress enacted the luxury tax. Do you remember it? I'll tell you what it was supposed to do. It was going to punish those terrible, terrible people who made a lot of money; you know those bad guys—the rich guys. Congress was going to have a luxury tax, and they were going to tax yachts. 'We'll show them. We'll tax their yachts, and we'll tax yacht manufacturers.' And guess what they had to do? They had to rescind the whole thing because the yacht people said, 'All right, see you later, United States.' They took the whole industry overseas, and the tax receipts for luxury tax left us. The streamline tax is going to be a huge encouragement for those companies that are already manufacturing products overseas, especially in Mexico and China, and distributing from the United States. They'll just set up their distributions points overseas. And I'll guarantee you Hong Kong and I'll guarantee you Mexico are not going to pay the streamline tax.

"So Madam President, it just doesn't make sense. It just violates every wisdom we have regarding taxes, and how to collect them, and fairness and it doesn't even address the issue. The previous speaker talked about how these states collected \$132 million in additional revenue— what she said—but she failed to mention the spending side of the ledger where governments are squandering money while the poor can't afford to pay the taxes. So the bottom line is the bottom line, Madam President. This is not going to help the economy, it's not going to help the taxpayers, and ultimately it's going to fatten the coffers of government, but who knows where that money going to go.

"So I'd urge my colleagues to really think about these things before we just, on the ideological premise that we've got to be fair and tax everybody we can just doesn't make sense. So I would like my colleagues to kill this legislation, although I would suspect the vote today will not be that close. Thank you, Madam President."

Senator Hooser rose in support of the measure and stated:

"I'll keep my remarks very, very brief. The opponents of this measure, Madam President, colleagues, consistently mischaracterize it as a tax increase. It's clearly not a tax increase. These are taxes that are due, legally due, and these are not more taxes. These are taxes due, and all we're doing simply is collecting the taxes that are legally due to the State of Hawai'i, leveling the playing field for businesses, and following what other states and the federal government are also putting into play. So I urge my colleagues to vote in support. Thank you."

Senator Slom rose in rebuttal and said:

"Thank you, Madam President. Just a very brief rebuttal since the two supporting Senators indicate that we are wrong and we need to be corrected. If these were taxes due, then the taxes in fact would be collected in these other states. There's a little matter of two legal decisions: the Bellas Hess decision and the Quill decision that prohibited a state from collecting if there was not a site, that is, if there was not an actual site within the state where the sale transposed and took place. And so what these groups are doing is to try to use this compact as leverage, and as they admit, the leverage is to get the current administration and the Congress to pass additional legislation to overturn these two legal decisions which prohibit the collection of taxation. So in fact, Madam President, it is a new tax, it is not legal, and even if this compact goes into effect—this so-called voluntary compact—it is still up to the administration

and the Congress to pass additional legislation to overturn those legal decisions. Thank you."

Senator Hooser rose in rebuttal and said:

"We do have in this state something called a use tax, which requires people purchasing things from out-of-state to pay the tax. And so that is a legal tax; that's a tax that's in place and it's not being collected in many areas. Thank you."

Senator Hemmings rose in rebuttal and said:

"Before I do so, I have to tell you how disappointed I am that (I actually combed my hair today and everything) I thought, 'Geez, we're going to be on *Olelo* again.' How curious it is that the day we raise taxes, there's no television. My gosh, the people are not going to get to see this debate, they're not going to get a chance to see the transparency of our proceedings and how wonderful you all are in raising their taxes.

"I am astounded that the previous speaker has now shifted the blame, after hearing the facts from the good Senator next to me because the pop-up opposition we see from your side of the aisle, Madam President, always alludes that we don't know what we're talking about; we're misinformed. I think that's been used several times in debates, but evidently the good Senator from Hawai'i Kai is well-informed. So the rebuttal is, from the Senator from Kaua'i, that you still have to pay it because you have to pay it if you're a resident here. Okay. Okay, I'll accept that. Then we don't have to pay this bill; just collect it from the residents. Do you really want to do that? Do you really want to further penalize our residents like this? Either way they have to pay, but go ahead and try to collect it.

"By the way, just so I'll be on the record about this and you may check my accuracy, most of the people in this state are paying their taxes, unlike some elected officials that are appointed to high positions in Washington, D.C. Either way the people lose in this bill, whether you have it collected in some state or you try to force them to pay it here for trying to save themselves a few bucks. Thank you, Madam President."

Senator Sakamoto rose in support of the measure and stated:

"I hope my colleagues across the aisle who are always talking about business will remember that in this measure, businesses here pay their taxes, whether it's 4 percent, 4.5 percent, or the half percent as businesses conduct transactions among businesses. Items that are bought via the Internet come in from places unknown, places that may or may not charge the appropriate tax—because some vendors do pay taxes. There's agreement among many vendors to charge the appropriate tax, but those that don't have an advantage over businesses here. I'm a big supporter of businesses here and I hope my colleagues will see that this also supports businesses in Hawai'i that are here and we hope will continue to grow and thrive here. Thank you very much."

The motion was put by the Chair and carried, S.B. No. 1678, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, 3 (Green, Hemmings, Slom). Excused, 2 (Hee, Ihara).

S.B. No. 698, S.D. 3:

Senator Kim moved that S.B. No. 698, S.D. 3 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"This bill is yet another tax on Hawai'i's citizens and on small business, not on industry, the rental car industry. We currently are paying \$3 per day for a rental car, and as I've

pointed out on a number of times, at any given day nearly 35 percent and sometimes more of local residents are renting a car because of a car repair, because they're bringing in friends from the mainland, or because we are travelling to a neighbor island or neighbor islanders are coming here. So, I know a lot of people always like to say that the tourists are bearing the burden of our increased taxes. That is not the case here. We have a substantial number of people and also an industry. And, by the way, our tourist industry is flagging right now and we have a decline. Thank you."

The motion was put by the Chair and carried, S.B. No. 698, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE RENTAL MOTOR VEHICLE AND TOUR VEHICLE SURCHARGE TAX," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Hee, Ihara).

S.B. No. 1346, S.D. 2:

Senator Tsutsui moved that S.B. No. 1346, S.D. 2 pass Third Reading, seconded by Senator Chun Oakland.

Senator Hemmings rose in opposition to the measure and stated:

"I don't think you had to guess that I was going to stand up to speak against this bill. First of all, I want to acknowledge that leaving some figures blank in a number of these appropriation and tax bills is a wise thing to do, to see what is going to shake out with the economy. I recognize the wisdom of the Chair of the Ways and Means Committee on these initiatives. Nevertheless, if we raise the excise tax 1 percent, it takes over \$600 million out of people's pockets. And with the true deception that often goes along with bills like this, where we're increasing taxes, something's given back—which is good. We have had a number of years in which your loyal opposition—the Minority party—introduced bills to eliminate the excise tax on food and over-the-counter drugs and adjust the rate for standard deductions, which is long overdue because our poor pay the most form of taxes, more than most any other state except Alabama. Nevertheless those deductions, according to testimony from the Department of Taxation, would pale in comparison to the total collections. This would be put into the state coffers out of the pockets of the poor working people. And why do I say poor working people? Because everybody knows that many of these people on the floor here fancy themselves as defenders of the poor. Well, the excise tax is the most regressive tax we have because the poor pay a disproportionate amount of their overall income in excise tax. It's just mathematical sense—this is a very, very regressive tax. It is further going to hurt the economy. It's going to take, even if it's 1 percent, \$600 plus million dollars out of the business workers' hands, the job creators of Hawai'i, and give it to us. That could be a good investment because much of what government does is good and necessary.

"But with this bill, it might as well be taking the money out into the brisk tradewinds here in the rotunda and throwing it in the air because that's how cost effective the DOE is in educating our children. Don't take my word for it; look at the numbers. I won't go into them. But I've done it year in and year out, about the \$2.4 billion DOE budget and enrollment decreasing to 179,000 students; how the statistical average comes out to over \$12,000 per child; how the consuming parent worries about their child and wants them to get a good education in one of the most expensive states in the nation to live, where they work two jobs, sacrifice and send their kid to private school or they say, 'The DOE is such a problem; I'm sending my child to a chartered school.' Public school enrollment's going down with population going up, and charter

school enrollment is going up. So we're going to give, with this bill, more money to the black abyss of the DOE, the organization who spends all the money and turns out the 47th ranked public education system in the nation according to recent polls; an organization who by two successive audits have been caught red-handed squandering taxpayers money. But that's all right. They spent \$20 million getting some bids for what should have been money and oh, by the way, they did get some estimates and some plans in that money, too. Does anybody know that our schools are falling down? Yes, they do. But does anybody know that in the last 10 years we spent \$1.5 billion on CIP money trying to fix them? Does anybody know that we've spent over \$16 billion trying to educate our kids? I guess the public will forget, and they'll pay the tax and they'll be told, 'Geez, you're going to get a tax break on food.' But I'll guarantee you that government will always take more in this situation than they give. I just don't get it; you don't create wealth by subtracting from it. It is said, 'You cannot multiply wealth by dividing it.' And these taxes take from the producers, the workers and the poor and give it to government for limited or no results.

"So I'd urge my colleagues to look at the big picture and look at the public education system. I could, off the top of my head, give a half hour dissertation and quote the resolution I wrote to have the DOE audited so we can find out where the money is, but we can't even do that. Think about these things when you vote. You know it's really funny; a couple years ago, someone from the DOE had the audacity to say, in Ways and Means, something that was quite insulting. I was telling them that they weren't educating our children. I told them the system was broken. The reply I received was something to the effect of, 'Eh, it's not broke but give us more money and we'll fix it.' We've given them more money, year in and year out, and it's not fixed.

"Madam President, I urge my colleagues to not look at us as just ideological adversaries that stand up and vote 'no' against these bills, the two of us are standing here like in James Fennimore Cooper's book, *The Last of the Mohicans*. You think we're doing this for fun? You're laughing, I see Russell laughing. But you think we're doing this because it's fun? That we feel so righteous about it? No, we're doing it because we really want to see things change and get better. I imagine all of you people voted this last election for change and hope. But this is just business as usual. Throw more money at education and wait. Go to the powers that be in the HSTA, and we'll take care of you again, come back next year and they will. Hopefully, someday we will have the courage and the fortitude to change the formula and put respect and accountability back in our public education system for the sake of the young children that we see here today, those young, beautiful, clear voices singing that Hawaiian song who are students of a charter school. We know what works, but more importantly we know what doesn't work; and throwing more money at the DOE has not and will not work. Thank you, Madam President."

Senator Sakamoto rose in support of the measure and stated:

"We have no greater responsibility as legislators than to ensure that all of Hawai'i's *keiki* receive a quality education, an education that prepares them for excellent opportunities in the oncoming years. And on this floor we have some students who are excelling in their schools and we hope they continue to do so. Unfortunately, providing this quality education costs money and our schools are currently underfunded. A study conducted by an outside, independent consultant a few years back stated that Hawai'i's public schools would need an extra \$278 million to be adequately funded. Instead, due to our declining economy, we again face decreasing funding to schools. If you need to go a hundred miles and you give 90 miles of gas, and then you ask teachers, students and others to push the rest of the

way, we can't get there in the appropriate time. And I'm not going to make an excuse or rebut all of the arguments of the previous speaker; we've done that on this floor several times.

"And to most of us, as elected officials, raising taxes is a subject we'd rather not consider. In Hawai'i there are issues that have come up, whether it's fluoridation, gambling, total bans on fireworks—there are some tough issues. But yes, raising taxes is something that we need to consider, especially in this time, even with the criticism. The community understands or needs to understand that this bill will provide important tax relief to needy segments of Hawai'i's population and to move us closer to adequately funding our schools. Most of you have already heard about this proposal, and I want to make it clear that it provides tax relief to families making less than \$100,000. The Tax Department wasn't able to give me the number of people that would be benefitted—the specific portion of our 1.3 million people who would benefit. But our poor, working poor, and middle class pay a disproportionate amount of their incomes in taxes on their necessities. We're one of the few states to tax groceries; abolishing the tax on groceries will save taxpayers \$135 million dollars. And the numbers that I'm giving are from a Tax Department letter dated January 27, 2009, so I hope this will be included in the Journal as well. We're one of the few states to tax medical visits and procedures; removing the tax on medical services will save \$126 million for the people paying that now. We're one of the few states where housing rental is taxed. And in one version of the bill, if we eliminated the first \$800 from being taxed, that will be another \$83 million kept in the pockets of our renters. In addition, Hawai'i's people also deserve a standard deduction that would be closer to the federal level. This measure proposes to double the standard deduction. That's another \$37 million that wage earners would save. The total tax savings in this measure is approximately \$380 million to the poor, working poor, and middle class to cope with these tough economic times.

"Now back to the funding of schools: that study placed the underfunding at approximately \$2,000 per student. We've heard the arguments that enrollment has dropped while budgets have increased. That argument continually ignores the fact that budget increases have been caused by the transfer of functions and personnel from other departments and agencies to the DOE. That argument also compares private school costs to the DOE. Attention on private school tuition—some \$15,000 a year, others as high as \$20,000 a year—ignores the fact that 25 percent of the Department of Education budget is dedicated to the cost of educating students with special needs, and that's virtually nonexistent in private school budgets. Finally, nearly all of the increases in the past years are increases that businesses face as well. Labor benefit costs have gone up. That's a reality, whether it's the Department of Education or Macy's or any company. What funds finally reach schools as discretionary funding for computers, textbooks, supplies, training, extracurricular activities, reading specialists, and even librarians are clearly inadequate to provide the kind of support for our students that we can be confident will ensure delivery of an effective education and result in increased student achievement. And I point out that over 50 percent of Hawai'i's public school students are poor by federal standards or have special needs or have parents that don't speak English or English is not their first language. We don't want to continue to compare public and private education, our students and those students of other states. We should just truly want to meet whatever the cost is to provide students with quality education that offers learning opportunities to meet their wide needs so that each student, each student, can maximize his/her potential. Many of our parents and grandparents came to Hawai'i not speaking English and took jobs in the lowest rung of the working class. Public schools were the route out of low-wage jobs and poverty for their children. Many of us are here

because of the access to public schools. None of us disputes the fact that private education can serve families well, but let us not, not ever, turn our backs on public education, our public schools, and our public school students and teachers. Public schools continue to be the only option for nearly all of our *keiki* regardless of whether they are rich, middle class, poor, blind, an immigrant, wheel-chair bound, suffer mental or emotional difficulties, live in Kahala, Kaunakakai, Waialua, Waimanalo, Na'aalehu or Ni'ihau.

"And yes, 1 percent, of the GE increase could potentially bring \$600 million in revenue. That increase would be for those who spend more because they'd pay more. For those who can afford to pay more—a shopper who buys a \$500 dress or a \$200 pair of shoes or \$150 shirt, say, on a third floor Ala Moana store would pay more. The person who shops at Goodwill, Saver's, Ross's won't pay as much overall tax on the items they buy. So while some of us do shop at the bargain stores, we don't have to, but people in our community who can't afford the luxury stores, they need help. Let's help them. And yes, we've travelled to the mainland where the tax at the register can be 9 percent. Do we think about the sales tax when we're travelling? The argument that tourists won't come doesn't hold water, and they will indeed be part of those that pay more. So let's go beyond the scare tactic of those who say we will drive visitors away. They'll pay more, but the bottom line is we need to do what we can for our *keiki*.

"And the bill has been amended. Not all of this will go to public schools but I hope a large portion, if this measure were to survive, would. In every survey, Hawai'i's citizenry has concluded that increased tax would be supported if funds went directly to schools, not to the overhead of the administration, not to the Board, but to the schools. People have said this over and over again, and we all realize that to undertake this will take courage by each and every one of us here so I ask you to support this measure, and I pray—and those of you know that I pray hard—that we can continue to support our schools because every day that we fail to provide an adequate education to our students, adequately funding our schools, is another day our *keiki* won't have the critical opportunities they deserve. We can and must do better because education is simply too important to be another item on the chopping block. Thank you very much."

The Chair having so ordered, the January 27, 2009 Memorandum from the Department of Taxation is identified as "ATTACHMENT A" to the Journal of this day.

Senator Chun Oakland rose in support of the measure and requested that Senator Sakamoto's comments be entered into the Journal as her own. (The Chair so ordered, by reference only).

Senator Slom rose in opposition to the measure and stated:

"Well that was quite a dissertation we had, and I'm so happy that the Leaders For A Day are here so that at least some people can hear the debate that's going on, and they can make up in their own minds the legitimacy of some of the things that are said. We do have one person in the gallery. We've managed to scare everyone else away.

"I could spend the next hour and a half in rebutting these many, many claims that have just been made, but let's simplify it. We're not talking about our *keiki*. We're not talking about public schools versus private schools. We are talking about the government increasing the taxes yet again to the third highest taxed state in the nation, when we are all suffering, when all of your leaders, your parents are suffering. And I find it so disingenuous for the previous speaker to talk about reducing or eliminating the tax, the general excise tax on food and groceries, and on medical services, and on low-income people, because this has been the standard of the Republican Minority

for 50 years in this state. Year after year after year, we've made speeches, we've introduced bills to do this. Hey, leaders; look around. Let's do the math. There are twenty-three members of the Majority party here, and two of us—as the good Minority leader said, 'the last of the Mohicans'. If our colleagues genuinely wanted to help the people of this state, if they genuinely believed in taking the burden off people that buy food and groceries, and medical services, and low income, they would have done it. They would have done it 50 years ago, 40 years ago, 30 years ago, 20 years ago, last year, or this year. They don't want to do it unless they first raise taxes and increase the burden on everyone. So let there be no mistake. This is first and foremost a tax increase: more tax and revenue away from individuals and in the coffers of government. The good speaker, the good Senator from Moanalua just a few minutes ago was criticizing me and my opposition to the so-called streamlining business and was supporting small business, but now just a few minutes later, his bill would hurt those very same small businesses in this state. And, by the way, for part of your education, Hawai'i does not have a sales tax; it has what is called the general excise gross income tax. A sales tax is the tax placed on the buyer of goods, and they can voluntarily choose to buy or not to buy. The general excise gross income tax of the state of Hawai'i, the only one of its kind in the nation, is a tax on the seller, on the businesses. But the good news is taxes and regulations are a cost of doing business and ultimately, ultimately, your parents, the taxpayers, and you as consumers will pay that tax to the extent that the business can pass it along. If the business can no longer pass along the cost of tax and regulation and government interference, then that business goes out of business. And that's what we're seeing every day in our community and across the nation.

"And the statement that I really enjoyed was that we in the Legislature really don't like raising taxes. Really? We raise taxes every year. We just went through—this is the third of three bills today to raise taxes. So for something we don't like to do, at least the Majority in here, we seem to do it with alacrity and regularly. We just got tax revenue figures last week and we're waiting now, unless Madam President already has the figures from the Tax Revenue Estimating Committee that are going to show that we are continuing to decline and having more and more difficulties. Tax revenues were down significantly. So, my colleagues' answer to a falling and failing economy, to a burden on all of its citizens, is raise more taxes. If that were genuinely a solution, then let's double the taxes or triple the taxes, and triple government spending and government debt. But there's been no indication that an increase in taxes, increase in spending, increase in debt helps us out of our economic concerns. But what, you say, is wrong with raising the tax if a portion will go to education for our *keiki*? The good Senator said that our responsibility is to guarantee quality education. If that is our responsibility as lawmakers, each and every one of us should be fired because we have failed. We have not increased the quality of education. It is wonderful that you young leaders are here today, and your Minority has always stressed the importance of individuals; individuals can overcome everything and anything. But the quality of education in the state of Hawai'i continues to fail. The Auditor's reports that we continue to bring up has indicated one of the reasons why—the Department of Education and the bureaucracy, the Board of Education. And yet my colleagues want to tax people more and take a portion of that money and give it these very same people. What's wrong with this picture? And do the math. If there's an estimated \$380 million in tax savings, but there's an additional \$500 million or more in tax increases—\$600 million, thank you, it's because of your haircut you're able to do that math very quickly—then if you do the math we still have a net loss. And that would be on top of the streamlining tax, on top of the rental car tax, on top of fees and other taxes that we've already passed through on this Senate

session. We have to look at things in totality. We have to do the math. And the speaker, the good Senator from Moanalua, doesn't like the fact that people bring up, time and time again, our public school enrollment is falling, declining, while the cost for public education in this state continues to increase without holding anybody accountable whether it's the Legislature or the DOE. While we continue to see falling test grades, we continue to argue, 'Oh, those tests aren't applicable to Hawai'i because we're special and the tests are flawed,' yet the other 49 states seem to use these methods quite well.

"So what is the answer here? If you think that government is the answer and bureaucracy is the answer and all we need is more money, more money, more money, without accountability, transparency or holding people responsible for results, then vote for increased taxes. But do so knowing that you are going to harm the very people that we say that we are concerned about and want to help in these difficult economic times, because only these people will wind up paying for these taxes. Thank you, Madam President."

Senator Hooser rose in support of the measure and stated and said:

"I want to first and foremost echo the words of the Education Chair in support of public education. I, too, am glad that the student leaders are here so they can hear this debate, and I stand firm and proud of my continued support for public education. I think the student leaders here today are a testament not only to their drive, their ambition, their intelligence and hard work, but also to the teachers and principals in schools where they come from.

"You know, I need to point out this is not just about raising taxes, it's not just about schools; it's about our budget. I think that's something that's been missed in this debate. And while it's difficult to raise taxes, I vote today in support, in support of protecting people, in support of protecting the environment, in protecting the general health and welfare and the future of the people of the state of Hawai'i. You know, we face very tough times. With regard to our budget, we'll know how much tougher it's going to be this afternoon, whether you're talking about \$650 million a year or \$1.8 billion in a deficit. The truth is no one can appreciate the depth of the cuts, the depth of the financial situation that we're in right now, and what it will take to get us out of this dilemma. Over the next few weeks, we will have no choice but to deal with it. In my opinion, we cannot cut away a billion dollars from our state budget without causing irreparable harm, irreparable harm to people physically, irreparable harm to people's health, whether it's children without health care, whether it's adult day care, whether it's people that can't get their diabetes treatment, whether it's education, whether it's libraries that will close that are already staffed well-below what they need to be, whether it's schools that will close (and we're already talking about closing them), whether it's to our environment, our natural environment.

"Yesterday, I spent the day on Kaua'i where we have the Polihale State Park which is closed to the public. It's closed to the public because the state does not have the money to fix the road. Is that good for business? Is that good for people? I don't think so, and this is only the first of many parks that could be impacted if we do not take aggressive action to protect our budget. We're talking about invasive species, we're talking about parks, we're about environmental protections, we're talking about laying off people, we're talking about getting rid of tax credits for important sectors of our economy, all in an effort to cut our way out of our budget dilemma. And I'll say again, cutting our way out is not going to do it. It's going to simply set us back years and it has real, personal harm to people, real physical harm. We can and we will cut more to balance our budget. There's no question; regardless of the pain, we will cut more, and we are. We will and can eliminate tax

credits in some areas and we're going to do this. We can raise the so-called easy taxes: the alcohol tax, the tobacco tax and others—the sin taxes. We're going to do this, I'm sure. We can cut jobs. The House has already proposed over 300 public sector jobs, and prior to this there are many other jobs that have already been cut through private non-profits' reductions of their services. We can spend the federal stimulus money, and yes, we will do this and this will help. But we can do all these things, Madam President, colleagues, and we will still be hundreds of millions of dollars short from balancing our budget.

“We have before us a plan, a plan that will help. It is not the end-all and it will not solve all of our budget woes but it will help. S.B. No. 1346, S.D. 2 is a tax reform measure and I agree with the Minority party, it is long overdue. I wasn't here 50 years ago. I wasn't here 40 years ago. I wasn't here 10 years ago. But I'm here now and I'm here in support, genuine support, of taking the tax off of food, off of medical services and supplies, off of rents and the host of other benefits to working class people in our state described by the sponsor of this measure. This will lower taxes, lower the cost to people earning less than \$100,000 a year. Is it bad for business? Is it bad for people? Are cutting parks' budgets bad for business? Are closing state parks good for business? Cutting health care for children: is that good for business? Is having more mentally ill people on our streets and neighborhoods good for business? What about cutting tourism support, cutting our support for high tech, for the film industry, for biotechnology, for education at all levels—is that good for business? I don't think so, Madam President. None of this is good for business, but we must take the steps needed to balance the budget and minimize the damage to the people and to businesses. S.B. No. 1346 is at least a step in that direction—tax reform, decreasing the tax burden on middle-class working people, and raising it ever so slightly on those that earn more, as opposed to the Minority party's plan and the plan of the Governor. What kind of plan does the Minority party have? What kind of plan does the Governor have? We've been asking this question over and over again. I've seen no plan; only cuts and throwing rocks at what plans we put forth and smoke and mirrors. What happened when the budget first started declining? What was the plan? Well let's start cutting children's health care first, that's a good idea. Shall we cut business? No, no, no, let's not do that. Let's cut services for the mentally disabled. Let's cut adult day care. Let's cut education. Let's cut basic assistance to the very poorest people in our state—cut their meager earnings from \$469 to \$234 a month. That's how we balance the budget. ‘That's our plan,’ the Governor says, the Minority party says. I call it the Edward Scissorhands plan. And up to this point, the lion's share of the pain has gone to those who can least afford it, least defend themselves. Not only is the plan consistent of only cuts, it has not mentioned at all improving, streamlining consolidated services. Nothing whatsoever. Yes, I stand in support of S.B. No. 1346, S.D. 2 because I support public education, I support protecting the people, I support protecting the environment and the general welfare and future of the state of Hawai'i, and encourage my colleagues to do the same. Thank you, Madam President.”

Senator Hemmings rose in rebuttal and said:

“First of all, I stand to rebut; realizing that there's twenty-three of you and two of us, we do have to speak twice and so I'd like to acquire my second opportunity. Last I checked, the math around here is sometimes challenging and I want to set the record straight on some things.

“I stand with much gratitude to the previous speaker acknowledging that for years now we have been extremely cruel in taxing the poor. And we agree that our standard deductions and the excise tax on the hungry, the sick and the infirmed is especially regressive. But there are some things that

just don't add up and I want to provide two examples for you young people; I'm sure you'll do the math as well as anybody. It was said earlier that the other states charge a retail tax, sometimes as high as 9 percent, and our excise tax right now on this island is only 4.5 percent, so yippee, we save money. Well, as the good Senator from Hawai'i Kai pointed out, the excise tax pyramids or is multiplied many times over by the time the product gets into the consumer's hands. Some people have extrapolated that if you took away the excise tax and had to replace it with a retail sales tax where you buy something and you pay the tax then and only then, that that tax would have to be 13 to 14 percent to make up for the amount of money. Don't be deceived. The excise tax is incredibly insidious, and it amounts to a retail tax of considerably more than most any other state has anywhere in the nation. It takes that much money out of the taxpayer's pocket.

“The second thing that is extremely misleading and I just marvel at the sheer audacity of people standing up on this floor and saying, ‘We're doing this for the little guy, we're going to cut taxes for the little guy and we're going to cut his food tax finally. The hungry won't pay the tax on food.’ It's absolute lunacy that you're going to put in the pocket of the poor man a little tax credit so he can eat without having to pay 4.5 percent, but you're going to take out of his other pocket 5.5 percent. The Senator did the math. The tax credits were added up by the proponent of this bill who spoke earlier and said that it comes out to approximately \$380 million according to the Tax Department, but the tax increase is \$600 million. What are you guys missing? Want to get the calculator out, Senator? Or is the poor guy going to say, ‘I'm poor. I'm not going to pay the 5.5 percent.’ Yes, he is going to pay it. And if you think it's shifting the tax burden, wrong again, wrong again. We heard an example about someone going to Ala Moana Center and buying a hoity-toity dress for \$500 and paying more in taxes because they can afford it. Well anybody who knows anything about taxes knows that a percentage of a smaller income is a greater portion of that person's income than it is to the person with a larger income. So, you smack the little guy harder with a dramatic tax increase and then you have the audacity to tell them you're doing them a favor by not raising the taxes on his food or actually cutting it, when the truth is you're taxing the poor man more. There's no getting around it.

“But in the interests of constructive dialogue—this debate is going on across the country—I don't understand anybody who thinks they're going to improve the economy of the state of Hawai'i, or the nation, for that matter, by having government spend more money that they've taken from the workers and producers of this country. Because the workers and producers are going to say, ‘I'm not going to work that hard because the more I work, the more the money's taken, and oftentimes through government and given to the people who aren't working.’ I won't even go into the '90s welfare reform when people stood up and cried on this floor that we're cutting welfare and the poor people are going to be in the streets. You know what the poor people did, who were capable and able? They went to work.

“I want to offer you some suggestions here on how to cut the budget. Privatize. We know; we got proof of it. I'll give you one, right off the top of my head—check the numbers, by the way, to make sure I'm right. I heard the Department of Public Safety testify that when you send a prisoner in Hawai'i to a private prison in Arizona, it costs I think it was \$58 a day. A prisoner housed in Hawai'i costs \$130 a day. Do the math. Save a huge amount of money. Put him on an airplane, fly him to Arizona.

“The privatization of government services across the board could be incredibly beneficial. You would have people wanting to dump huge amounts of money in Hawai'i. They could lease

Honokohau Harbor and make it bigger. Kawaihae. Hilo. We got the only yacht club in the nation, Hilo Yacht Club, that doesn't have a yacht because there's no harbor. Hilo Harbor could have floating dry docks. Ke'ehi Lagoon could be marina of the Pacific. No cost to the taxpayers. Give a developer, a marina developer, a good, long-term lease, they'll pour the money in the hole. They'll make it happen. They'll pay taxes. They'll create harbor space for us. It's called privatization.

"Private charity: I'll never forget in wake of Hurricane Katrina the people left dying because government didn't respond. Those who did respond, at no cost to the taxpayers and had help and relief in there within hours was the Salvation Army and the Red Cross. Privatize. We have a good Senator who's got the kindest, biggest heart in the world when it comes to helping the poor, but do you really think these government programs do a cost-effective job of it? Empower the private, charitable institutions of this country and of this state, and our needy will be taken care of on a regular basis.

"He had mentioned the park. They've got to close the park. The DLNR's been here year in and year out saying that we don't have enough money to maintain our parks and maintain our recreational facilities. So what is our good, good forward, innovative thinking director Ms. Thielen do? She goes to her people and says, 'I'm not going to give you a top-down plan. Tell me what we should do.' And they say, 'Fix the parks and we'll call it a Renaissance Renovation Plan, and then we'll allow the private sector to come in and manage the park and put in facilities for food and other commercial activity, and in that trade-off we'll get better parks and we'll be able to maintain them and everybody wins. We have more business. We have the tourist industry protected. We have our parks fixed and maintained. Everybody wins.' And you can certainly write into the contracts public access and all those things.

"I'll give you another example, Madam President. Years ago, the airport at Ka'anapali was closing. Hawaiian Airlines wanted a place to land their planes and they built an airport—the Kapalua Airport. And what did the state do? It bought it and turned an asset into a liability. You could privatize small airports.

"There are all types of opportunities out there. We are a wealthy state with wonderful, wonderful resources that we could partner with the private sector in developing so we wouldn't be spending the money. So the option really is the classic choice: do we raise taxes or do we cut spending? The unfortunate truth of the matter is when our private budgets are done for ourselves, we can't raise money. When budgets are done by private businesses, when they get to the point of insolvency, they go out of business or they lay people off. But what do we do? We just raise taxes rather than become innovative. This is not going to solve our economic problems if it did pass. It will exacerbate them; make it worse, discourage thrift, enterprise, hard work and reward a bloated bureaucracy that is failing our people. Thank you, Madam President."

Senator Sakamoto rose in rebuttal and said:

"The facts are the letter from the Tax Department with this whole package—at least prior to the amendment—with adjusted gross income, a single taxpayer saves \$532. That's with the gain as well as the savings. Adjusted gross income \$40,000, two persons, two children—\$1,482 tax savings per year. Eighty thousand dollars adjusted gross income, two persons, two children—\$518 per year savings. Then when you go to \$120,000 adjusted gross income, two persons, two children—\$276 tax increase. So, certainly the package is not just one pocket; it is a range of pocket. These numbers represent the Tax Department's calculation; not mine."

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.B. No. 1346, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 14. Noes, 5 (Fukunaga, Gabbard, Green, Hemmings, Slom). Excused, 6 (Bunda, English, Hee, Ihara, Kim, Kokubun).

At this time, Senator Slom rose on a point of personal privilege as follows:

"Madam President, I am very concerned. I read in the Star-Bulletin today, 'Isles Score Near Top As Place of Joy' and they rated the five top happy places in the country and number one was Utah and number two was Hawai'i. And, Madam President, why I am concerned in the last month, I'm sure colleagues have read in the papers also that this combination, Utah-Hawai'i... We're the only two states in the nation that don't have gambling. We're the two states with the highest per capita of Samoan football players on our football teams. And we're the two states with the highest use of pornography consumption in the United States—Utah and Hawai'i. So, I think possibly we might look into doing a study as to why we're ranked number one and two in so many of these areas, whether it has something to do with the tourism bureaus or anything else, but I am quite concerned and I want to share that with you, Madam President and colleagues. Thank you."

#### REFERRAL OF HOUSE BILLS

The President made the following committee assignments of House bills received on Tuesday, March 10, 2009:

H.B. No.	Referred to:
H.B. No. 135	Committee on Economic Development and Technology
H.B. No. 274	Committee on Economic Development and Technology
H.B. No. 355, H.D. 1	Committee on Commerce and Consumer Protection
H.B. No. 710, H.D. 1	Committee on Health, then to the Committee on Ways and Means
H.B. No. 875	Committee on Commerce and Consumer Protection
H.B. No. 1032	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Government Operations
H.B. No. 1070	Committee on Commerce and Consumer Protection
H.B. No. 1075	Committee on Commerce and Consumer Protection
H.B. No. 1503, H.D. 1	Committee on Commerce and Consumer Protection
H.B. No. 1554	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs

#### ADJOURNMENT

At 12:54 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, March 13, 2009.

ATTACHMENT A

LINDA LINGLE  
GOVERNOR  
JAMES R. AIOGA, JR.  
LI GOVERNOR




KURT KAWAUCHI  
DIRECTOR OF TAXATION  
SANDRA L. YAMIRO  
DEPUTY DIRECTOR

STATE OF HAWAII  
DEPARTMENT OF TAXATION  
P.O. BOX 20  
HONOLULU, HAWAII 96820  
PHONE NO.: (808) 587-1510  
FAX NO.: (808) 587-1560  
January 27, 2009

**MEMORANDUM**

**TO:** The Honorable Senator Norman Sakamoto, Chair  
Senate Committee on Education and Housing

**FROM:** Kurt Kawauch   
Director of Taxation

**SUBJECT:** GET proposal estimates

This responds to you memorandum to me dated January 20, 2009. Our estimates on the revenue gain or loss resulting from various tax proposals are as follows:

1. 1% increase in GET: \$600 million revenue gain per year.
2. Revenue loss from exempting food at home: \$135 million revenue loss per year.
3. Exempting all physician services, dental services, glasses and non-prescription drugs: revenue loss \$126 million per year.
4. Exempting the first \$800 of rental units: revenue loss \$83.6 million per year.
5. Doubling the standard deduction: revenue loss \$37.5 million per year.
6. Add an earned income tax credit equal to 20% of federal level: revenue loss \$25.4 million per year.
7. Total of (1) to (6) above: Net revenue gain of \$192.5 million per year.

The impacts of implementing all these six proposals on different income families are as follows:

1. \$20,000 adjusted gross income, single taxpayer: \$532 tax savings per year.
2. \$40,000 adjusted gross income, 2-person, 0-children: \$521 tax savings per year per return (total 2 persons).
3. \$40,000 adjusted gross income, 2-person, 2-children: \$1,482 tax savings per year per return (total 4 persons).
4. \$80,000 adjusted gross income, 2-person, 0-children: \$524 tax savings per year per return (total 2 persons).
5. \$80,000 adjusted gross income, 2-person, 2-children: \$518 tax savings per year per return (total 4 persons).

Memorandum to Honorable Senator Norman Sakamoto, Chair  
Senate Committee on Education and Housing  
January 27, 2009  
Page 2

6. \$120,000 adjusted gross income, single taxpayer: \$276 tax increase per year.
7. \$120,000 adjusted gross income, 2-person, 0-children: \$276 tax increase per year per return (total 2 persons).
8. \$120,000 adjusted gross income, 2-person, 2-children: \$276 tax increase per year per return (total 4 persons).
9. \$250,000 adjusted gross income, single taxpayer: \$621 tax increase per year.
10. \$250,000 adjusted gross income, 2-person, 0-children: \$621 tax increase per year per return (total 2 persons).
11. \$250,000 adjusted gross income, 2-person, 2-children: \$621 tax increase per year per return (total 4 persons).
12. \$500,000 adjusted gross income, 2-person, 2-children: \$1,284 tax increase per year per return (total 4 persons).

If you have any questions regarding these estimates or further assistance is needed, please feel free to call me at 587-1513 (office)   
Thank you very much.

## TWENTY-EIGHTH DAY

**Friday, March 13, 2009**

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

The Divine Blessing was invoked by the Honorable Rosalyn H. Baker, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

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

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

Senators Slom, Bunda, Hemmings, and Takamine introduced and congratulated Junior Achievement of Hawaii and honored the following Hawaii Business Hall of Fame laureates for 2009: Susanna F. Cheung of Helemano Planation Inc.; Dean Okimoto of Nalo Farms, Inc.; and H. Monty Richards, Jr. of Kahua Ranch Ltd. Accompanying the laureates was M. Steven Grant, President of Junior Achievement of Hawaii.

Senator Nishihara recognized and commended the Honolulu Festival Foundation for 15 years of promoting "Pacific Harmony" and introduced Keiichi Tsujino, President of the Honolulu Festival Foundation, and Hiromi Tagawa, President and Chief Executive Officer of JTB Corporation.

Senator Taniguchi introduced and recognized the "Obama Girls" of Obama City, Japan. Accompanying them was Yasunori Maeno, Member of the Assembly of the Obama Chamber of Commerce and Industry.

At 11:56 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:05 p.m.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 453 to 477) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 453, dated February 27, 2009, transmitting a Report on Hawaii-Grown Coffee Labeling and Inspection, and Economic Impact of Potential Changes to Minimum Content Requirements, prepared by the Department of Agriculture pursuant to S.C.R. No. 102 (2007), was placed on file.

Gov. Msg. No. 454, dated March 2, 2009, transmitting a report, Lead by Example; State of Hawaii Agencies' Energy Initiatives for FY 2007-2008, prepared by the Department of Business, Economic Development and Tourism, was placed on file.

Gov. Msg. No. 455, dated March 4, 2009, transmitting a Report on Expenditures from the Bond Protocol Account for FY 2008, pursuant to Act 213, SLH 2007, was placed on file.

Gov. Msg. No. 456, informing the Senate that on March 11, 2009, the Governor withdrew the nomination of RENE G. DELA CRUZ to the Health Planning Council, Hawai'i County Subarea, under Gov. Msg. No. 320, dated January 29, 2009, was placed on file.

In compliance with Gov. Msg. No. 456, the nomination listed under Gov. Msg. No. 320 was returned.

Gov. Msg. No. 457, informing the Senate that on March 11, 2009, the Governor withdrew the nomination of KENNETH J. KNAPP to the Board of Certification of Operating Personnel in

Wastewater Treatment Plants under Gov. Msg. No. 260, dated January 29, 2009, was placed on file.

In compliance with Gov. Msg. No. 457, the nomination listed under Gov. Msg. No. 260 was returned.

Gov. Msg. No. 458, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of STEVEN L. ARCE, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Gov. Msg. No. 459, submitting for consideration and confirmation to the State Board of Barbering and Cosmetology, the nomination of FLORENTINA SMITH, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 460, submitting for consideration and confirmation to the Hoisting Machine Operators Advisory Board, the nomination of JOAQUIN M. DIAZ, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 461, submitting for consideration and confirmation to the Board of Examiners in Naturopathy, the nomination of KEVIN R. GIBSON, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 462, submitting for consideration and confirmation to the State Board of Nursing, the nomination of JAEDA R. ELVENIA, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 463, submitting for consideration and confirmation to the Real Estate Commission, the nomination of WALTER L. HARVEY III, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 464, submitting for consideration and confirmation to the Real Estate Commission, the nomination of STANLEY M. KURIYAMA, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 465, submitting for consideration and confirmation to the Hawai'i Medical Education Council, the nomination of CHRISTI L. KELIPIO, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 466, submitting for consideration and confirmation to the Hawai'i Medical Education Council, the nomination of SUSAN R. MURRAY, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 467, submitting for consideration and confirmation to the Hawai'i Medical Education Council, the nomination of MARY E. WORRALL, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 468, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of ERIC K. MARTINSON, term to expire June 30, 2014, was referred to the Committee on Higher Education.

Gov. Msg. No. 469, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of JOHN J. BARNETT PHD, term to expire June 30, 2013, was referred to the Committee on Health.



Gov. Msg. No. 470, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of JILL B. MIYAMURA, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 471, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of GARRETT F. SAIKLEY MD, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 472, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of REBECCA S. WARD, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 473, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of TRACY H. OKUBO, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 474, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of SUSAN STALDER, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 475, submitting for consideration and confirmation to the Hawai'i Paroling Authority, the nomination of ALBERT TUFONO, term to expire June 30, 2012, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 476, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nomination of PATRICIA ANN WIELAND, term to expire June 30, 2013, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 477, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, the nomination of RONALD K. WILLIAMS, term to expire June 30, 2010, was referred to the Committee on Tourism.

#### HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 342 to 344) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 342, transmitting H.B. No. 1175, H.D. 3, which passed Third Reading in the House of Representatives on March 12, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1175, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed First Reading by title and was referred to the Committee on Health, then to the Committee on Ways and Means.

Hse. Com. No. 343, transmitting H.C.R. No. 19, H.D. 1, which was adopted by the House of Representatives on March 12, 2009, was placed on file.

By unanimous consent, H.C.R. No. 19, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE SECRETARY OF DEFENSE AND THE PRESIDENT OF THE UNITED STATES TO AWARD SGT. RAFAEL PERALTA THE MEDAL OF HONOR," was deferred.

Hse. Com. No. 344, transmitting H.C.R. No. 24, which was adopted by the House of Representatives on March 12, 2009, was placed on file.

By unanimous consent, H.C.R. No. 24, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS

HONORING THE WORLD WAR II JAPANESE-AMERICAN NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO FOUGHT AGAINST DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN," was deferred.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 61 to 66) were read by the Clerk and were deferred:

S.C.R. No. 61 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE STATE BOXING COMMISSION OF HAWAII."

Offered by: Senators Bunda, Fukunaga, Ige, Slom.

S.C.R. No. 62 "SENATE CONCURRENT RESOLUTION REQUESTING THAT MOTOR VEHICLE OWNERS DISABLE AUDIBLE MOTOR VEHICLE ALARM SYSTEMS."

Offered by: Senators Fukunaga, Gabbard, Ige, Kim, Slom.

S.C.R. No. 63 "SENATE CONCURRENT RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE."

Offered by: Senators Baker, Chun Oakland, Fukunaga, Tokuda, Kidani, Kim.

S.C.R. No. 64 "SENATE CONCURRENT RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES."

Offered by: Senator Takamine.

S.C.R. No. 65 "SENATE CONCURRENT RESOLUTION URGING THE MANAGEMENT OF HAWAIIAN AIRLINES AND THE AIR LINE PILOTS ASSOCIATION TO SWIFTLY NEGOTIATE A FAIR AND REASONABLE NEW LABOR CONTRACT."

Offered by: Senator Takamine.

S.C.R. No. 66 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP HONORING PRINCE JONAH KUHIO KALANIANA'OLE."

Offered by: Senator Hee.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 36 to 40) were read by the Clerk and were deferred:

S.R. No. 36 "SENATE RESOLUTION REQUESTING THAT MOTOR VEHICLE OWNERS DISABLE AUDIBLE MOTOR VEHICLE ALARM SYSTEMS."

Offered by: Senators Fukunaga, Gabbard, Galuteria, Ige, Kim, Slom.

S.R. No. 37 "SENATE RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE."

Offered by: Senators Baker, Chun Oakland, Fukunaga, Tokuda, Kidani, Kim.

S.R. No. 38 "SENATE RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII

TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES.”

Offered by: Senator Takamine.

S.R. No. 39 “SENATE RESOLUTION URGING THE MANAGEMENT OF HAWAIIAN AIRLINES AND THE AIR LINE PILOTS ASSOCIATION TO SWIFTLY NEGOTIATE A FAIR AND REASONABLE NEW LABOR CONTRACT.”

Offered by: Senator Takamine.

S.R. No. 40 “SENATE RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP HONORING PRINCE JONAH KUHIO KALANIANA’OLE.”

Offered by: Senator Hee.

#### STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 859) recommending that the Senate advise and consent to the nominations to the Endangered Species Recovery Committee of the following:

JOHN T. HARRISON III, in accordance with Gov. Msg. No. 293; and

JOHN T. HARRISON III, in accordance with Gov. Msg. No. 294.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 859 and Gov. Msg. Nos. 293 and 294 was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 860) recommending that S.R. No. 10, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 860 and S.R. No. 10, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE GOVERNOR TO CREATE A HOME FOR LIFE TASK FORCE TO REDUCE BARRIERS TO AGING IN PLACE AND TO FACILITATE MULTIGENERATIONAL LIVING,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 861) recommending that S.C.R. No. 7, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 861 and S.C.R. No. 7, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE GOVERNOR TO CREATE A HOME FOR LIFE TASK FORCE TO REDUCE BARRIERS TO AGING IN PLACE AND TO FACILITATE MULTIGENERATIONAL LIVING,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 862) recommending that S.R. No. 12, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 862 and S.R. No. 12, S.D. 1, entitled: “SENATE RESOLUTION DESIGNATING THE FIRST WEEK IN FEBRUARY 2010 AS HAWAII TEEN DATING VIOLENCE AWARENESS AND

PREVENTION WEEK,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 863) recommending that S.C.R. No. 15, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 863 and S.C.R. No. 15, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION DESIGNATING THE FIRST WEEK IN FEBRUARY 2010 AS HAWAII TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 864) recommending that S.R. No. 11, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 864 and S.R. No. 11, S.D. 1, entitled: “SENATE RESOLUTION ENCOURAGING PARTICIPATION IN THE WHITE RIBBON CAMPAIGN TO END VIOLENCE AGAINST WOMEN,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 865) recommending that S.C.R. No. 14, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 865 and S.C.R. No. 14, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION ENCOURAGING PARTICIPATION IN THE WHITE RIBBON CAMPAIGN TO END VIOLENCE AGAINST WOMEN,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 866) recommending that S.R. No. 8, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 866 and S.R. No. 8, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 867) recommending that S.C.R. No. 5, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 867 and S.C.R. No. 5, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 868) recommending that S.R. No. 15, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 868 and S.R. No. 15, S.D. 1, entitled: “SENATE RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII,” was deferred until Monday, March 16, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 869) recommending that S.C.R. No. 19, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 869 and S.C.R. No. 19, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII," was deferred until Monday, March 16, 2009.

**ORDER OF THE DAY  
ADVISE AND CONSENT**

Stand. Com. Rep. No. 851 (Gov. Msg. No. 423):

Senator Gabbard moved that Stand. Com. Rep. No. 851 be received and placed on file, seconded by Senator Green and carried.

Senator Gabbard then moved that the Senate advise and consent to the nomination of SEAN D. IGNE to the Kaua'i Aquatic Life and Wildlife Advisory Committee, term to expire June 30, 2013, seconded by Senator Green.

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

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

Stand. Com. Rep. No. 854 (Gov. Msg. No. 384):

Senator Tokuda moved that Stand. Com. Rep. No. 854 be received and placed on file, seconded by Senator Bunda and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of JONAH KE'EAUMOKU KAPU to the Island Burial Council, Islands of Maui and Lana'i, term to expire June 30, 2013, seconded by Senator Bunda.

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

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

Stand. Com. Rep. No. 855 (Gov. Msg. No. 392):

Senator Tokuda moved that Stand. Com. Rep. No. 855 be received and placed on file, seconded by Senator Bunda and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of DERRICK F. NISHIMURA to the Board of Agriculture, term to expire June 30, 2010, seconded by Senator Bunda.

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

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

Stand. Com. Rep. No. 856 (Gov. Msg. No. 395):

Senator Tokuda moved that Stand. Com. Rep. No. 856 be received and placed on file, seconded by Senator Bunda and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of BRIAN H. SUZUKI to the Board of Directors of the Agribusiness Development Corporation, term to expire June 30, 2011, seconded by Senator Bunda.

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

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

Stand. Com. Rep. No. 857 (Gov. Msg. No. 438):

Senator Tokuda moved that Stand. Com. Rep. No. 857 be received and placed on file, seconded by Senator Bunda and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of WESLEY F. OTANI to the Advisory Committee on Pesticides, term to expire June 30, 2013, seconded by Senator Bunda.

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

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

Stand. Com. Rep. No. 858 (Gov. Msg. No. 439):

Senator Taniguchi moved that Stand. Com. Rep. No. 858 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate consent to the nomination of MARK E. RECKTENWALD to the office of Associate Justice, Supreme Court, State of Hawai'i, for a term of ten years, in accordance with the provisions of Article VI, Section 3 of the Hawai'i State Constitution, seconded by Senator Takamine.

Senator Taniguchi rose to speak in support of the measure as follows:

"Your Committee on Judiciary and Government Operations heard from Judge Recktenwald and we are convinced that he will serve well in his capacity as an Associate Justice. Testimony received was overwhelmingly in support, including testimony from the Attorney General and the Prosecuting Attorney for the City and County of Honolulu. We also received information from the Hawai'i State Bar Association that Judge Recktenwald is qualified to serve as an Associate Justice. For these reasons, I am asking my colleagues to support the consent of Judge Mark Recktenwald as an Associate Justice of the Supreme Court. Thank you."

Senator Slom rose to speak in support of the measure as follows:

"You know, you can read a lot of things or you can review committee reports about an individual, but it really doesn't tell you about that individual. We had people that came to testify in behalf of Mark Recktenwald that told us about his fairness, about his leadership, about his concern for his family and other people's families as well. We had people from the Public Defender's side of the bar come and talk about how fair he was and how respectful he was to every individual. You know, some of us who have watched Mark's career from the U.S. Attorney's Office to DCCA, right up the spectrum to the Intermediate Court of Appeals have not been surprised by his work ethic, by the accomplishments and by the dedication and loyalty of those that work with him or who have come in contact with him. In short, Mark Recktenwald is the real deal. He possesses all of the qualities that many of us would like to strive for and attain, but he's done it. And we're not surprised, Madam President, that he continues to move on and be recognized for all of those efforts. Our community, our state, and all of our people will be the better for having Mark Recktenwald on the State Supreme Court. Thank you."

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

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

At this time, Senator Taniguchi introduced Associate Justice Mark E. Recktenwald and his family and supporters to the members of the Senate.

At 12:12 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 p.m.

#### **ADOPTION OF RESOLUTIONS**

##### **MATTERS DEFERRED FROM THURSDAY, MARCH 12, 2009**

Stand. Com. Rep. No. 852 (S.C.R. No. 43)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.C.R. No. 43, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC." was adopted.

Stand. Com. Rep. No. 853 (S.R. No. 23)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 23, entitled: "SENATE RESOLUTION REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC." was adopted.

#### **RE-REFERRAL OF HOUSE BILLS**

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

H.B. No.	Re-referred to:
H.B. No. 611, H.D. 1	Committee on Economic Development and Technology, then to the Committee on Ways and Means
H.B. No. 1751, H.D. 1	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations

#### **ADJOURNMENT**

At 12:15 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, March 16, 2009.

## TWENTY-NINTH DAY

**Monday, March 16, 2009**

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

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

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

**MESSAGES FROM THE GOVERNOR**

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

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

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

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

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

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

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

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

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

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

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

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

**DEPARTMENTAL COMMUNICATION**

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

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

**SENATE CONCURRENT RESOLUTIONS**

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

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

Offered by: Senator Takamine.

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

Offered by: Senator Takamine.

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

Offered by: Senators Baker, Ige.

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

Offered by: Senators Baker, Ige.

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

Offered by: Senators Baker, English.

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

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

Offered by: Senator Hee.

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

Offered by: Senator Hee.

### SENATE RESOLUTIONS

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

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

Offered by: Senator Takamine.

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

Offered by: Senators Baker, English.

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

Offered by: Senator Hee.

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

Offered by: Senator Hee.

### STANDING COMMITTEE REPORTS

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

#### ORDER OF THE DAY

#### ADVISE AND CONSENT

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

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

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

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

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

seconded by Senator Green.

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

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

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM FRIDAY, MARCH 13, 2009

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

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



AND TO FACILITATE MULTIGENERATIONAL LIVING,” was adopted.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

**RE-REFERRAL OF HOUSE BILLS**

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

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

**RE-REFERRAL OF MESSAGE FROM THE GOVERNOR**

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

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

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

The Senate reconvened at 11:40 p.m.

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

Senator Baker noted:

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

The Chair granted the waiver.

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

Senator Baker noted:

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

The Chair granted the waiver.

#### **ADJOURNMENT**

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

## THIRTIETH DAY

**Tuesday, March 17, 2009**

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

The Divine Blessing was invoked by the Most Reverend Clarence Silva, Bishop of Honolulu, Catholic Diocese, after which the Roll was called showing all Senators present with the exception of Senators Green and Hemmings who were excused.

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

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

Senators Kokubun, Hooser, Hee, Tokuda, and Takamine introduced the following University of Hawai'i Agriculture Leadership Program shadows: Laurie Goodwin, Hawai'i Outreach Manager of Syngenta Seeds; Randy Yokoyama, Operation Manager for Monsanto; Irene Plunkett-Mina, co-owner of Kahanu Aina Sprouts; Kylie Matsuda, Managing Director of Kahuku Farms; and Sabrina White, Assistant Manager of Ponooho Ranch, Ltd.

Senator Hee also introduced Kate Bodendorfer, a University of Hawai'i extern.

Senators Espero, Ige, and Chun Oakland commended the Healthy Start Program on its 25<sup>th</sup> Anniversary and introduced Patti Lyons, board member of Consuelo Foundation, and Ruth Ann Quitiquit, Director of Parents and Children Together.

Senator Espero congratulated Kahi Mohala on its 25<sup>th</sup> Anniversary and introduced Mr. Leonard Licina, Chief Executive Officer, and Dr. Nancy Pace, Chair of Development and member of the Board of Directors.

Senators Espero and Fukunaga congratulated the Junior League of Honolulu on its 85<sup>th</sup> Anniversary and introduced current President Christine Lau and incoming President Kimberly Frank.

At 12:05 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 p.m.

#### MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 489 to 490) were read by the Clerk and were placed on file.

Gov. Msg. No. 489, informing the Senate that on March 12, 2009, the Governor withdrew the nomination of MERCEDES NERI to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe, under Gov. Msg. No. 350, dated January 29, 2009

In compliance with Gov. Msg. No. 489, the nomination listed under Gov. Msg. No. 350 was returned.

Gov. Msg. No. 490, dated March 16, 2009, transmitting the Department of Taxation's Annual Report 2007-2008, pursuant to Section 231-3, HRS.

#### HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 345 to 347) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 345, transmitting H.B. No. 200, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 200, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 346, transmitting H.B. No. 300, H.D. 1, which passed Third Reading in the House of Representatives on March 16, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 300, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was referred to the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means.

Hse. Com. No. 347, transmitting H.B. No. 900, H.D. 2, which passed Third Reading in the House of Representatives on March 16, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 900, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 74 to 90) were read by the Clerk and were deferred:

S.C.R. No. 74 "SENATE CONCURRENT RESOLUTION REQUESTING THE OBAMA ADMINISTRATION TO HOST A UNITED NATIONS CLIMATE CHANGE CONFERENCE IN HAWAII IN 2010."

Offered by: Senator Tokuda, by request.

S.C.R. No. 75 "SENATE CONCURRENT RESOLUTION URGING STATEWIDE NEWS MEDIA AND MEMBERS OF THE PRESS TO INCREASE COVERAGE OF STATE AND LOCAL GOVERNMENTAL ISSUES."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 76 "SENATE CONCURRENT RESOLUTION RECOMMENDING THAT THE KAPOLEI COURT COMPLEX BE RENAMED AS "THE RONALD T.Y. MOON JUDICIAL COMPLEX"."

Offered by: Senator Hanabusa.

S.C.R. No. 77 "SENATE CONCURRENT RESOLUTION RENAMING MAUI MEMORIAL MEDICAL CENTER IN HONOR OF REPRESENTATIVE ROBERT H. "BOB" NAKASONE."

Offered by: Senator Hanabusa.

S.C.R. No. 78 "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS SEAWARD OF TAX MAP KEY: (2) 4-3-2: 27, AT KAA NAPALI, MAUI, FOR CONCRETE PIER BLOCK REMNANTS PURPOSES."

Offered by: Senators Baker, English, Tsutsui.

S.C.R. No. 79 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO DEVELOP POLICIES AND PROCEDURES TO AUCTION THE NAMING RIGHTS FOR BUILDINGS AND FACILITIES ON THE UNIVERSITY OF HAWAII – WEST OAHU CAMPUS."

Offered by: Senators Gabbard, Baker, Bunda, Chun Oakland, English, Espero, Galuteria, Kidani, Tokuda.

S.C.R. No. 80 "SENATE CONCURRENT RESOLUTION URGING NONPROFIT ORGANIZATIONS AND COMMUNITY GROUPS TO ESTABLISH SAFETY PROCEDURES FOR ROADSIDE SOLICITATION OF FUNDS AND DONATED GOODS."

Offered by: Senators Kidani, Baker, Bunda, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hee, Hooser, Ige, Kim, Nishihara, Sakamoto, Taniguchi.

S.C.R. No. 81 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO REVIEW THE FEASIBILITY OF DEVELOPING SINGLE ROOM OCCUPANCY DWELLINGS IN TRANSIT ORIENTED DEVELOPMENT PROJECTS, TO ALLEVIATE THE AFFORDABLE HOUSING SHORTAGE."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.C.R. No. 82 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION AND THE HAWAII PUBLIC HOUSING AUTHORITY TO DETERMINE CURRENT INFORMATION ON AFFORDABLE HOUSING, REVIEW PAST DATA, AND UPDATE PROJECTIONS FOR FUTURE NEEDS."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.C.R. No. 83 "SENATE CONCURRENT RESOLUTION ESTABLISHING THE HAWAII GEOGRAPHIC EXCEPTION TASK FORCE TO IDENTIFY AND EVALUATE THE PROCESS BY WHICH PUBLIC SCHOOL GEOGRAPHIC EXCEPTIONS ARE APPROVED AND TO MAKE RECOMMENDATIONS TO CLARIFY AND IMPROVE THE GEOGRAPHIC EXCEPTION PROCESS."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.C.R. No. 84 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT AN IMMEDIATE FINANCIAL STATEMENT AUDIT OF THE WATERS OF LIFE PUBLIC CHARTER SCHOOL FOR FISCAL YEAR 2006-2007 AND FISCAL YEAR 2007-2008."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.C.R. No. 85 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE LIBRARIAN TO ESTABLISH A TASK FORCE TO IDENTIFY THE LIBRARY SERVICES NEEDED IN UNDERSERVED COMMUNITIES."

Offered by: Senators Sakamoto, Galuteria, Kidani.

S.C.R. No. 86 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AN INVENTORY OF ALL TEXTBOOKS FOR ALL PUBLIC SCHOOLS."

Offered by: Senators Sakamoto, Galuteria, Kidani.

S.C.R. No. 87 "SENATE CONCURRENT RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CONVENE A TASK FORCE TO REVIEW STATE AND COUNTY AFFORDABLE HOUSING APPROVAL REQUIREMENTS AND PROCEDURES."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.C.R. No. 88 "SENATE CONCURRENT RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO ESTABLISH A TRANSIT ORIENTED DEVELOPMENT TASK FORCE TO FACILITATE MIXED-INCOME AND AFFORDABLE HOUSING IN TRANSIT ORIENTED DEVELOPMENTS BY BETTER COORDINATING TRANSPORTATION AND HOUSING PLANNING AND PROGRAMS."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.C.R. No. 89 "SENATE CONCURRENT RESOLUTION REQUESTING THE CLEAN UP AND INVESTIGATION OF ILLEGAL DUMPING AND ILLEGAL STRUCTURES AT LAUMAILE STREET IN KALIHI AND THE DEVELOPMENT AND IMPLEMENTATION OF MEASURES TO PREVENT ILLEGAL DUMPING AND ILLEGAL STRUCTURES IN THE AREA."

Offered by: Senators Kim, Bunda, Chun Oakland, Espero, Fukunaga, Gabbard, Galuteria, Hee, Hooser, Ige, Kidani, Kokubun, Nishihara, Sakamoto, Takamine, Taniguchi, Tsutsui.

S.C.R. No. 90 "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO OPPOSE THE PROPOSED RULE AMENDMENTS PUBLISHED ON APRIL 10, 2008 IN THE FEDERAL REGISTER (73 FED. REG. 19708) THAT IMPLEMENT THE DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT OF 2000, AND TO SUPPORT NEW SECTIONS IN THE UPCOMING REAUTHORIZATION."

Offered by: Senators Bunda, Chun Oakland, Fukunaga.

#### SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 45 to 55) were read by the Clerk and were deferred:

S.R. No. 45 "SENATE RESOLUTION REQUESTING THE OBAMA ADMINISTRATION TO HOST A UNITED NATIONS CLIMATE CHANGE CONFERENCE IN HAWAII IN 2010."

Offered by: Senator Tokuda, by request.

S.R. No. 46 "SENATE RESOLUTION URGING STATEWIDE NEWS MEDIA AND MEMBERS OF THE PRESS TO INCREASE COVERAGE OF STATE AND LOCAL GOVERNMENTAL ISSUES."

Offered by: Senator Hanabusa, by request.

S.R. No. 47 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO DEVELOP POLICIES AND PROCEDURES TO AUCTION THE NAMING RIGHTS FOR BUILDINGS AND FACILITIES ON THE UNIVERSITY OF HAWAII – WEST OAHU CAMPUS."

Offered by: Senators Gabbard, Baker, Bunda, Chun Oakland, English, Espero, Galuteria, Kidani, Tokuda.

S.R. No. 48 "SENATE RESOLUTION URGING NONPROFIT ORGANIZATIONS AND COMMUNITY GROUPS TO ESTABLISH SAFETY PROCEDURES FOR ROADSIDE SOLICITATION OF FUNDS AND DONATED GOODS."

Offered by: Senators Kidani, Baker, Bunda, Chun Oakland, English, Espero, Fukunaga, Galuteria, Green, Hee, Hooser, Ige, Kim, Nishihara, Sakamoto, Taniguchi.

S.R. No. 49 "SENATE RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO REVIEW THE FEASIBILITY OF DEVELOPING SINGLE ROOM OCCUPANCY DWELLINGS IN TRANSIT ORIENTED DEVELOPMENT PROJECTS, TO ALLEVIATE THE AFFORDABLE HOUSING SHORTAGE."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.R. No. 50 "SENATE RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION AND THE HAWAII PUBLIC HOUSING AUTHORITY TO DETERMINE CURRENT INFORMATION ON AFFORDABLE HOUSING, REVIEW PAST DATA, AND UPDATE PROJECTIONS FOR FUTURE NEEDS."

Offered by: Senators Sakamoto, Galuteria, Kidani.

S.R. No. 51 "SENATE RESOLUTION ESTABLISHING THE HAWAII GEOGRAPHIC EXCEPTION TASK FORCE TO IDENTIFY AND EVALUATE THE PROCESS BY WHICH PUBLIC SCHOOL GEOGRAPHIC EXCEPTIONS ARE APPROVED AND TO MAKE RECOMMENDATIONS TO CLARIFY AND IMPROVE THE GEOGRAPHIC EXCEPTION PROCESS."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria.

S.R. No. 52 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AN INVENTORY OF ALL TEXTBOOKS FOR ALL PUBLIC SCHOOLS."

Offered by: Senators Sakamoto, Galuteria, Kidani.

S.R. No. 53 "SENATE RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CONVENE A TASK FORCE TO REVIEW STATE AND COUNTY AFFORDABLE HOUSING APPROVAL REQUIREMENTS AND PROCEDURES."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.R. No. 54 "SENATE RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO ESTABLISH A TRANSIT ORIENTED DEVELOPMENT TASK FORCE TO FACILITATE MIXED-INCOME AND AFFORDABLE HOUSING IN TRANSIT ORIENTED DEVELOPMENTS BY BETTER COORDINATING TRANSPORTATION AND HOUSING PLANNING AND PROGRAMS."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.R. No. 55 "SENATE RESOLUTION REQUESTING THE CLEAN UP AND INVESTIGATION OF ILLEGAL DUMPING AND ILLEGAL STRUCTURES AT LAUMAILE STREET IN KALIHI AND THE DEVELOPMENT AND IMPLEMENTATION OF MEASURES TO PREVENT

ILLEGAL DUMPING AND ILLEGAL STRUCTURES IN THE AREA."

Offered by: Senators Kim, Baker, Bunda, Chun Oakland, Espero, Fukunaga, Galuteria, Hee, Hooser, Ige, Kidani, Kokubun, Sakamoto, Takamine, Taniguchi, Tokuda, Tsutsui.

#### ORDER OF THE DAY

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 873 (Gov. Msg. No. 416):

Senator Baker moved that Stand. Com. Rep. No. 873 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of ROY M. SASUGA to the Motor Vehicle Repair Industry Board, term to expire June 30, 2010, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 874 (Gov. Msg. No. 277):

Senator Baker moved that Stand. Com. Rep. No. 874 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of WERNER UMBHAU to the Motor Vehicle Industry Licensing Board, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 875 (Gov. Msg. No. 251):

Senator Baker moved that Stand. Com. Rep. No. 875 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JOHN K. GIBO to the Cable Advisory Committee, term to expire June 30, 2010, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 876 (Gov. Msg. No. 248):

Senator Baker moved that Stand. Com. Rep. No. 876 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of WARREN J. FERREIRA to the Board of Private Detectives and Guards, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 877 (Gov. Msg. Nos. 279 and 253):

Senator Baker moved that Stand. Com. Rep. No. 877 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Acupuncture of the following:

ULRIKE WEISS, term to expire June 30, 2013 (Gov. Msg. No. 279); and

RANDALL M. HASHIMOTO, term to expire June 30, 2012 (Gov. Msg. No. 253),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 878 (Gov. Msg. No. 273):

Senator Baker moved that Stand. Com. Rep. No. 878 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JOY BERNADETTE YUKIKO SHIMABUKU to the Board of Examiners in Optometry, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 879 (Gov. Msg. No. 276):

Senator Baker moved that Stand. Com. Rep. No. 879 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of MICHAEL D. TURNER to the Board of Physical Therapy, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 880 (Gov. Msg. No. 271):

Senator Baker moved that Stand. Com. Rep. No. 880 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of REBECCA H. RHOADES DVM to the Board of Veterinary Examiners, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 881 (Gov. Msg. No. 275):

Senator Baker moved that Stand. Com. Rep. No. 881 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of MAURICE F. TORIGOE to the Board of Electricians and Plumbers, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 882 (Gov. Msg. Nos. 252 and 264):

Senator Baker moved that Stand. Com. Rep. No. 882 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

MARIAN J. GREY, term to expire June 30, 2013 (Gov. Msg. No. 252); and

CHERYL M. NAKAGAWA RDH, term to expire June 30, 2013 (Gov. Msg. No. 264),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 883 (Gov. Msg. No. 265):

Senator Baker moved that Stand. Com. Rep. No. 883 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RONALD H. NAKAMINE to the Elevator Mechanics Licensing Board, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 884 (Gov. Msg. Nos. 267 and 270):

Senator Baker moved that Stand. Com. Rep. No. 884 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Psychology of the following:

CAROL L. NOWAK, term to expire June 30, 2012 (Gov. Msg. No. 267); and

MARGO I. PETER, term to expire June 30, 2012 (Gov. Msg. No. 270),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 885 (Gov. Msg. Nos. 263 and 415):

Senator Baker moved that Stand. Com. Rep. No. 885 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Massage Therapy of the following:

OLIVIA B. NAGASHIMA, term to expire June 30, 2010 (Gov. Msg. No. 263); and

WENDEE J. WILSON, term to expire June 30, 2013 (Gov. Msg. No. 415),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 886 (Gov. Msg. No. 258):

Senator Baker moved that Stand. Com. Rep. No. 886 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of LAN K. KAO to the Board of Acupuncture, term to expire June 30, 2012, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 887 (Gov. Msg. No. 256):

Senator Baker moved that Stand. Com. Rep. No. 887 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JUDITH A. JORDAN to the Elevator Mechanics Licensing Board, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 888 (Gov. Msg. No. 255):

Senator Baker moved that Stand. Com. Rep. No. 888 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JAMES S. HOBAN JR. to the State Board of Nursing, term to expire June 30, 2012, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 889 (Gov. Msg. Nos. 250 and 261):

Senator Baker moved that Stand. Com. Rep. No. 889 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Pest Control Board of the following:

ALVIN F. FUKUYAMA, term to expire June 30, 2013 (Gov. Msg. No. 250); and

ROBERT H. KOIDE, term to expire June 30, 2013 (Gov. Msg. No. 261),

seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 890 (Gov. Msg. No. 249):

Senator Baker moved that Stand. Com. Rep. No. 890 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of DAN F. FUJII DDS, MPH to the Board of Dental Examiners, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 891 (Gov. Msg. No. 247):

Senator Baker moved that Stand. Com. Rep. No. 891 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of HAROLD R. DECOSTA to the Board of Directors of the Hawai'i Hurricane Relief Fund, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 892 (Gov. Msg. No. 246):

Senator Baker moved that Stand. Com. Rep. No. 892 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of BRIAN E. CODY to the Hawaii Medical Board, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 893 (Gov. Msg. No. 245):

Senator Baker moved that Stand. Com. Rep. No. 893 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of MARK E. BROWN to the Board of Pharmacy, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 894 (Gov. Msg. No. 244):

Senator Baker moved that Stand. Com. Rep. No. 894 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of LEE ANN M. APAO to the State Board of Barbering and Cosmetology, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

Stand. Com. Rep. No. 895 (Gov. Msg. No. 243):

Senator Baker moved that Stand. Com. Rep. No. 895 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of CHARLES A. AKI to the Board of Physical Therapy, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 23. Noes, none. Excused, 2 (Green, Hemmings).

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM MONDAY, MARCH 16, 2009

Stand. Com. Rep. No. 870 (S.C.R. No. 24, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 24, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 871 (S.R. No. 28, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 28, S.D. 1, entitled: "SENATE RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY," was adopted.

Stand. Com. Rep. No. 872 (S.C.R. No. 47, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 47, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY," was adopted.

Stand. Com. Rep. No. 896 (S.R. No. 20, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 20, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO WORKED TOWARD ENDING DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN," was adopted.

Stand. Com. Rep. No. 897 (S.C.R. No. 33, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 33, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO WORKED TOWARD ENDING DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN," was adopted.

Stand. Com. Rep. No. 898 (S.C.R. No. 42):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 42, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING CONGRESS TO DESIGNATE THE AREA IN HONOLULU BETWEEN KALIHI AND PUNAHOU STREETS, AND THE PALI LOOKOUT AND THE PACIFIC OCEAN AS A NATIONAL HERITAGE AREA," was adopted.

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

"I think yesterday was a very black day for the State of Hawai'i and the people of Hawai'i. First, we had the State Supreme Court ruling on the Hawai'i Superferry, followed by the Superferry's announcement that they're suspending operations.

"We have been intimately involved in this process for a number of years. This legislative branch spent a great deal of time in a special session trying to craft legislation after hearing from various voices throughout the community and throughout the state about what to do. And it was our belief that we had in fact accomplished that fact—legislation that would stand the muster of court challenges. I think that the decision yesterday—both decisions—the Court decision, and you know, Madam President, I have criticized our State Supreme Court on a number of occasions as being a dysfunctional court while anyone can reach a decision and we'll have to go by that decision now. I think rational minds and reasonable people would have reached an entirely different decision based on the intent not only of this legislature, but on the intent of the good and positive results for this community and this state.

"That decision yesterday didn't just affect one business. It didn't affect just one industry. It affected the entire State of Hawai'i. It affected many things: here we were just a few months ago during the Presidential campaigns talking about change, and yet as we find, we don't have change in Hawai'i. We resist change in Hawai'i. Before the Superferry idea came about, we had monopoly surface carriers and we had high rates. And we had very little choice or diversity for different individuals, residents and small businesses. When we talked about the Superferry and we debated it, it wasn't a question of whether, or if, or they might do something, like when we discuss special purpose revenue bonds. They put their money where their mouth was. They built the vessel. They came here. They started sailing. And through all kinds of challenges, they continued to sail and provide services for the community: the major beneficiaries, residents throughout the State of Hawai'i; secondarily, businesses, primarily small businesses. And particularly those on the neighbor islands who had an opportunity of not only expanding their businesses, but also of having a cheaper, more efficient, more productive way of getting their products or services to other islands.

"Now with this shut down and not knowing what's going to happen in the future, we're faced again with the obstacle of overcoming the image and the perception across the United States—as we approach our 50th anniversary of statehood—that Hawai'i, in fact, is not serious about doing business, does not just bring about challenges to business, but is the supporter of a hostile business environment. It's no surprise then, that when we look at ratings by different business organizations across the country we always rank in the bottom of that list, 48th or 49th or 50th out of the 50 states for having a business climate that is encouraging, that is open, that provides for alternatives and provides for change.

"Now we had a lot of discussion and debate and even dissent in this body, but the final result was 20 to 5 and we passed that legislation. I believe over in the House it was 39 out



of 51. In any event, the Hawai'i Superferry in the nearly one year that it has been servicing the people of this state, has shown itself to be a good corporate neighbor, a good corporate leader. It has donated its services, its time, its efforts to many groups, many individuals, particularly youth groups. It has been involved in a number of activities that have allowed people for the first time to access their neighbor islands with their families, their belongings and their motor vehicle.

“What happens now if we don't have this continuing service? What is it that we have to offer people in terms of choices, in terms of reduction of cost, in terms of encouraging other people to come here to invest? I just talked to my colleague a few minutes ago and asked him if you were on the board of directors of the Superferry, or you were an investor, or you were in management, or you were an employee, what would be your decision at this time? What's the lure to stay in Hawai'i after Superferry has bent over backwards, bent over again, bent over again, bent over again, and still we have individuals and organizations in this state that are not concerned about the environment, they're not concerned about the whales, they're not concerned about the coral reefs, they're not even concerned about invasive species. They're concerned about power and their special interests. And I think it's a travesty of what we've allowed to happen.

“Madam President, I don't know if there's anything else that this Senate or this legislative body can do, but I do know that we had opportunities in the past to stand up again, not for an individual business and not for an individual industry, but for the idea that Hawai'i stands for change, that Hawai'i welcomes competition, that Hawai'i wants to make sure that those people that risk their time, their resources, are able to be compensated for that. And as we face continuing economic challenges, I think we're going to have more concerns for our small businesses and particularly those in agriculture who are here with us today because it affects them directly. And I say, Madam President, yesterday was a sad day. None of us know what the future is going to hold for this operation, but we do know that anybody looking at Hawai'i as a place to do business, as a place to invest, as a place to do something new, as a place to go up against the old boy network and the bureaucracy and the newly crowned special interest, are going to think twice or three times about doing it. And that, Madam President, is going to be a loss for all of us. Thank you.”

At this time, the Chair made the following announcements:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that will be distributed to your offices later this afternoon.

“Tomorrow's Senate Session will convene at 11:00 a.m. followed by the Statehood celebration joint session in the House Chamber at 12:00 noon.

“Tomorrow's deadline to file resolutions with the Clerk's office will be 6:00 p.m.”

**REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolution that were offered on Thursday, March 12, 2009, Friday, March 13, 2009 and Monday, March 16, 2009:

S.C.R. No.	Referred to:
S.C.R. No. 58	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.C.R. No. 59	Committee on Education and Housing

S.C.R. No. 60	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 61	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 62	Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 63	Committee on Health
S.C.R. No. 64	Committee on Labor
S.C.R. No. 65	Jointly to the Committee on Labor and the Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 66	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 67	Committee on Labor
S.C.R. No. 68	Committee on Labor, then to the Committee on Ways and Means
S.C.R. No. 69	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 70	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 71	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 72	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety and Military Affairs
S.C.R. No. 73	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education

**REFERRAL OF SENATE RESOLUTIONS**

The President made the following committee assignments of resolutions that were offered on Thursday, March 12, 2009; Friday, March 13, 2009 and Monday, March 16, 2009:

S.R. No.	Referred to:
S.R. No. 34	Committee on Education and Housing
S.R. No. 35	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, International and Intergovernmental Affairs
S.R. No. 36	Committee on Transportation, International and Intergovernmental Affairs
S.R. No. 37	Committee on Health
S.R. No. 38	Committee on Labor

- S.R. No. 39      Jointly to the Committee on Labor and the Committee on Transportation, International and Intergovernmental Affairs
- S.R. No. 40      Committee on Water, Land, Agriculture and Hawaiian Affairs
- S.R. No. 41      Committee on Labor
- S.R. No. 42      Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs
- S.R. No. 43      Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Public Safety and Military Affairs
- S.R. No. 44      Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education

**REFERRAL OF  
HOUSE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of House concurrent resolutions that were received on Friday, March 13, 2009:

- H.C.R. No.              Referred to:
- H.C.R. No. 19, H.D. 1    Committee on Public Safety and Military Affairs
- H.C.R. No. 24            Committee on Public Safety and Military Affairs

**RE-REFERRAL OF HOUSE BILLS**

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

- H.B. No.                      Re-referred to:
- H.B. No. 1744, H.D. 1    Committee on Ways and Means

**ADJOURNMENT**

At 12:25 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:00 a.m., Wednesday, March 18, 2009.

## THIRTY-FIRST DAY

## Wednesday, March 18, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:09 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable J. Kalani English, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators Hemmings and Ige who were excused.

The President announced that she had read and approved the Journal of the Thirtieth Day.

## SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 91 to 98) were read by the Clerk and were deferred:

S.C.R. No. 91 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO IDENTIFY A PLAN TO COLLECT UNADJUDICATED FINES AND TO CONSOLIDATE ITS BACKLOG OF WARRANTS."

Offered by: Senators Espero, Chun Oakland, Green, Hemmings, Ihara.

S.C.R. No. 92 "SENATE CONCURRENT RESOLUTION ACKNOWLEDGING THE UNIVERSITY OF HAWAII AT MANOA COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES HISTORIC COSTUME COLLECTION AS A STATE TREASURE OF NATIONAL IMPORTANCE AND ENCOURAGING THE ESTABLISHMENT OF A MUSEUM FOR ITS PRESERVATION"

Offered by: Senators Espero, Baker, Chun Oakland, Green, Hemmings, Ihara, Nishihara.

S.C.R. No. 93 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REQUIRE ALL MOTOR VEHICLES TO USE THEIR HEADLIGHTS WHILE DRIVING IN THE CAPITOL'S PARKING STRUCTURE."

Offered by: Senator Taniguchi, by request.

S.C.R. No. 94 "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO REVIEW THE RESPONSIBILITIES AND FUNCTIONS OF THE CABLE TELEVISION DIVISION OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS AND THE RELATIONSHIP BETWEEN ACTIVITIES OF THE CABLE TELEVISION DIVISION AND PUBLIC, EDUCATION, AND GOVERNMENT ACCESS ORGANIZATIONS."

Offered by: Senators Tsutsui, English, Baker.

S.C.R. No. 95 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE REAL ESTATE COMMISSION TO MODIFY AND ADOPT RULES TO REFLECT CHANGES IN THE CONDOMINIUM LAW UNDER CHAPTER 514B, HAWAII REVISED STATUTES."

Offered by: Senators Tsutsui, Baker.

S.C.R. No. 96 "SENATE CONCURRENT RESOLUTION URGING THE REAL ESTATE COMMISSION TO ALLOW DEVELOPERS AND ATTORNEYS TO SUBMIT CONDOMINIUM REGISTRATION FILINGS IN ELECTRONIC FORMAT."

Offered by: Senators Tsutsui, Baker.

S.C.R. No. 97 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII COLLEGE OF ENGINEERING TO CREATE AN UNDERGRADUATE CERTIFICATE OF ROBOTICS AND EXPLORATION PROGRAM."

Offered by: Senators Espero, Fukunaga, Galuteria, Ige, Kidani, Tsutsui.

S.C.R. No. 98 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF DETERMINING WHETHER APPROPRIATIONS ARE BEING APPROPRIATELY EXPENDED AND FEES OWED ARE COLLECTED AND ACCOUNTED FOR ACCURATELY."

Offered by: Senators Kim, Hooser, Baker, Espero, Fukunaga, Gabbard, Galuteria, Hee, Ihara, Kidani, Sakamoto, Taniguchi, Tokuda.

## SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 56 to 59) were read by the Clerk and were deferred:

S.R. No. 56 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO IDENTIFY A PLAN TO COLLECT UNADJUDICATED FINES AND TO CONSOLIDATE ITS BACKLOG OF WARRANTS."

Offered by: Senators Espero, Chun Oakland, Green, Hemmings, Ihara.

S.R. No. 57 "SENATE RESOLUTION ACKNOWLEDGING THE UNIVERSITY OF HAWAII AT MANOA COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES HISTORIC COSTUME COLLECTION AS A STATE TREASURE OF NATIONAL IMPORTANCE AND ENCOURAGING THE ESTABLISHMENT OF A MUSEUM FOR ITS PRESERVATION"

Offered by: Senators Espero, Baker, Chun Oakland, Green, Hemmings, Ihara, Nishihara.

S.R. No. 58 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO REQUIRE ALL MOTOR VEHICLES TO USE THEIR HEADLIGHTS WHILE DRIVING IN THE CAPITOL'S PARKING STRUCTURE."

Offered by: Senator Taniguchi, by request.

S.R. No. 59 "SENATE RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII COLLEGE OF ENGINEERING TO CREATE AN UNDERGRADUATE CERTIFICATE OF ROBOTICS AND EXPLORATION PROGRAM."

Offered by: Senators Espero, Fukunaga, Galuteria, Ige, Kidani, Tsutsui.

## STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 899) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Public Housing Authority (HPHA) of the following:

SAM AIONA, in accordance with Gov. Msg. No. 281; and

KAULANA H.R. PARK, in accordance with Gov. Msg. No. 419.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 899 and Gov. Msg. Nos. 281 and 419 was deferred until Thursday, March 19, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 900) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD) of the following:

FRANCIS L. JUNG, in accordance with Gov. Msg. No. 282; and

FRANCIS L. JUNG, in accordance with Gov. Msg. No. 283.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 900 and Gov. Msg. Nos. 282 and 283 was deferred until Thursday, March 19, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 901) recommending that the Senate advise and consent to the nomination of DALE C. WEBSTER to the Education Commission of the States, in accordance with Gov. Msg. No. 284.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 901 and Gov. Msg. No. 284 was deferred until Thursday, March 19, 2009.

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that will be distributed to your offices later this afternoon."

At 11:14 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives at 12:00 p.m. for the 50<sup>th</sup> Anniversary of Statehood Commemoration in accordance with House Concurrent Resolution No. 85, H.D. 1.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate authorized the Clerk to receive Senate concurrent resolutions and Senate resolutions prior to 6:00 p.m.

### JOINT SESSION

The Joint Session of the Senate and the House of Representatives of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, was called to order at 12:02 p.m. by the Honorable Calvin Say, Speaker of the House of Representatives.

The Speaker addressed the Chamber, stating:

"I call upon Mr. Danny Kaleikini to open this special Joint Session by singing the National Anthem and *Hawai'i Pono'i*. Thereafter, Reverend Curt Kekuna of Kawaihāo Church, a member of the Statehood Commemoration Commission, will deliver the invocation. House and Senate members, and guests, please rise."

At this time, the members of the Legislature and their guests rose to sing the National Anthem and "*Hawai'i Pono'i*," led by Mr. Danny Kaleikini, Hawai'i's "*Ambassador of Aloha*" and one of the "50 Voices of Hawai'i".

The Divine Blessing was then invoked by Reverend Curt Kekuna of Kawaihāo Church, a member of the Statehood Commemoration Commission.

The Speaker then addressed the members of the Legislature and guests as follows:

"To all in the Chamber here today and to those offshore viewing these proceedings via the Internet...*Aloha 'auinalā*."

"It is a privilege for me to be here today to preside over these proceedings with Senate President, Colleen Hanabusa. As I look around this Chamber, I recognize a number of familiar faces from Hawai'i's rich past...visionary people, pioneers in the early Statehood days and years. It is moving to be in the presence of so much history in one room. It is nearly overwhelming, and I am humbled to be able to recognize and acknowledge such greatness today.

"On this day 50 years ago, President Dwight D. Eisenhower signed the Hawai'i Admissions Act into law. This stroke of the pen set into motion a plebiscite, which took place on June 27, 1959, whereby Hawai'i voters overwhelmingly ratified the congressional vote for statehood.

"The pen used by President Eisenhower has been placed on the floor here along with other statehood artifacts from the State Archives.

"The road to statehood was not easy. There were those who opposed Hawai'i's admission to the union. Some opposition was political. Some opposition was based on economics. And some opposition had harsh racial overtones. However, the people we honor today persevered and overcame those obstacles.

"In order to fully appreciate what was done for us 50 years ago, one must ask, 'What does it mean to be a state?' Sure, it means being a star on the flag, and yes, it means being number 11 on an alphabetical list of 50.

"But more important, it means we in Hawai'i have a system of justice that is equal and fair. We have the right to face our accusers, and to be deemed 'innocent until proven guilty'.

"It means we are protected from foreign threats, by a military composed of the most dedicated volunteers in the world, who stand ready to fight...not for a dictator, a king or even a president, but for a principal and belief...for a constitution...for a Nation.

"Being a state also means we have the opportunity. We are a part of a Nation where you are your own person, no matter who your parents are or where they came from. History shows us that even if you are born in the poorest part of town, you can achieve.

"We, the people of Hawai'i, citizens of the United States of America, are truly blessed.

"Today is a tribute not only to those who worked to gain Hawai'i's statehood, it is also a tribute to all who have worked to develop our unique way of doing things and our identity as '*the Aloha State*'.

"We have much to be proud of:

"Since 1959, Hawai'i has produced the first U.S. Senators of Chinese, Japanese, and Hawaiian ancestries. And we have been led by governors of Japanese, Hawaiian and Filipino ancestry.

"We have produced a Miss Universe; giants of trade, finance and industry; world renowned scientists, scholars, musicians, astronauts, philosophers, artists, athletes and culinary experts; an Army Chief of Staff, and yes...and yes...a President of the United States.

"Even more important to this fabric of Hawai'i as '*the Aloha State*,' are the men and women, who may never be on television

or on the radio or mentioned in the newspaper. It's the people, who work hard every day to make a living, and who don't give up when faced with life's difficulties. It's the people, who care and provide for their children, so each succeeding generation has a better quality of life. It's the people who keep Hawai'i moving forward, growing positively and striving.

"Put it simple, it's our people who make Hawai'i a great state."

The Speaker noted:

"At this time, I would now like to take this opportunity to introduce some of our special guests with us today:

"Governor Linda Lingle, co-host for the Statehood celebration;

"Lt. Governor James Aiona and Mrs. Vivian Aiona;

"Mr. Barry Fukunaga, Governor's Chief of Staff, and members of the Executive Cabinet, please rise to be recognized also.

"Chief Justice Ronald T.Y. Moon of the Hawai'i State Supreme Court and Associate Justices Paula Nakayama, Simeon Acoba, Jr. and James Duffy;

"Chief Judge Mark E. Recktenwald of the Hawai'i Intermediate Court of Appeals and Judges Daniel Foley, Alexa D.M. Fujise, Katherine Leonard, Craig Nakamura, and Corinne K.A. Watanabe;

"Major General Vern Miyagi, U.S. Pacific Command;

"Major General Stephen D. Tom, Deputy Commanding General, Mobilization and Reserve Affairs, U.S. Army Pacific;

"Brigadier General Jan-Marc Mouas, Director of Operations, Plans, Requirements and Programs, U.S. Pacific Air Forces;

"Captain Dave Hankins, Commodore Submarine Squadron ONE, U.S. Navy, U.S.S. Hawaii

"Honolulu Mayor Mufi Hanneman;

"Honolulu Council Chair Todd Apo;

"Big Island Mayor Billy Kenoi;

"Mr. Kippen de Alba Chu, and Mr. Lenny Klompus, Chair and Vice Chair of the 50<sup>th</sup> Anniversary Statehood Commission, and members of the State Commemorative Commission, will you all please rise to be recognized."

At this time, Senate President Colleen Hanabusa rose and introduced the following distinguished guests to the members of the Twenty-Fifth Legislature:

Mrs. William Quinn and son, Gregory Quinn;

The Honorable James Burns, Ms. Emme Tomimbang and Dr. Sheenagh Burns;

The Honorable George Ariyoshi and Mrs. Jean Ariyoshi;

The Honorable John Waihee and Mrs. Lynne Waihee; and

The Honorable Benjamin Cayetano and Mrs. Vicky Cayetano.

The President then addressed the Chamber as follows:

"Hawai'i owes a tremendous debt to the men and their families who dedicated themselves to leading our young state through its first four decades. Joining us today are the former governors of the State of Hawai'i and their representatives.

"Representing the State of Hawai'i's first governor, William Quinn, are his wife, Mrs. William Quinn, and their son,

Gregory Quinn. Governor Quinn was first appointed as the Territorial Governor by President Eisenhower and then became the State of Hawai'i's first elected governor, serving in that capacity from 1959 through 1962.

"Representing Governor John Burns: his son, the Honorable James Burns, along with Ms. Emme Tomimbang, and his daughter, Dr. Sheenagh Burns. Largely credited with building and maintaining Hawai'i's Democratic Party through the Territorial years and early statehood, Governor Burns was the State's first elected Democratic governor and served from 1962 to 1974.

"The Honorable George Ariyoshi and Mrs. Jean Ariyoshi. As the State's first governor of Japanese American descent, Governor Ariyoshi served from 1974 to 1986 and is a visionary who, as governor, understood the need for planned development and managing our precious natural resources. This understanding led to the Hawai'i State Plan, which embodies the State's current and future priorities and laid the groundwork for the Legislature's focus on sustainability.

"The Honorable John Waihe'e and Mrs. Lynne Waihe'e. Serving as governor from 1986 to 1994, Governor Waihe'e, the State's first governor of Hawaiian ancestry, brought a heightened awareness of the plight of the Native Hawaiians. His compassion and personal understanding of Hawaiian issues has led to the enhanced funding for the Hawaiian Home Lands Trust and other important programs."

"And the Honorable Benjamin Cayetano and Mrs. Vicky Cayetano. Raised in modest surroundings, Governor Cayetano's no-nonsense and straight-talking style of governing served the State well during a period in which Hawai'i was facing tough economic times. The State's first governor of Filipino descent, Governor Cayetano served from 1994 to 2002.

"Governors, family members, thank you very much for joining us today."

At this time, the Speaker called upon certain House members to introduce very special guests, who were pioneering members of the 1959 Hawai'i House of Representatives:

Representative Della Au Belatti introduced Mr. Thomas P. Gill, Mrs. Lois Gill, and son, Mr. Eric Gill.

"I am privileged to stand before you today to recognize a man whose life is intertwined with the life of our state from its very inception—a son of Makiki whose penchant for sticking to his convictions with unflinching dedication has brought him to great heights as a leader of our state and our nation. That man is Thomas Ponce Gill.

"Following the career path of an individual like Mr. Gill is quite the roller coaster ride, because he is one of those rare public figures who pursued his political ideals without exception, leading to his fair share of considerable triumph and tribulation. Mr. Gill made a name for himself early on with his ability to argue intelligently and for his mastery of the timely phrase or sharp quip, whose sting, I believe, has been felt by some leaders in this room. This sharp wit, coupled with a strength of character and the courage of his convictions, propelled Mr. Gill to positions in Hawai'i's territorial government, then into the position of House Majority Floor Leader of Hawai'i's first State Legislature, and next to Hawai'i's last at-large seat in the United States House of Representatives.

"During his single term in Congress, Mr. Gill was appointed as the floor manager for the famed Civil Rights Bill. It was his task to move this bill through the House, as well as to write the opening section of Title VI. The Act passed in 1964, due in no small part to the efforts of Congressman Gill, marking one of

the greatest milestones towards equal rights in our nation's history.

"Not one to shy away from unpopular ideas or from a political fight, Mr. Gill continued in his quest for equality, his dedication to protecting Hawai'i's natural environment, and his commitment to civil rights for all through victory and defeat, losing a bid for the U.S. Senate, winning the Lieutenant Governorship, and then narrowly losing to Governor Burns in the 1970 Democratic primary. Through the highs and the lows, Mr. Gill never compromised his integrity, and with the help of his lovely wife, Lois, who's with us today, he has instilled his deep sense of civic responsibility and leadership in his children, several of whom, including Eric Gill who is with us here today, have become prominent public figures themselves.

"And so it is with great respect and admiration that I now present to you a man who has been an integral part of Hawai'i's political landscape since before our birth as a state; a man whose steadfast commitment to the advancement of human rights alone would justify his attendance here today, but whose impact on Hawai'i and our nation has been so broad that it is fitting to introduce him not by the many titles he has borne over the past five decades, but by a few simple accolades. Ladies and gentlemen, it is my great pleasure to introduce a beloved husband and father, a staunch advocate of social and economic justice, a true citizen of Hawai'i: Mr. Thomas Ponce Gill."

Representative Mark M. Nakashima introduced Mr. Stanley I. Hara, Mrs. Diane Hara, and Judge Glenn Hara from the Big Island.

"Good afternoon, Governor, Lieutenant Governor, Madam President, Mr. Speaker, legislative colleagues, and members of the audience.

"Stanley I. Hara was one of numerous authors who helped to draft, edit, write, and publish the first chapter of the story of the State of Hawai'i. Mr. Hara, who represented my district on the Big Island, was elected to the territorial House in 1954. As a freshman to the Legislature, Mr. Hara was a Big Island Democrat who helped to transform the education system by passing legislation that made education available to all, including the disadvantaged. Before lawmakers restructured the educational system, the Territory of Hawai'i only required free education up until the 8th grade level, and high school students had to rent their books and pay other school fees.

"During the 1959 special session, and the 1960 budget session and special session, which essentially shaped the future of Hawai'i, Mr. Hara served as chairman of the Finance Committee. Concerns that year included reviewing the areas of economic development on the neighbor islands, transition and reorganization issues, and budget threats to health, safety, and welfare of Hawai'i's citizens. It was necessary for lawmakers that year to draft legislation which addressed the fiscal problems related to the transition from territory to state.

"Mr. Hara played an integral role in shaping the State of Hawai'i through urgent legislation and worked across party lines to create the foundation upon which Hawai'i's government and laws now lie. In 1968, Mr. Hara became a delegate to the Constitutional Convention, and then on January 14, 1969, he was appointed by Governor John A. Burns to fill the unexpired term of Senator Nelson K. Doi. As chair of the Senate Education Committee in 1971, Mr. Hara played an instrumental role in turning the two-year University of Hawai'i Hilo into the four-year University of Hawai'i at Hilo that it is today. The University of Hawai'i at Hilo recently honored Mr. Hara with a 2008 Distinguished Service Award.

"Please join me in recognizing Mr. Stanley I. Hara, his wife Diane Hara, and their son Judge Glenn Hara."

Representative Scott Y. Nishimoto introduced Mr. Walter M. Heen and Mrs. Norma Heen, and Mr. George "Scotty" Koga and Mrs. Ruth Koga from East Honolulu

"I'm honored to introduce two members of that historic class.

"The first is Mr. Walter Heen, a native son of Hawai'i, active political player, and dedicated public servant for almost 50 years. Mr. Heen was born in 1928 and raised on the island of O'ahu. A motivated and ambitious student, Mr. Heen obtained his bachelor's degree in economics from the University of Hawai'i and later earned his law degree from Georgetown University in 1955.

"Shortly after graduating law school, Mr. Heen was elected to the Territorial House of Representatives in 1959, where he served in the Hawai'i Legislature as a Representative until 1964. Mr. Heen began his political career during one of the most exciting and historic times in Hawai'i's history, and as a member of the Committees on Government Efficiency, Judiciary, Public Employment, and Housing, he not only witnessed, but also assisted in the restructuring and reorganizing of our young state's government.

"After serving in the House of Representatives, Mr. Heen continued his service to our state as a Senator from 1966 to 1968, and then on the Honolulu City Council from 1969 to 1972. Following his retirement from the Legislature, Mr. Heen began a distinguished judicial career as U.S. Attorney from 1978 to 1980, and as U.S. District Attorney Judge in 1981. He was then appointed to the State Intermediate Court of Appeals in 1982, where he served until 1994. In 1998 and 2000, he added to his accomplishments by being elected chairman of the Hawai'i Democratic Party. Finally, in 2006 he was elected to the Board of Trustees of the Office of Hawaiian Affairs.

"Mr. Heen is a man who dedicated almost 50 years of his life to public service in the administrative, legislative, and judicial branches of county, state, and federal government. Please join me in giving a warm welcome and *mahalo* to Mr. Walter Heen and his lovely wife Norma.

"Next, Mr. Speaker, on behalf of myself and you, I'd like to introduce Mr. George 'Scotty' Koga who, along with other members of the Territorial House, crowded the halls of 'Iolani Palace in 1959 to be one of the first citizens of Hawai'i to hear the exciting news that the U.S. House of Representatives voted to pass the Hawai'i Admissions Act.

"Mr. Koga was a member of the House of Representatives from 1959 to 1964. He served several notable positions, including chairman of the Committee on Government Efficiency and the vice chair of the Tourism Committee. During this time, he was also a member of the Committees on Harbors and Airports, Transportation, Economic Development, and Finance. After leaving the Legislature, he continued his political service as a member of the City Council from 1971 to 1978.

"Please join me, Mr. Speaker, in recognizing and honoring Representative George 'Scotty' Koga and his wife Ruth."

Representative Isaac W. Choy and Senator Brian Taniguchi introduced Mr. Katsugo Miho, Mrs. Laura Miho, and daughter, Ms. Mariko Miho.

Representative Choy rose and said:

"Mr. Speaker, to introduce our special guest, I would like to defer to a voice that hasn't been heard in this Chamber for quite a while. Mr. Speaker, may I defer to the senior Senator from Mānoa, Senator Brian Taniguchi?"

Senator Taniguchi rose to introduce the honoree as follows:

"I'd like to introduce, on behalf of Representative Choy, Katsugo Miho. Mr. Miho was a member of the famed 442<sup>nd</sup> Regimental Combat Unit. He served as a state judge. He was also the judge that presided over my first case as an attorney. I won't go into the details of that, but sufficient to say that it was an uncontested divorce and I didn't get my way, but it turned out very well. He's also served in the 1959 Legislature, and with him today are his wife and daughter Mariko."

Representative Barbara C. Marumoto introduced Mr. Frederick W. Rohlfling and Mrs. Patricia Rohlfling from Maui.

"I am privileged to introduce to you today Fred Rohlfling, who was first elected to the Legislature from the 17th District, which ran from Kaimuki to Makapu'u Point. To cover his accomplishments would take longer than the time allotted, but don't worry. Fred has been working on his memoirs and soon hopes to be in print, just like ex-Governor Ben. The book's tentative title is 'In Hawai'i Service: The Life and Times of Fred Rohlfling.'

"Fred was born in territorial days, so he's at least 50 years old. Raised in Mānoa and graduated from Punahou, Yale, and George Washington Law School. Then he came home to run for office and served 11 years in the House and 9 years in the Senate.

"Some of you here may remember that Fred surprised his colleagues when he was the only Republican to vote for the Maryland Land Law. It was a major Democratic Party plank and Fred was a Republican. He gave the only speech on the measure. With the help of the late Senator David McClung, Fred's "Lessees' Bill of Rights" that regulated residential leases was incorporated in the groundbreaking Land Reform Act of 1967.

"Always a visionary, Fred was out in the front with new issues such as the environment, mass transit for East O'ahu, and affordable housing. Fred did manage a legal practice, and he represented registered nurses for collective bargaining. So when the nurses went on strike, Fred was on the line with them.

"He also served in the U.S. Naval Reserve Intelligence Program for 36 years. He was also appointed by Presidents Ford and Reagan to the South Pacific Commission, so he's familiar with many of the Pacific Islands and their leaders. In 1978, Governor Coleman appointed him Attorney General in American Samoa.

"In '72 and '76, Fred ran for the 1st Congressional District against Matsunaga, and then against millionaire TV mogul Cec Heftel. He lost that latter one even though he had the active support of all the major unions.

"Fred and his wife Patty returned to Maui in '84. There he was pressed into service as Corporation Counsel by Mayor Hannibal Tavares. After that, Fred spent four years as a Magistrate Judge and has continued to serve on various state and county commissions ever since.

"Fred is the ultimate public servant, having worked in the federal, state, and county levels, in the executive, legislative, judicial branches, and the military. Patty also served in the Legislature, working for Fred—and I was there, too—and for former legislator Buddy Soares. Fred's eldest son, Fritz, is a lawyer in town. His other son, Karl, is a brewer on Maui. And Fred and Patty combined have six talented grandchildren. But to find out more, please read his book. Please recognize Fred Rohlfling and Patty Rohlfling."

At this time, the President called upon certain Senate members to introduce very special guests, who were pioneering members of the 1959 Hawai'i State Senate:

Senator Chun Oakland introduced Mr. George Ariyoshi and Mrs. Jean Ariyoshi.

"Colleagues and guests, I have the honor and distinct privilege to introduce one of Hawai'i's foremost pioneers and leaders, the Honorable George Ariyoshi.

"Governor Ariyoshi may be best remembered as one of Hawai'i's outstanding governors and the first Asian American Governor in our nation. George Ariyoshi began his more than 30 years of service to our state as a member of the Legislature. As Hawai'i approached statehood in 1959, he was serving in the State Senate. He dedicated 11 years to addressing the concerns of his Senate district, as well as issues confronting our growing territory and state. Even in those early days, Senator George Ariyoshi stood for causes that laid the foundation of our state's future strength: responsible economic policies, stability for our working men and women and their families, land reform and planned development, and effective business and international relations.

"It is my honor and my distinct pleasure to present to you a man of few words, great humility, a man of great vision and action, and a well-respected leader, Governor and Senator George Ariyoshi, and our beloved first lady, Jean Ariyoshi."

Senator Tsutsui and Representative Karamatsu introduced Mr. Nadao Yoshinaga and daughter, Susan Ward.

Senator Tsutsui rose and said:

"Madam President, colleagues and special guests, today I have the great honor to introduce to all of you Senator Nadao Yoshinaga, also widely known as just Najo. Senator Yoshinaga was elected to the House of Representatives of the Territory of Hawai'i in 1954. In 1959, he was elected into the Senate of the State of Hawai'i, where he served until he retired in 1974. Senator Yoshinaga was the Chairman of the very influential Senate Labor Committee and the Committee on Ways and Means. During his career, he was responsible for landmark legislation such as the Prepaid Health Care Act, the Art in Public Places Act that established the State Foundation on Culture and the Arts, and the creation of the Hawai'i State Commission on the Status of Women, among many others.

"And at this time, Madam President, I would like to yield the floor to my colleague, Representative Jon Riki Karamatsu to continue with our introduction."

Representative Karamatsu rose and said:

"Senator Nadao Yoshinaga, or as we like to call him, 'Senator Najo Yoshinaga,' has been a mentor to so many leaders in Hawai'i, including many of us here today. He has been my friend, advisor, and confidante ever since I met him when I was working for Senator Carol Fukunaga in 2002. It is a dream come true for me to have a mentor who is a member of the 1954 Democratic revolution and 442nd Regimental Combat Team. I am very appreciative of all the knowledge he has shared with me and many others.

"Senator Yoshinaga graduated from Maui High School and the University of Hawai'i at Mānoa, where he obtained his bachelor of arts degree. He volunteered for the United States Army and served in the 442nd Regimental Combat Team. After the war, Senator Yoshinaga decided to apply his GI benefits to study law at DePaul University, where he obtained his Juris Doctorate degree. He returned to work for the law firm of Bouslog & Symonds in Honolulu and then in Maui, which was known for its defense of the ILWU, or otherwise known as the International Longshore Warehouse Union.

"Senator Yoshinaga's proactive and progressive vision, strength of conviction, organizational and strategic brilliance helped to shape and inspire legislative, business, and

community leaders long after his formal retirement. He continues to encourage, advise, and also inspire legislators and legislative staffs during his many visits to the Hawai'i State Capitol today. Thus, even today he's making an impact on Hawai'i through his many protégés.

"I'd like to leave you with a statement Senator Yoshinaga likes to say: 'Make Hawai'i the best place in the world.' Senator Najo Yoshinaga, thank you for all you have done to make Hawai'i the best place in the world. At this time: Senator Najo Yoshinaga and his daughter Susan Ward."

President Hanabusa addressed the Chamber, stating:

"The Commission is sponsoring a media program entitled, '50 Voices of Hawai'i,' which showcases a broad spectrum of people from our community. I now call upon Mr. Danny Kaleikini, one of the memorable voices, to introduce other participants of the '50 Voices of Hawai'i' program with us today."

Mr. Danny Kaleikini addressed the Chamber, saying:

"*E Hawai'i aloha kakou āpau. Aloha. Aloha, the breath of life and love that we share with one another. Aloha kekahi i kekahi. The love for one another. But most important, Aloha ke akua. God is love.*

"It is my honor to introduce the distinguished citizens who have been featured in the Commission's '50 Voices of Statehood.' And they have been airing statewide on Hawai'i television, radio stations since August of last year so that the young people and all the residents of Hawai'i with their unique perspectives on statehood. As a voice in the series myself, I can tell you that it has been very interesting to watch and listen to all the participants and to see how their memories compare with your own.

"And one of our 50 voices is no longer with us, but she lives on with her spirit, intellect and passion. Her name: Ah Quon McElrath. She was a key figure in Hawai'i's early labor movement and a tireless advocate for social justice and political change over the past seven decades. We are going to miss her, but I ask you to join me in a very brief moment of silence to honor Mrs. McElrath's commitment to Hawai'i and its people."

At this time, the members of the Legislature and their guests observed a brief moment of silence to honor the memory of Mrs. McElrath.

Afterwards, Mr. Kaleikini introduced and recognized the following members of the "50 Voices of Hawaii program":

Ah Quon McElrath, the late labor rights activist  
Dodie Brown  
Retired Judge Jim Burns  
Chairman Bill Paty, former State Land Board Chairman  
David Parker, historian  
Former Maui County Mayor Elmer Carvalho  
Ret. Army Chief of Staff General Eric Shinseki  
Dr. Fujio "Fudge" Matsuda, former University of Hawai'i President  
Chester Kahapea  
Dr. Larry "Coach" Price  
Former State Representative Stuart Ho  
Francis Lum, former state protocol officer  
Former U.S. Congresswoman Patricia Saiki  
Former First Lady Nancy Quinn  
Lucy Gue Hua Lu Ramirez, businesswoman  
Milton Motooka, community attorney  
Sam Cooke, Castle & Cooke descendent  
Danny Young, United Chinese Society leader  
Former Governor George Ariyoshi  
Walter Dods, banker

Former Governor Ben Cayetano  
Dr. Kekuni Blaisdell  
Former Hawai'i County Mayor Harry Kim  
U.S. Senator Daniel K. Akaka  
U.S. Senator Daniel K. Inouye  
Former Governor John Waihe'e

"I would like to leave you with this, everybody stand. May I just share this with all of you, because we are all family, one *‘ohana*:

*‘O kou aloha nō  
Aia i ka lani  
A ‘o kou ‘oia ‘i‘o  
He hemolele ho ‘i  
‘Amene.*

"*Aloha ke akua, God is love. Mahalo akua. We thank you for all these blessings, we thank you for this beautiful day. All this we ask in your name. Amen.*"

At this time, the members of the Legislature and their guests were entertained by renowned singer Mr. Danny Couch.

The President rose and said:

"Thank you, Mr. Couch.

"It is an honor to introduce the current Governor of the State of Hawai'i, the Honorable Linda Lingle for her remarks."

At this time, the President presented to the members of the Twenty-Fifth Legislature and special guests the Honorable Linda Lingle, Governor of the State of Hawai'i.

The Governor addressed the Joint Session and guests as follows:

"Senate President Hanabusa, Speaker Say, Chief Justice Moon, Lt. Governor and Mrs. Aiona, current legislators, Mrs. Quinn and Gregory Quinn, Judge Jim Burns, Emme Tomimbang and Dr. Sheenagh Burns, Governor and Mrs. Ariyoshi, Governor and Mrs. Waihe'e, Governor and Mrs. Cayetano, Members of Hawai'i's first state legislature in 1959, '50 voices of Statehood' representatives, 50th Anniversary of Statehood Commissioners, and the people of Hawai'i.

"Good afternoon and *aloha*.

"I am honored to be joined by former governors, legislators and other special guests to recognize this historic day on which President Dwight David Eisenhower signed the Hawai'i Admission Act.

"President Eisenhower was an ardent supporter of Hawai'i's statehood. He would later say, 'Years of effort have finally expanded the boundaries of our beloved land far out into the Pacific to encircle the islands of Hawai'i.

"With the stroke of a pen, President Eisenhower changed the landscape of our nation.

"As our nation's 50th state, Hawai'i is the youngest member of the Union.

"Our relatively young age is reflected today in the presence of Hawai'i's only six governors or their representatives since statehood. And what a privilege it was for me to stand with the governors and their families to have my picture taken.

"*Mahalo* Mrs. Quinn, members of the Burns family and former governors, for joining the people of Hawai'i in commemorating this special day.

"The memories of Hawai'i statehood remain vivid for all of Hawai'i's people. And the history remains fresh, fresher still after today, in all of our minds.



“This is underscored by the unique ‘50 Voices of Statehood’ audio and video anthology created by the 50th Anniversary of Statehood Commission. Each segment is filled with distinctive memories and personal perspectives on 1959 and Hawai‘i’s road to statehood.

“I want to thank each of the ‘50 Voices’ who are with us today, as well as those who will be part of the series in the months ahead.

“I want to take a moment to mention Mrs. Ah Quon McElrath who was one of the 50 Voices of Statehood and also a dedicated and vocal member of the Statehood Commission. Although no longer with us, she remains in our hearts and minds. Her leadership and commitment to Hawai‘i and its people will never be forgotten.

“It is also important to recognize the individuals who labored over the period of decades to make statehood possible. These include Joseph Farrington—a territorial senator and delegate to United States Congress; Samuel Wilder King—a territorial governor and delegate to United States Congress; Governor William Quinn and Governor John Burns.

“Statehood was achieved through the dedication and perseverance of these great leaders, along with the people of Hawai‘i—who in 1959 voted 17 to one in support of statehood.

“They voted for basic rights and privileges of American citizenship.

“They voted to have a voice in Washington.

“And, as Governor Ariyoshi said so well in his 50 voices of Statehood piece, they voted for ‘control over our own destiny.’

“In honoring the 50th anniversary of statehood, we are recognizing these leaders as well as the working men and women who were passionate in their conviction about what Hawai‘i’s future should look like.

“What all residents shared then, and what we all share today, is a deep love of Hawai‘i. And this was also true for those who opposed statehood.

“Hawai‘i is truly a place like no other!

“Hawai‘i was and is in many ways a simple place with complex issues, and in many ways is defined by our contradictions.

“We are isolated geographically, yet we serve as a vital bridge between the mainland United States and Asia-Pacific region.

“As a state we are young, yet we are also home to an ancient and proud host culture.

“We are the most diverse state in the Union, yet a place where racial and ethnic lines are often blurred or deemed irrelevant.

“Hawai‘i is a place of breathtaking natural beauty, but also a world-class center of innovation and scientific discovery.

“There are moments when living here is like living in the paradise we see depicted on travel posters and in the movies.

“But, the Pacific Ocean’s great expanse does not shield us from the challenges of everyday life.

“It also doesn’t drown out the differing opinions that exist in our community.

“And, I am grateful for that.

“Our differences are our strength and they create the vibrant tapestry of our culture.

“Statehood brought self-determination and federal dollars to our shores.

“It conferred benefits of the most powerful and prosperous nation on Earth.

“And, most importantly, it allowed our citizens to enjoy the rights enshrined in the United States Constitution.

“Because of this, we can speak our minds freely.

“We can have vigorous debate, which is the lifeblood of our democratic system and has served our nation well for more than 200 years.

“We may not always agree, but we all have a voice, and are free to express our views.

“Hawai‘i’s road to statehood began decades before 1959. It was a journey beset by many false starts and failed attempts, as it faced a very hesitant United States Congress.

“But the people of Hawai‘i remained determined, hopeful and focused on their task at hand.

“They refused to give up and ultimately they convinced Congress of the many ways in which Hawai‘i was a worthy and beneficial addition to the United States.

“It is well known that Hawai‘i’s strategic importance was key to victory in the Pacific during World War II.

“But the more resounding story coming out of the war was the bravery and the sacrifice exemplified by our Nisei soldiers in the 442nd Regimental Combat Team, the 100th Battalion and 500th Military Intelligence Service.

“These soldiers showed that being loyal to the American cause was in no way defined by ethnicity. It was determined instead, by a belief in the principles of freedom and democracy.

“Hawai‘i provided a model of tolerance ahead of its time.

“The diversity of Hawai‘i’s people was touched on often in statehood testimonies before members of the United States Congress, including in 1935, when Territorial Senator Joseph Farrington said these words:

‘To anyone who has lived in Hawai‘i, and has grown up with the boys and girls of other races, it is difficult to understand the suspicions in which they are held by some people...You come to judge people according to their character and not their race after you have lived with them a long time.’

“Since becoming a state, Hawai‘i has contributed to the nation in more unexpected ways.

“The forms of human expression unique to our islands, such as surfing, hula, our food, words, phrases and our music, have traveled well beyond our shores and ignited the world’s imagination.

“Who could have imagined 50 years ago the degree to which Hawaiian culture would resonate with people of other states and countries.

“We have also put our stamp on science.

“Today, we are the site of ground-breaking discoveries in variety of fields, including marine research, genetics research and astronomy.

“More recently, we have embarked on an ambitious plan to achieve a clean energy future, creating a model for other states and nations.

“When the United States House sent the bill to President Eisenhower granting Hawai‘i statehood, (on March 12, 1959), the effect 5,000 miles away was immediate.

“As our local newspapers reported on that day—and so many of our residents still vividly remember—civil defense horns wailed, church bells pealed, ships’ whistles tooted, and motorists leaned on their horns.

“That evening, there was dancing across the islands that would become America’s newest state and fireworks illuminated the sky over the Pacific.

“If people were joyful, it was because they had worked so hard to achieve this historic milestone. They had looked forward to seeing this day for decades.

“It was a day that marked new opportunities—socially, economically and politically.

“A headline in one of our local newspapers proclaimed that day, above pictures of diverse Hawai‘i residents, “First Class Citizens Now.” This headline reaffirmed that on that special day, that while we were a place like no other... and a people like no other... we were all now citizens.

“Now, on the 50th anniversary of statehood, Hawai‘i, the nation and the world face new challenges.

“Each new day brings more challenging economic news, but also a wealth of new opportunities for the future.

“In overcoming what is perhaps the biggest challenge Hawai‘i has faced since 1959, many of the same qualities shown in the struggle for statehood are needed today.

“We must encourage the participation and collaboration of the entire community.

“Our efforts must be characterized by determination and hard work.

“We must embrace flexibility, and have the wisdom to adopt a new plan or strategy when the previous plan falls short.

“Perhaps most importantly, we must have faith in the strength, resilience and pioneering spirit of Hawai‘i’s businesses, residents and leaders.

“As Hawai‘i’s current governor, I will tell you that leading this state has and continues to be the greatest privilege and most humbling experience of my life.

“I know the former governors here today feel the same; that it is an honor to lead Hawai‘i, which is a place like no other and home to people who are unique in all the world.

“Our collective history and experience in this House Chambers today offers an incredible reflection of who the people of Hawai‘i are, and what they are capable of achieving.

“Columnist Thomas Friedman, in the New York Times last month, pointed out that despite our nation’s troubles, the world still looks to America to lead the way out of our current crisis.

“In the Pacific region, it is up to us to provide that leadership and serve as an example to our neighbors.

“We did that when we achieved statehood, standing as a model of democracy to Asian and Pacific nations.

“We will do it again as a model of economic recovery and long-term prosperity.

“And, Hawai‘i will always be the model of a community whose diversity is its greatest strength, where people of different ethnic and cultural backgrounds work together and live side-by-side.

“All of us, one *‘ohana*, we will ensure the next 50 years will be as rich and diverse as the first 50.

“I feel blessed, and I am proud to be a resident of the State of Hawai‘i and a citizen of the United States America.

“And, I am optimistic and I’m excited about what we can accomplish as we pull together in the months and years ahead.

“Thank you for the privilege you’ve given me. *Mahalo*.”

At this time, the members of the Legislature and their guests were entertained by Ms. Arshiel Calatrava, a Kalakaua Middle School student, who dedicated her performance to the late Don Ho.

The President then addressed the Chamber, saying:

“*Mahalo*, Arshiel.

“Our development of the Hawai‘i that we know today has been a process, and one that has not been without controversy. It is fitting, then, that we stop and reflect on those moments that marked the opportunity for great change, and not only celebrate our progress, but also ask ourselves if we have done the most that we can with what we have been provided.

“The first vital steps toward statehood not only provided Hawai‘i’s people with the full rights and benefits of citizens of the nation, but also promised a chance of drafting our own constitution, and to fully determine the direction our state would move in. Hawai‘i today is the Hawai‘i of our own making, just as the Hawai‘i of tomorrow will grow from the choices we make today.

To everyone here today, those who have contributed to our past as well as those helping guide our future, I would like to add my personal thanks for allowing us to reach the heights we have achieved, and to overcome the challenges we have faced together.

“What is great about Hawai‘i today, and what will be best about our Hawai‘i tomorrow, grows from our shared commitment not only to our people, to our environment, and let us not forget our precious host culture. *Mahalo* to you all for being here and sharing this commemoration. *Mahalo* to those who have spent endless hours and put so much effort into planning the commemoration.”

There being no further business, at 1:26 p.m., President Hanabusa declared the Joint Session adjourned.

#### SENATE CONCURRENT RESOLUTIONS SENATE RESOLUTIONS

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the Clerk was authorized to receive Senate concurrent resolutions and Senate resolutions prior to 6:00 p.m. In consequence thereof, and subsequent to its recessing at 11:14 a.m., the following resolutions were received and deferred:

#### SENATE CONCURRENT RESOLUTIONS

S.C.R. No. 99 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH REPORTING REQUIREMENTS FOR HOSPITALS AND MEDICAL FACILITIES REGARDING HOSPITAL-ACQUIRED INFECTIONS.”

Offered by: Senator Nishihara.

S.C.R. No. 100 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO EXAMINE WAYS TO REDUCE HIGHWAY CLOSURE TIMES ON OAHU DUE TO INVESTIGATION OF TRAFFIC ACCIDENTS.”

Offered by: Senators Nishihara, Espero, Kidani, Hooser, Ige, Takamine.

S.C.R. No. 101 "SENATE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO STUDY THE REQUIRING PROOF OF MOTOR VEHICLE INSURANCE TO PURCHASE FUEL."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.C.R. No. 102 "SENATE CONCURRENT RESOLUTION ENSURING THAT ANY LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CASUAL FACTORS ASSOCIATED WITH CHRONIC DISEASE."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.C.R. No. 103 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AND IMPLEMENT A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.C.R. No. 104 "SENATE CONCURRENT RESOLUTION RECOGNIZING AUGUST 2009 AS JAN KEN PO MONTH IN HAWAII AND URGING THE ORGANIZATION OF A STATEWIDE GRAND JAN KEN PO TOURNAMENT DURING THE MONTH TO RAISE FUNDS TO BENEFIT HAWAII'S PUBLIC SCHOOLS."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.C.R. No. 105 "SENATE CONCURRENT RESOLUTION URGING PUBLIC AND PRIVATE AGENCIES TO ENCOURAGE THEIR PARENT CLIENTS TO TURN ON CLOSED CAPTIONING WHEN THEIR CHILDREN WATCH TELEVISION."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.C.R. No. 106 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR WEIGHT MANAGEMENT AND OBESITY PREVENTION FOR CHILDREN."

Offered by: Senators Chun Oakland, Ige.

S.C.R. No. 107 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO USE CLOSED CAPTIONING AS A TEACHING AND LEARNING TOOL FOR PUBLIC ELEMENTARY AND MIDDLE SCHOOL STUDENTS, AND TO ASSIST PUBLIC SCHOOL STUDENTS OF ALL AGES WITH LEARNING DISABILITIES WHO MAY BENEFIT FROM CLOSED CAPTIONING."

Offered by: Senators Chun Oakland, Sakamoto.

S.C.R. No. 108 "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS."

Offered by: Senators Kim, Sakamoto, Baker, Chun Oakland, Espero, Fukunaga, Gabbard, Galuteria, Hee, Ihara, Kidani, Nishihara, Tokuda.

S.C.R. No. 109 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A FERRY SYSTEM FROM THE HOAKALEI RESORT AND MARINA IN EWA BEACH TO DOWNTOWN HONOLULU."

Offered by: Senators Espero, Gabbard, Nishihara.

S.C.R. No. 110 "SENATE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE OFFICE OF HAWAIIAN AFFAIRS."

Offered by: Senators Slom, Bunda, Gabbard, Green, Hanabusa, Hemmings, Ige, Ihara, Kidani, Nishihara, Takamine, Tokuda.

S.C.R. No. 111 "SENATE CONCURRENT RESOLUTION REQUESTING THE NEIGHBORHOOD COMMISSION AND NEIGHBORHOOD COMMISSION OFFICE OF THE CITY AND COUNTY OF HONOLULU TO REJECT IMPLEMENTATION OF AN ELECTRONIC ELECTION SYSTEM, AND TO CONTINUE USING PAPER BALLOTS."

Offered by: Senator Slom.

S.C.R. No. 112 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO MONITOR NOISE LEVELS OF AIRCRAFT, TO ESTABLISH AN AIRCRAFT NOISE ABATEMENT MASTER PLAN, AND TO ESTABLISH AN ADVISORY COMMITTEE."

Offered by: Senator Slom.

S.C.R. No. 113 "SENATE CONCURRENT RESOLUTION RECOGNIZING THE ARMENIAN GENOCIDE OF 1915."

Offered by: Senators Slom, Chun Oakland, Galuteria, Bunda, Fukunaga, Gabbard, Hemmings, Ige, Ihara, Kidani, Kim, Takamine, Tokuda.

S.C.R. No. 114 "SENATE CONCURRENT RESOLUTION URGING A COMPREHENSIVE MANAGEMENT REVIEW OF THE DEPARTMENT OF EDUCATION'S OPERATIONS."

Offered by: Senators Hemmings, Slom, Bunda, Espero, Galuteria, Ihara, Nishihara, Tsutsui.

S.C.R. No. 115 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO RECOMMEND PROCEDURES AND LEGISLATION TO REQUIRE CEMETERY AND PRE-NEED FUNERAL AUTHORITIES TO COMPLY WITH UNCLAIMED PROPERTY LAWS UNDER CHAPTER 523A, HAWAII REVISED STATUTES."

Offered by: Senators Ihara, Baker, Chun Oakland, Green, Ige.

S.C.R. No. 116 "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO SUPPORT THE CENTER ON AGING AND TO RE-OPEN THE GERONTOLOGY CERTIFICATE PROGRAMS."

Offered by: Senators Ihara, Baker, Chun Oakland, Espero, Green, Ige.

S.C.R. No. 117 "SENATE CONCURRENT RESOLUTION REQUESTING THE JUDICIARY TO WAIVE COPY FEES FOR ACCESS TO AND COPIES OF JUDGES' REDACTED FINANCIAL DISCLOSURE STATEMENTS."

Offered by: Senators Ihara, Hooser, Baker, Chun Oakland, English, Espero, Fukunaga, Gabbard, Galuteria, Green, Hee, Ige, Kidani, Kokubun, Nishihara, Slom, Takamine, Tokuda.

S.C.R. No. 118 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE BASE REALIGNMENT AND CLOSURE COMMISSION AND THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO CONTINUE THEIR DISCUSSIONS AND MAKE GOOD FAITH EFFORTS TO CONSUMMATE CONVEYANCE OF PARCELS OF LAND IN THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT."

Offered by: Senator Gabbard.

S.C.R. No. 119 "SENATE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING."

Offered by: Senators Green, Chun Oakland, Gabbard, Kidani.

S.C.R. No. 120 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION EAST AND WEST REGIONAL BOARDS TO ESTABLISH THE BIG ISLAND LONG-TERM CARE COALITION TO DEVELOP A PLAN FOR LONG-TERM CARE SOLUTIONS ON THE BIG ISLAND OF HAWAII."

Offered by: Senators Green, Kokubun, Takamine.

S.C.R. No. 121 "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII, COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, IN COOPERATION WITH THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF EDUCATION, AND THE HAWAII FARM BUREAU FEDERATION, TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO CONSIDER THE FEASIBILITY OF ESTABLISHING A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS."

Offered by: Senators Tokuda, Fukunaga, Baker, Galuteria, Ige, Kokubun, Sakamoto, Takamine, Taniguchi.

S.C.R. No. 122 "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII AT HILO TO CONSIDER THE FEASIBILITY OF ESTABLISHING AN OFFICE OF THE VICE CHANCELLOR FOR RESEARCH AND ECONOMIC DEVELOPMENT AT THE UNIVERSITY OF HAWAII AT HILO."

Offered by: Senators Tokuda, Fukunaga, Baker, Galuteria, Ige, Kokubun, Sakamoto, Takamine.

S.C.R. No. 123 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE COMMUNITY COLLEGES OF THE UNIVERSITY OF HAWAII SYSTEM TO DETERMINE IF IT WOULD BE BENEFICIAL TO ESTABLISH A SEPARATE STATEWIDE SYSTEM FOR THE COMMUNITY COLLEGES."

Offered by: Senators Kokubun, English, Gabbard, Green, Takamine, Tokuda, Tsutsui, Kim.

S.C.R. No. 124 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR AND THE ATTORNEY GENERAL TO DEVELOP AND PROPOSE LEGISLATION TO AMEND CHAPTER 171, HAWAII REVISED STATUTES, TO ESTABLISH DEFINITIONS OF

"APPROVAL IN PRINCIPLE" AND "LEASE IN PRINCIPLE," AND THAT THE BOARD OF LAND AND NATURAL RESOURCES REFRAIN FROM ISSUING ANY "APPROVALS IN PRINCIPLE" OR "LEASES IN PRINCIPLE" UNTIL THE ADOPTION OF SUCH LEGISLATION."

Offered by: Senators Kokubun, Hanabusa, Tokuda, Sakamoto, Takamine, Taniguchi.

S.C.R. No. 125 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR AND THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO STRIVE TO EXPEND THE STATE OF HAWAII'S FULL ALLOTMENT OF FEDERAL AID IN WILDLIFE RESTORATION FUNDS."

Offered by: Senators Kokubun, Green, Tokuda, English, Gabbard, Hee, Takamine, Taniguchi, Tsutsui.

S.C.R. No. 126 "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE ELECTRIFICATION OF ENERGY EFFICIENT TRANSPORTATION SYSTEMS IN HAWAII."

Offered by: Senators English, Baker, Bunda, Espero, Fukunaga, Gabbard, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Sakamoto, Taniguchi, Tokuda, Tsutsui.

S.C.R. No. 127 "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES."

Offered by: Senators English, Chun Oakland, Baker, Bunda, Espero, Fukunaga, Gabbard, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Tokuda, Tsutsui.

S.C.R. No. 128 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPARATIVE FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF HEALTH'S COMMUNITY MENTAL HEALTH CENTER AND WAI'ANAЕ'S INDEPENDENTLY OPERATED COMMUNITY MENTAL HEALTH CENTER."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 129 "SENATE CONCURRENT RESOLUTION ENCOURAGING THE HAWAII STATE LEGISLATURE TO ALLOW LEGISLATORS TO WEAR ALOHA ATTIRE DURING FLOOR SESSIONS AND ENCOURAGING THE HAWAII STATE JUDICIARY TO ALLOW ATTORNEYS TO WEAR ALOHA ATTIRE WHEN APPEARING IN STATE COURTS."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 130 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, BOARD OF VETERINARY EXAMINERS AND THE HAWAIIAN HUMANE SOCIETY TO IMPLEMENT A COMPREHENSIVE PET PROTECTION PROGRAM FOR DOGS AND CATS."

Offered by: Senator Hanabusa, by request.

S.C.R. No. 131 "SENATE CONCURRENT RESOLUTION REQUESTING A JOINT AGENCY STUDY

ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII.”

Offered by: Senator Hanabusa, by request.

S.C.R. No. 132 “SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE PRESIDENT AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO ESTABLISH A TASK FORCE TO DETERMINE THE ECONOMIC VALUE OF CONSTRUCTION IN HAWAII.”

Offered by: Senators Hanabusa, Kokubun, Takamine.

S.C.R. No. 133 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION TO PROVIDE A COMPREHENSIVE REPORT OF POST FELIX CONSENT DECREE CHILD AND ADOLESCENT MENTAL HEALTH SERVICES AND FUNDING.”

Offered by: Senators Chun Oakland, Baker, Ige, Sakamoto.

S.C.R. No. 134 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR LACTATION CONSULTANT SERVICES.”

Offered by: Senators Chun Oakland, Fukunaga, Ige, Kidani.

S.C.R. No. 135 “SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE AVAILABILITY OF AMERICAN SIGN LANGUAGE INTERPRETERS.”

Offered by: Senators Chun Oakland, Fukunaga.

S.C.R. No. 136 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE CENTERS FOR DISEASE CONTROL AND PREVENTION ESTABLISH A CHRONIC OBSTRUCTIVE PULMONARY DISEASE MODULE.”

Offered by: Senator Chun Oakland.

S.C.R. No. 137 “SENATE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE CITY OF HONOLULU TO HONOR ACT 15 OF THE 1921 TERRITORIAL LEGISLATURE BY PRESERVING THE WAIKIKI WAR MEMORIAL NATATORIUM IN IT’S ORIGINAL LOCATION ON THE WAIKIKI SHORE.”

Offered by: Senator Chun Oakland.

S.C.R. No. 138 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE TO RECOGNIZING THE HISTORICAL SIGNIFICANCE OF THE FALLS OF CLYDE AS A SAILING JEWEL OF HAWAII.”

Offered by: Senator Chun Oakland.

S.C.R. No. 139 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND OTHER STATE AGENCIES RECOGNIZE THE IMPORTANCE AND ASSIST IN THE PRESERVATION OF THE NUUANU AUWAI SYSTEM.”

Offered by: Senator Chun Oakland.

S.C.R. No. 140 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING

HEALTH INSURERS TO OFFER COVERAGE FOR HEARING AIDS.”

Offered by: Senators Chun Oakland, Fukunaga.

S.C.R. No. 141 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A STATEWIDE TASK FORCE TO ADVISE THE LEGISLATURE ON METHODS TO IMPROVE HAWAII’S MENTAL HEALTH SERVICES.”

Offered by: Senator Chun Oakland.

S.C.R. No. 142 “SENATE CONCURRENT RESOLUTION REQUESTING THAT THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES BE RELOCATED BACK INTO THE DOWNTOWN AREA.”

Offered by: Senator Chun Oakland.

S.C.R. No. 143 “SENATE CONCURRENT RESOLUTION AFFIRMING SUPPORT FOR THE CONCEPT OF ESTABLISHING A BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER.”

Offered by: Senator Chun Oakland.

S.C.R. No. 144 “SENATE CONCURRENT RESOLUTION SUPPORTING EFFORTS TO AUTHENTICATE HAWAIIAN HISTORY, INCLUDING AN APPROPRIATE AND HISTORICALLY ACCURATE RENDERING OF THE DOCUMENT HELD IN THE RIGHT HAND OF PRESIDENT WILLIAM MCKINLEY’S STATUE AT MCKINLEY HIGH SCHOOL.”

Offered by: Senators Chun Oakland, English, Gabbard, Ige.

S.C.R. No. 145 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND ASSESS THE POLICIES AND PROCEDURES IMPLEMENTED BY HOSPITALS TO REDUCE ELECTIVE CESAREAN SECTIONS AND INDUCTION OF LABOR.”

Offered by: Senator Chun Oakland.

S.C.R. No. 146 “SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII P-20 PARTNERSHIPS FOR EDUCATION TO CONVENE THE APPROPRIATE AGENCIES TO EXAMINE CURRENT AND EMERGING PROGRAMS SEEKING TO TRACK STUDENT PROGRESS AND DEVELOP A LONGITUDINAL DATA SYSTEM FOR STUDENTS BEGINNING IN EARLY CHILDHOOD PROGRAMS TO GRADE TWELVE, AND BEYOND TO HIGHER EDUCATION AND THE WORKFORCE.”

Offered by: Senators Sakamoto, Kokubun, Takamine, Taniguchi, Tokuda.

S.C.R. No. 147 “SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF PLANNING TO CONVENE A TEMPORARY UNIVERSITY OF HAWAII AT MANOA SPECIAL DISTRICT PLANNING WORKGROUP TO DEVELOP A PLAN TO ESTABLISH A UNIVERSITY OF HAWAII AT MANOA SPECIAL DISTRICT DEVELOPMENT AUTHORITY.”

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kokubun, Takamine, Tokuda.

S.C.R. No. 148 “SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ESTABLISH REASONABLE STANDARDS AND PERFORMANCE ASSESSMENTS, AND TO PROVIDE FOR PROFESSIONAL DEVELOPMENT

FOR PERSONS EMPLOYED IN THE HAWAII PUBLIC SCHOOLS AS EDUCATIONAL INTERPRETERS, EDUCATORS, AND PARAPROFESSIONALS WHO WORK WITH STUDENTS IN NEED OF AUGMENTATIVE AND ALTERNATIVE COMMUNICATION.”

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kidani.

S.C.R. No. 149 “SENATE CONCURRENT RESOLUTION REQUESTS THE BOARD OF EDUCATION TO MODIFY PUBLIC HIGH SCHOOL GRADUATION REQUIREMENTS BY REQUIRING FIFTY HOURS OF COMMUNITY SERVICE FROM ALL STUDENTS AS PART OF THE DEPARTMENT OF EDUCATION’S CIVIC RESPONSIBILITY REQUIREMENT.”

Offered by: Senator Sakamoto.

S.C.R. No. 150 “SENATE CONCURRENT RESOLUTION URGING THE SUPERINTENDENT OF EDUCATION TO ESTABLISH AND FACILITATE A SPECIAL EDUCATION PRIVATE SCHOOL TASK FORCE TO ADVISE THE DEPARTMENT OF EDUCATION ON POLICIES OR PROCEDURES FOR OVERSIGHT AND MONITORING OF PRIVATE SCHOOL OR FACILITY PLACEMENTS.”

Offered by: Senator Sakamoto.

S.C.R. No. 151 “SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR, SENATE PRESIDENT, AND SPEAKER OF THE HOUSE OF REPRESENTATIVES TO ESTABLISH A SPECIAL EDUCATION CAUCUS IN RECOGNITION OF THE STATE’S RESPONSIBILITIES TOWARD HAWAII’S SPECIAL EDUCATION STUDENTS AND THEIR FAMILIES.”

Offered by: Senator Sakamoto.

S.C.R. No. 152 “SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR TO PLACE IOLANI PALACE ON THE NOMINATION LIST TO THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION FOR WORLD HERITAGE SITE DESIGNATION.”

Offered by: Senators Galuteria, Tsutsui.

S.C.R. No. 153 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SYSTEM, IN CONSULTATION WITH THE COUNCIL OF CHIEF ACADEMIC OFFICERS, TO DEVELOP A COMPREHENSIVE APPROACH TO THE TEACHING OF ENGINEERING AT UNIVERSITY CAMPUSES STATEWIDE.”

Offered by: Senators Tokuda, Sakamoto, Ige, Kidani, Kokubun, Taniguchi.

S.C.R. No. 154 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION TO COMPLETE THE 2006 ARCHAEOLOGICAL WORKING GROUP’S REPORT AND EXPAND THE WORKING GROUP AND TO WORK IN CONJUNCTION WITH THE UNIVERSITY OF HAWAII AT MANOA’S APPLIED ARCHAEOLOGY GRADUATE PROGRAM TO DEVELOP AN INTERNSHIP PROGRAM AND PROFESSIONAL STANDARDS.”

Offered by: Senators Tokuda, Fukunaga, Galuteria, Ige, Kidani, Kokubun, Sakamoto, Taniguchi.

S.C.R. No. 155 “SENATE CONCURRENT RESOLUTION SUPPORTING HAWAII’S CONTINUED PARTICIPATION IN THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION (WICHE) AND THE EDUCATIONAL AND OTHER BENEFITS PROVIDED THROUGH FORTY YEARS OF HAWAII’S MEMBERSHIP IN WICHE.”

Offered by: Senators Tokuda, Taniguchi, Chun Oakland, Fukunaga, Kokubun, Sakamoto.

S.C.R. No. 156 “SENATE CONCURRENT RESOLUTION URGING THE STATE LAND USE COMMISSION TO WITHHOLD APPROVAL OF THE PETITION FOR LAND USE DISTRICT BOUNDARY AMENDMENTS FOR THAT CERTAIN PROPERTY IDENTIFIED AS TAX MAP KEY NUMBERS (3) 2-7-4:25 (POR.) AND (3) 2-7-4:140 (POR.), LAND USE COMMISSION DOCKET NUMBER A08-781, UNTIL THE COMMUNITY DEVELOPMENT PROCESS FOR THE HAMAKUA DISTRICT IS COMPLETED.”

Offered by: Senator Takamine.

S.C.R. No. 157 “SENATE CONCURRENT RESOLUTION REQUESTING A MORATORIUM ON THE RELEASE OF BIOLOGICAL CONTROL AGENTS FOR THE ENVIRONMENTAL MANAGEMENT OF PLANT SPECIES THAT ALSO SERVE AS FOOD RESOURCES.”

Offered by: Senator Takamine.

S.C.R. No. 158 “SENATE CONCURRENT RESOLUTION ESTABLISHING A LEGISLATIVE INTERIM TASK FORCE TO IDENTIFY AND DEVELOP A PRIMARY HEALTH CARE TRAINING AND RECRUITING PLAN FOR RURAL AND MEDICALLY UNDERSERVED AREAS OF THE STATE.”

Offered by: Senators Kokubun, Green, Ige, Takamine.

S.C.R. No. 159 “SENATE CONCURRENT RESOLUTION REQUESTING EACH STATE AGENCY THAT IS PLANNING ANY ACTION THAT WILL RESULT IN REDUCTIONS IN SERVICES TO THE PUBLIC TO CONSIDER THE POSSIBLE IMPACT THE REDUCED SERVICES WILL HAVE ON RURAL COMMUNITIES AND TO PROVIDE PREFERENCE TO ENSURING CONTINUED SERVICE TO THOSE RURAL COMMUNITIES.”

Offered by: Senator Kokubun.

S.C.R. No. 160 “SENATE CONCURRENT RESOLUTION REQUESTING AN INVESTIGATION INTO THE TRANSACTIONS CONCERNING THE HELANI CHURCH LOT BY MOKUAIKAU CHURCH AND THE TREATMENT OF HUMAN REMAINS FOUND ON THE LOT.”

Offered by: Senators Green, Kokubun, Takamine.

S.C.R. No. 161 “SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO CONVENE A JOINT TASK FORCE TO REVIEW THE STATUS, PROGRESS, AND RESULTS OF ACT 51, SESSION LAWS OF HAWAII 2004, AND TO DEVELOP A FORMAL PROGRAMMATIC EVALUATION AND IMPACT ASSESSMENT OF THE THIRTEEN MAIN ELEMENTS OF ACT 51, INCLUDING RECOMMENDATION FOR IMPROVING, MODIFYING, AND AMENDING ACT 51.”

Offered by: Senator Takamine.

S.C.R. No. 162 “SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DETERMINE THE PROPER

INTERPRETATION AND APPLICATION OF THE TERM "INCIDENTAL AND SUPPLEMENTAL" WITH REGARD TO THE CONTRACTING BUSINESS."

Offered by: Senators Takamine, Bunda, Taniguchi.

S.C.R. No. 163 "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A LITERATURE REVIEW OF THE HEALTH EFFECTS FROM LONG TERM EXPOSURE TO HAZARDOUS WASTE MATERIALS."

Offered by: Senator Takamine.

S.C.R. No. 164 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, THE DEPARTMENT OF EDUCATION, AND THE UNIVERSITY OF HAWAII SYSTEM TO REPORT ON THE COMPONENTS OF THEIR RESPECTIVE PROCUREMENT PLANS AND SPECIFICATIONS THAT USE NATIONALLY UPDATED INFORMATION, THE COMPONENTS BASED ON "PAST PRACTICE" AND "LOCAL KNOWLEDGE", AND WHEN SUCH INFORMATION WAS LAST UPDATED."

Offered by: Senator Sakamoto.

S.C.R. No. 165 "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE ON HUMANE RESTRAINT AND CONFINEMENT OF PET ANIMALS."

Offered by: Senators Taniguchi, Baker, Espero, Nishihara, Takamine.

S.C.R. No. 166 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE ENVIRONMENTAL RESPONSE TAX."

Offered by: Senator Taniguchi.

S.C.R. No. 167 "SENATE CONCURRENT RESOLUTION SUPPORTING THE HEALTH CARE COMMUNITY'S EFFORTS TO OBTAIN FEDERAL FUNDING FOR HEALTH INFORMATION TECHNOLOGY GRANTS."

Offered by: Senators Ige, Chun Oakland, Baker, Bunda, Espero, Galuteria, Slom, Takamine, Taniguchi.

S.C.R. No. 168 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR HEARING AIDS."

Offered by: Senators Ige, Chun Oakland, Espero, Baker, Bunda, Takamine, Taniguchi.

S.C.R. No. 169 "SENATE CONCURRENT RESOLUTION REQUESTING THE LONG TERM CARE COMMISSION TO CONDUCT A STUDY OF INCREASING MEDICAID REIMBURSEMENTS TO HOSPITALS FOR PATIENTS WHO ARE WAITLISTED FOR LONG TERM CARE AND TO LONG TERM CARE FACILITIES TO ACCEPT WAITLISTED PATIENTS."

Offered by: Senators Ige, Chun Oakland, English, Baker, Bunda, Espero, Fukunaga, Galuteria, Hooser, Nishihara, Slom, Takamine, Taniguchi, Tokuda.

S.C.R. No. 170 "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE LEGISLATURE TO CONVENE A HAWAII HEALTH CARE

SUMMIT TO DEVELOP A STRATEGIC AND COMPREHENSIVE PLAN FOR HEALTH CARE IN HAWAII."

Offered by: Senators Ige, Kidani, Baker, English, Espero, Galuteria, Sakamoto, Taniguchi.

S.C.R. No. 171 "SENATE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO RECOGNIZE THE THIRD SATURDAY OF EVERY APRIL AS "HAWAIIAN MONK SEAL DAY" AND TO COORDINATE THE IMPLEMENTATION OF THE RECOVERY PLAN FOR THE HAWAIIAN MONK SEAL WITH THE FEDERAL AND COUNTY GOVERNMENTS."

Offered by: Senator Hooser.

S.C.R. No. 172 "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO APPROVE THE UNITED STATES NATIONAL HEALTH CARE ACT."

Offered by: Senators Hooser, Baker, Chun Oakland, Espero, Gabbard, Galuteria, Green, Kidani, Taniguchi, Tsutsui.

S.C.R. No. 173 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE KAUAI POLICE DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING REGARDING THE ENFORCEMENT OF STATE LAWS AND COUNTY ORDINANCES AT ANAHOLA AND ALIOMANU BEACH AREA."

Offered by: Senators Hooser, Espero, Fukunaga, Gabbard, Green, Ige, Ihara, Kidani, Sakamoto, Takamine.

S.C.R. No. 174 "SENATE CONCURRENT RESOLUTION SUPPORTING THE BUILDING OF MODULAR AND FACTORY MANUFACTURED HOMES IN HAWAII."

Offered by: Senators Hooser, Green, Baker, Bunda, English, Espero, Fukunaga, Gabbard, Ige, Ihara, Kidani, Kim, Nishihara, Takamine, Tokuda, Tsutsui.

S.C.R. No. 175 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPLORE THE FEASIBILITY AND DEVELOP A PLAN TO RELOCATE THE KAPAA PUBLIC LIBRARY."

Offered by: Senator Hooser.

S.C.R. No. 176 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO RESEARCH THE USE OF VEGETATIVE EROSION BARRIERS TO MINIMIZE SOIL EROSION AND PREVENT THE RESULTING RUNOFF FROM DAMAGING ROADS, STREAMS, COASTAL WATERS AND REEFS, AND TO STABILIZE STREAM BANKS, HILLSIDES, AND OTHER THREATENED SITES."

Offered by: Senator Hooser.

S.C.R. No. 177 "SENATE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO APPOINT A TASK FORCE TO STUDY THE FEASIBILITY OF IMPLEMENTING A PILOT PROGRAM THAT USES PRIVATE SECTOR RESOURCES FOR A FINANCIAL AND ECONOMIC EDUCATION AND LITERACY PROGRAM FOR PUBLIC SCHOOL STUDENTS

ON KAUAI AT NO COST TO THE DEPARTMENT OF EDUCATION.”

Offered by: Senator Hooser.

S.C.R. No. 178 “SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS WITH THE ASSISTANCE OF THE BERNICE PAUAAHI BISHOP MUSEUM TO DEVELOP A PLAN TO IMPLEMENT REPLICAS OF HAWAIIAN HALE ON THE STATE CAPITOL LAWN SURROUNDED BY TROPICAL FOLIAGE FOR REST AREAS.”

Offered by: Senators English, Chun Oakland, Galuteria, Espero, Ige, Kidani.

S.C.R. No. 179 “SENATE CONCURRENT RESOLUTION REQUESTING THE COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES AT THE UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY OF PLANTING KALO IN THE REFLECTING POOL THAT SURROUNDS THE STATE CAPITOL BUILDING.”

Offered by: Senators English, Chun Oakland, Galuteria, Kidani, Ige, Sakamoto.

S.C.R. No. 180 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES’ NA ALA HELE PROGRAM TO DESIGNATE THE PI’ILANI TRAIL AS AN IMPORTANT HAWAIIAN COASTAL CULTURAL HERITAGE CORRIDOR.”

Offered by: Senators English, Chun Oakland, Espero, Galuteria, Ige, Kidani, Kim, Taniguchi.

S.C.R. No. 181 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO MAKE THE HALEAKALA TRAIL AVAILABLE TO THE PEOPLE OF HAWAII.”

Offered by: Senators English, Chun Oakland, Espero, Galuteria, Ige, Kidani, Sakamoto, Taniguchi.

S.C.R. No. 182 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CHANGE THE REQUIRED MINIMUM NUMBER OF PERSONS CARRIED IN A MOTOR VEHICLE WHILE TRAVELING ON A HIGH OCCUPANCY VEHICLE LANE FROM THREE TO TWO PASSENGERS.”

Offered by: Senator Espero.

S.C.R. No. 183 “SENATE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF THE WORLD WAR II HONOULIULI INTERNMENT CAMP AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED MEMORIAL PARK FOR THE STATE OF HAWAII.”

Offered by: Senators Espero, Galuteria, Ige, Nishihara, Takamine, Taniguchi, Tokuda.

S.C.R. No. 184 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO UNDERTAKE A FEASIBILITY STUDY RELATED TO INMATE RE-INTEGRATION.”

Offered by: Senator Espero.

S.C.R. No. 185 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO EXAMINE THE RATIONALE AND MANAGEMENT OF THE HAWAII PAROLING AUTHORITY.”

Offered by: Senator Espero.

S.C.R. No. 186 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO FACILITATE DISCUSSION WITHIN THE COMMUNITY ON THE FUNDING INADEQUACIES OF THE WEIGHTED STUDENT FORMULA, PARTICULARLY FOR SMALLER RURAL SCHOOLS, AND EXPLORE ALTERNATIVE MODELS OR FORMULAS TO THE WEIGHTED STUDENT FORMULA IN THE INTEREST OF MAXIMIZING FUNDING EQUITY TO PUBLIC SCHOOLS.”

Offered by: Senator Takamine.

S.C.R. No. 187 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT AN UPDATED STUDY OF WHETHER INJURED EMPLOYEES’ ACCESS TO MEDICAL CARE IS BEING CURTAILED DUE TO THE PRACTICE OF TYING REIMBURSEMENT RATES FOR MEDICAL SERVICES TO THE MEDICARE FEE SCHEDULE.”

Offered by: Senator Takamine.

S.C.R. No. 188 “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 MONIES, AND AUTHORIZE THE EXPENDITURE OF STATE FISCAL STABILIZATION FUND MONIES IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE WORKING GROUP.”

Offered by: Senators Tokuda, Kokubun, Tsutsui.

S.C.R. No. 189 “SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE TO REQUEST AND PROVIDE FOR SUFFICIENT FUNDING FOR THE DEPARTMENT OF HAWAIIAN HOMESTEADS.”

Offered by: Senator Galuteria.

S.C.R. No. 190 “SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT MANOA, COLLEGE OF SOCIAL SCIENCES, PUBLIC POLICY CENTER AND SPARK M. MATSUNAGA INSTITUTE FOR PEACE AND CONFLICT RESOLUTION TO CONVENE A WORKING GROUP TO EXPLORE THE SAFE USE OF HUNTING DOGS ON PUBLIC HIKING TRAILS.”

Offered by: Senator Galuteria.

S.C.R. No. 191 “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO IMPLEMENT SIMPLE, COST-EFFECTIVE PRACTICES THAT ENCOURAGE ENERGY CONSERVATION IN THE WORKPLACE AMONG DEPARTMENT PERSONNEL.”

Offered by: Senators Hooser, Baker, English, Espero, Fukunaga, Gabbard, Green, Ige, Ihara, Kidani, Sakamoto, Takamine.

#### SENATE RESOLUTIONS

S.R. No. 60 “SENATE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO STUDY THE REQUIRING PROOF OF MOTOR VEHICLE INSURANCE TO PURCHASE FUEL.”

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.



S.R. No. 61 "SENATE RESOLUTION ENSURING THAT ANY LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CASUAL FACTORS ASSOCIATED WITH CHRONIC DISEASE."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.R. No. 62 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AND IMPLEMENT A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.R. No. 63 "SENATE RESOLUTION RECOGNIZING AUGUST 2009 AS JAN KEN PO MONTH IN HAWAII AND URGING THE ORGANIZATION OF A STATEWIDE GRAND JAN KEN PO TOURNAMENT DURING THE MONTH TO RAISE FUNDS TO BENEFIT HAWAII'S PUBLIC SCHOOLS."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.R. No. 64 "SENATE RESOLUTION URGING PUBLIC AND PRIVATE AGENCIES TO ENCOURAGE THEIR PARENT CLIENTS TO TURN ON CLOSED CAPTIONING WHEN THEIR CHILDREN WATCH TELEVISION."

Offered by: Senators Chun Oakland, Gabbard, Ige, Kidani.

S.R. No. 65 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO USE CLOSED CAPTIONING AS A TEACHING AND LEARNING TOOL FOR PUBLIC ELEMENTARY AND MIDDLE SCHOOL STUDENTS, AND TO ASSIST PUBLIC SCHOOL STUDENTS OF ALL AGES WITH LEARNING DISABILITIES WHO MAY BENEFIT FROM CLOSED CAPTIONING."

Offered by: Senators Chun Oakland, Sakamoto.

S.R. No. 66 "SENATE RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS."

Offered by: Senators Kim, Sakamoto, Baker, Chun Oakland, Espero, Fukunaga, Gabbard, Galuteria, Hee, Ihara, Kidani, Nishihara, Tokuda.

S.R. No. 67 "SENATE RESOLUTION URGING CONGRESS TO OPPOSE THE PROPOSED RULE AMENDMENTS PUBLISHED ON APRIL 10, 2008 IN THE FEDERAL REGISTER (73 FED. REG. 19708) THAT IMPLEMENT THE DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT OF 2000, AND TO SUPPORT NEW SECTIONS IN THE UPCOMING REAUTHORIZATION."

Offered by: Senator Bunda.

S.R. No. 68 "SENATE RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A FERRY SYSTEM FROM THE HOAKALEI RESORT AND MARINA IN EWA BEACH TO DOWNTOWN HONOLULU."

Offered by: Senators Espero, Gabbard, Nishihara.

S.R. No. 69 "SENATE RESOLUTION SUPPORTING THE PEACE CORPS EXPANSION ACT OF 2009."

Offered by: Senators Slom, Chun Oakland, Galuteria, Baker, Bunda, Espero, Fukunaga, Gabbard, Green, Hemmings, Ige, Kidani, Kim, Sakamoto, Takamine, Taniguchi, Tokuda, Tsutsui.

S.R. No. 70 "SENATE RESOLUTION REQUESTING THE NEIGHBORHOOD COMMISSION AND NEIGHBORHOOD COMMISSION OFFICE OF THE CITY AND COUNTY OF HONOLULU TO REJECT IMPLEMENTATION OF AN ELECTRONIC ELECTION SYSTEM, AND TO CONTINUE USING PAPER BALLOTS."

Offered by: Senator Slom.

S.R. No. 71 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO MONITOR NOISE LEVELS OF AIRCRAFT, TO ESTABLISH AN AIRCRAFT NOISE ABATEMENT MASTER PLAN, AND TO ESTABLISH AN ADVISORY COMMITTEE."

Offered by: Senator Slom.

S.R. No. 72 "SENATE RESOLUTION RECOGNIZING THE ARMENIAN GENOCIDE OF 1915."

Offered by: Senators Slom, Chun Oakland, Galuteria, Bunda, Espero, Fukunaga, Gabbard, Hemmings, Ige, Ihara, Kidani, Kim, Takamine, Tokuda.

S.R. No. 73 "SENATE RESOLUTION URGING A COMPREHENSIVE MANAGEMENT REVIEW OF THE DEPARTMENT OF EDUCATION'S OPERATIONS."

Offered by: Senators Hemmings, Slom, Bunda, Espero, Galuteria, Ihara, Nishihara, Tsutsui.

S.R. No. 74 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO RECOMMEND PROCEDURES AND LEGISLATION TO REQUIRE CEMETERY AND PRE-NEED FUNERAL AUTHORITIES TO COMPLY WITH UNCLAIMED PROPERTY LAWS UNDER CHAPTER 523A, HAWAII REVISED STATUTES."

Offered by: Senators Ihara, Baker, Chun Oakland, Green, Ige.

S.R. No. 75 "SENATE RESOLUTION URGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO SUPPORT THE CENTER ON AGING AND TO RE-OPEN THE GERONTOLOGY CERTIFICATE PROGRAMS."

Offered by: Senators Ihara, Baker, Chun Oakland, Espero, Green, Ige.

S.R. No. 76 "SENATE RESOLUTION REQUESTING THE JUDICIARY TO WAIVE COPY FEES FOR ACCESS TO AND COPIES OF JUDGES' REDACTED FINANCIAL DISCLOSURE STATEMENTS."

Offered by: Senators Ihara, Hooser, Baker, Bunda, Chun Oakland, English, Espero, Fukunaga, Gabbard, Galuteria, Green, Hee, Ige, Kidani, Kokubun, Nishihara, Slom, Takamine, Tokuda.

S.R. No. 77 "SENATE RESOLUTION ENCOURAGING THE BASE REALIGNMENT AND CLOSURE COMMISSION AND THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO CONTINUE THEIR DISCUSSIONS AND MAKE GOOD FAITH EFFORTS TO CONSUMMATE CONVEYANCE OF PARCELS OF LAND IN THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT."

- Offered by: Senator Gabbard.
- S.R. No. 78 "SENATE RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING."
- Offered by: Senators Green, Chun Oakland, Gabbard, Kidani.
- S.R. No. 79 "SENATE RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION EAST AND WEST REGIONAL BOARDS TO ESTABLISH THE BIG ISLAND LONG-TERM CARE COALITION TO DEVELOP A PLAN FOR LONG-TERM CARE SOLUTIONS ON THE BIG ISLAND OF HAWAII."
- Offered by: Senators Green, Kokubun, Takamine.
- S.R. No. 80 "SENATE RESOLUTION URGING THE UNIVERSITY OF HAWAII AT HILO TO CONSIDER THE FEASIBILITY OF ESTABLISHING AN OFFICE OF THE VICE CHANCELLOR FOR RESEARCH AND ECONOMIC DEVELOPMENT AT THE UNIVERSITY OF HAWAII AT HILO."
- Offered by: Senators Tokuda, Baker, Galuteria, Ige, Kokubun, Sakamoto, Takamine.
- S.R. No. 81 "SENATE RESOLUTION REQUESTING THE GOVERNOR AND THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO STRIVE TO EXPEND THE STATE OF HAWAII'S FULL ALLOTMENT OF FEDERAL AID IN WILDLIFE RESTORATION FUNDS."
- Offered by: Senators Kokubun, Green, Tokuda, English, Gabbard, Hee, Takamine, Taniguchi, Tsutsui.
- S.R. No. 82 "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE ELECTRIFICATION OF ENERGY EFFICIENT TRANSPORTATION SYSTEMS IN HAWAII."
- Offered by: Senators English, Baker, Bunda, Chun Oakland, Espero, Fukunaga, Gabbard, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Sakamoto, Tokuda, Tsutsui.
- S.R. No. 83 "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES."
- Offered by: Senators English, Chun Oakland, Baker, Bunda, Espero, Fukunaga, Gabbard, Galuteria, Green, Hanabusa, Hee, Hooser, Ige, Ihara, Kidani, Kim, Kokubun, Nishihara, Tokuda, Tsutsui.
- S.R. No. 84 "SENATE RESOLUTION ENCOURAGING THE HAWAII STATE LEGISLATURE TO ALLOW LEGISLATORS TO WEAR ALOHA ATTIRE DURING FLOOR SESSIONS AND ENCOURAGING THE HAWAII STATE JUDICIARY TO ALLOW ATTORNEYS TO WEAR ALOHA ATTIRE WHEN APPEARING IN STATE COURTS."
- Offered by: Senator Hanabusa, by request.
- S.R. No. 85 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS, BOARD OF VETERINARY EXAMINERS AND THE HAWAIIAN HUMANE SOCIETY TO IMPLEMENT A COMPREHENSIVE PET PROTECTION PROGRAM FOR DOGS AND CATS."
- Offered by: Senator Hanabusa, by request.
- S.R. No. 86 "SENATE RESOLUTION REQUESTING A JOINT AGENCY STUDY ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII."
- Offered by: Senator Hanabusa, by request.
- S.R. No. 87 "SENATE RESOLUTION REQUESTING THE SENATE PRESIDENT TO ESTABLISH A TASK FORCE TO DETERMINE THE ECONOMIC VALUE OF CONSTRUCTION IN HAWAII."
- Offered by: Senators Hanabusa, Kokubun, Takamine.
- S.R. No. 88 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION TO PROVIDE A COMPREHENSIVE REPORT OF POST FELIX CONSENT DECREE CHILD AND ADOLESCENT MENTAL HEALTH SERVICES AND FUNDING."
- Offered by: Senators Chun Oakland, Baker, Ige, Sakamoto.
- S.R. No. 89 "SENATE RESOLUTION REQUESTING THAT THE CENTERS FOR DISEASE CONTROL AND PREVENTION ESTABLISH A CHRONIC OBSTRUCTIVE PULMONARY DISEASE MODULE."
- Offered by: Senator Chun Oakland.
- S.R. No. 90 "SENATE RESOLUTION STRONGLY URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE CITY OF HONOLULU TO HONOR ACT 15 OF THE 1921 TERRITORIAL LEGISLATURE BY PRESERVING THE WAIKIKI WAR MEMORIAL NATATORIUM IN IT'S ORIGINAL LOCATION ON THE WAIKIKI SHORE."
- Offered by: Senator Chun Oakland.
- S.R. No. 91 "SENATE RESOLUTION REQUESTING THE STATE TO RECOGNIZING THE HISTORICAL SIGNIFICANCE OF THE FALLS OF CLYDE AS A SAILING JEWEL OF HAWAII."
- Offered by: Senator Chun Oakland.
- S.R. No. 92 "SENATE RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND OTHER STATE AGENCIES RECOGNIZE THE IMPORTANCE AND ASSIST IN THE PRESERVATION OF THE NUUANU AUWAI SYSTEM."
- Offered by: Senator Chun Oakland.
- S.R. No. 93 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONVENE A STATEWIDE TASK FORCE TO ADVISE THE LEGISLATURE ON METHODS TO IMPROVE HAWAII'S MENTAL HEALTH SERVICES."
- Offered by: Senator Chun Oakland.
- S.R. No. 94 "SENATE RESOLUTION REQUESTING THAT THE STATE HISTORIC PRESERVATION DIVISION OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES BE RELOCATED BACK INTO THE DOWNTOWN AREA."
- Offered by: Senator Chun Oakland.
- S.R. No. 95 "SENATE RESOLUTION AFFIRMING SUPPORT FOR THE CONCEPT OF ESTABLISHING A BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER."
- Offered by: Senator Chun Oakland.

S.R. No. 96 "SENATE RESOLUTION SUPPORTING EFFORTS TO AUTHENTICATE HAWAIIAN HISTORY, INCLUDING AN APPROPRIATE AND HISTORICALLY ACCURATE RENDERING OF THE DOCUMENT HELD IN THE RIGHT HAND OF PRESIDENT WILLIAM MCKINLEY'S STATUE AT MCKINLEY HIGH SCHOOL."

Offered by: Senators Chun Oakland, English, Gabbard, Ige.

S.R. No. 97 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND ASSESS THE POLICIES AND PROCEDURES IMPLEMENTED BY HOSPITALS TO REDUCE ELECTIVE CESAREAN SECTIONS AND INDUCTION OF LABOR."

Offered by: Senator Chun Oakland.

S.R. No. 98 "SENATE RESOLUTION REQUESTING THE HAWAII P-20 PARTNERSHIPS FOR EDUCATION TO CONVENE THE APPROPRIATE AGENCIES TO EXAMINE CURRENT AND EMERGING PROGRAMS SEEKING TO TRACK STUDENT PROGRESS AND DEVELOP A LONGITUDINAL DATA SYSTEM FOR STUDENTS BEGINNING IN EARLY CHILDHOOD PROGRAMS TO GRADE TWELVE, AND BEYOND TO HIGHER EDUCATION AND THE WORKFORCE."

Offered by: Senators Sakamoto, Kokubun, Takamine, Tokuda.

S.R. No. 99 "SENATE RESOLUTION REQUESTING THE OFFICE OF PLANNING TO CONVENE A TEMPORARY UNIVERSITY OF HAWAII AT MANOA SPECIAL DISTRICT PLANNING WORKGROUP TO DEVELOP A PLAN TO ESTABLISH A UNIVERSITY OF HAWAII AT MANOA SPECIAL DISTRICT DEVELOPMENT AUTHORITY."

Offered by: Senators Sakamoto, Chun Oakland, Galuteria, Kokubun, Takamine, Tokuda.

S.R. No. 100 "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ESTABLISH REASONABLE STANDARDS AND PERFORMANCE ASSESSMENTS, AND TO PROVIDE FOR PROFESSIONAL DEVELOPMENT FOR PERSONS EMPLOYED IN THE HAWAII PUBLIC SCHOOLS AS EDUCATIONAL INTERPRETERS, EDUCATORS, AND PARAPROFESSIONALS WHO WORK WITH STUDENTS IN NEED OF AUGMENTATIVE AND ALTERNATIVE COMMUNICATION."

Offered by: Senators Sakamoto, Chun Oakland, Kidani.

S.R. No. 101 "SENATE RESOLUTION REQUESTS THE BOARD OF EDUCATION TO MODIFY PUBLIC HIGH SCHOOL GRADUATION REQUIREMENTS BY REQUIRING FIFTY HOURS OF COMMUNITY SERVICE FROM ALL STUDENTS AS PART OF THE DEPARTMENT OF EDUCATION'S CIVIC RESPONSIBILITY REQUIREMENT."

Offered by: Senator Sakamoto.

S.R. No. 102 "SENATE RESOLUTION URGING THE SUPERINTENDENT OF EDUCATION TO ESTABLISH AND FACILITATE A SPECIAL EDUCATION PRIVATE SCHOOL TASK FORCE TO ADVISE THE DEPARTMENT OF EDUCATION ON POLICIES OR PROCEDURES FOR OVERSIGHT AND MONITORING OF PRIVATE SCHOOL OR FACILITY PLACEMENTS."

Offered by: Senator Sakamoto.

S.R. No. 103 "SENATE RESOLUTION URGING THE GOVERNOR AND SENATE PRESIDENT TO ESTABLISH A SPECIAL EDUCATION CAUCUS IN RECOGNITION OF THE STATE'S RESPONSIBILITIES TOWARD HAWAII'S SPECIAL EDUCATION STUDENTS AND THEIR FAMILIES."

Offered by: Senator Sakamoto.

S.R. No. 104 "SENATE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR TO PLACE IOLANI PALACE ON THE NOMINATION LIST TO THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION FOR WORLD HERITAGE SITE DESIGNATION."

Offered by: Senators Galuteria, Tsutsui.

S.R. No. 105 "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SYSTEM, IN CONSULTATION WITH THE COUNCIL OF CHIEF ACADEMIC OFFICERS, TO DEVELOP A COMPREHENSIVE APPROACH TO THE TEACHING OF ENGINEERING AT UNIVERSITY CAMPUSES STATEWIDE."

Offered by: Senators Tokuda, Sakamoto, Ige, Kidani, Kokubun, Taniguchi.

S.R. No. 106 "SENATE RESOLUTION SUPPORTING HAWAII'S CONTINUED PARTICIPATION IN THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION (WICHE) AND THE EDUCATIONAL AND OTHER BENEFITS PROVIDED THROUGH FORTY YEARS OF HAWAII'S MEMBERSHIP IN WICHE."

Offered by: Senators Tokuda, Taniguchi, Chun Oakland, Fukunaga, Kokubun, Sakamoto.

S.R. No. 107 "SENATE RESOLUTION URGING THE STATE LAND USE COMMISSION TO WITHHOLD APPROVAL OF THE PETITION FOR LAND USE DISTRICT BOUNDARY AMENDMENTS FOR THAT CERTAIN PROPERTY IDENTIFIED AS TAX MAP KEY NUMBERS (3) 2-7-4:25 (POR.) AND (3) 2-7-4:140 (POR.), LAND USE COMMISSION DOCKET NUMBER A08-781, UNTIL THE COMMUNITY DEVELOPMENT PROCESS FOR THE HAMAKUA DISTRICT IS COMPLETED."

Offered by: Senator Takamine.

S.R. No. 108 "SENATE RESOLUTION REQUESTING A MORATORIUM ON THE RELEASE OF BIOLOGICAL CONTROL AGENTS FOR THE ENVIRONMENTAL MANAGEMENT OF PLANT SPECIES THAT ALSO SERVE AS FOOD RESOURCES."

Offered by: Senator Takamine.

S.R. No. 109 "SENATE RESOLUTION REQUESTING EACH STATE AGENCY THAT IS PLANNING ANY ACTION THAT WILL RESULT IN REDUCTIONS IN SERVICES TO THE PUBLIC TO CONSIDER THE POSSIBLE IMPACT THE REDUCED SERVICES WILL HAVE ON RURAL COMMUNITIES AND TO PROVIDE PREFERENCE TO ENSURING CONTINUED SERVICE TO THOSE RURAL COMMUNITIES."

Offered by: Senator Kokubun.

S.R. No. 110 "SENATE RESOLUTION REQUESTING AN INVESTIGATION INTO THE TRANSACTIONS CONCERNING THE HELANI CHURCH LOT BY MOKUAUKAUA CHURCH AND THE

TREATMENT OF HUMAN REMAINS FOUND ON THE LOT.”

Offered by: Senators Green, Kokubun, Takamine.

S.R. No. 111 “SENATE RESOLUTION REQUESTING THE LEGISLATURE TO CONVENE A JOINT TASK FORCE TO REVIEW THE STATUS, PROGRESS, AND RESULTS OF ACT 51, SESSION LAWS OF HAWAII 2004, AND TO DEVELOP A FORMAL PROGRAMMATIC EVALUATION AND IMPACT ASSESSMENT OF THE THIRTEEN MAIN ELEMENTS OF ACT 51, INCLUDING RECOMMENDATION FOR IMPROVING, MODIFYING, AND AMENDING ACT 51.”

Offered by: Senator Takamine.

S.R. No. 112 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, THE DEPARTMENT OF EDUCATION, AND THE UNIVERSITY OF HAWAII SYSTEM TO REPORT ON THE COMPONENTS OF THEIR RESPECTIVE PROCUREMENT PLANS AND SPECIFICATIONS THAT USE NATIONALLY UPDATED INFORMATION, THE COMPONENTS BASED ON “PAST PRACTICE” AND “LOCAL KNOWLEDGE”, AND WHEN SUCH INFORMATION WAS LAST UPDATED.”

Offered by: Senator Sakamoto.

S.R. No. 113 “SENATE RESOLUTION URGING THE REAL ESTATE COMMISSION TO ALLOW DEVELOPERS AND ATTORNEYS TO SUBMIT CONDOMINIUM REGISTRATION FILINGS IN ELECTRONIC FORMAT.”

Offered by: Senators Tsutsui, Baker.

S.R. No. 114 “SENATE RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE ON HUMANE RESTRAINT AND CONFINEMENT OF PET ANIMALS.”

Offered by: Senators Taniguchi, Baker, Espero, Nishihara, Takamine.

S.R. No. 115 “SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE ENVIRONMENTAL RESPONSE TAX.”

Offered by: Senator Taniguchi.

S.R. No. 116 “SENATE RESOLUTION REQUESTING THE LONG TERM CARE COMMISSION TO CONDUCT A STUDY OF INCREASING MEDICAID REIMBURSEMENTS TO HOSPITALS FOR PATIENTS WHO ARE WAITLISTED FOR LONG TERM CARE AND TO LONG TERM CARE FACILITIES TO ACCEPT WAITLISTED PATIENTS.”

Offered by: Senators Ige, Chun Oakland, English, Baker, Espero, Fukunaga, Galuteria, Hooser, Nishihara, Slom, Takamine, Tokuda.

S.R. No. 117 “SENATE RESOLUTION URGING THE STATE OF HAWAII TO RECOGNIZE THE THIRD SATURDAY OF EVERY APRIL AS “HAWAIIAN MONK SEAL DAY” AND TO COORDINATE THE IMPLEMENTATION OF THE RECOVERY PLAN FOR THE HAWAIIAN MONK SEAL WITH THE FEDERAL AND COUNTY GOVERNMENTS.”

Offered by: Senator Hooser.

S.R. No. 118 “SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT

MANOA, COLLEGE OF SOCIAL SCIENCES, PUBLIC POLICY CENTER AND SPARK M. MATSUNAGA INSTITUTE FOR PEACE AND CONFLICT RESOLUTION TO CONVENE A WORKING GROUP TO EXPLORE THE SAFE USE OF HUNTING DOGS ON PUBLIC HIKING TRAILS.”

Offered by: Senator Galuteria.

S.R. No. 119 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO IMPLEMENT SIMPLE, COST-EFFECTIVE PRACTICES THAT ENCOURAGE ENERGY CONSERVATION IN THE WORKPLACE AMONG DEPARTMENT PERSONNEL.”

Offered by: Senators Hooser, Baker, English, Espero, Fukunaga, Gabbard, Green, Ige, Ihara, Kidani, Sakamoto, Takamine.

S.R. No. 120 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE KAUAI POLICE DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING REGARDING THE ENFORCEMENT OF STATE LAWS AND COUNTY ORDINANCES AT ANAHOLA AND ALIOMANU BEACH AREA.”

Offered by: Senators Hooser, Espero, Fukunaga, Gabbard, Green, Ige, Ihara, Kidani, Sakamoto, Takamine.

S.R. No. 121 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPLORE THE FEASIBILITY AND DEVELOP A PLAN TO RELOCATE THE KAPAA PUBLIC LIBRARY.”

Offered by: Senator Hooser.

S.R. No. 122 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF TRANSPORTATION TO RESEARCH THE USE OF VEGETATIVE EROSION BARRIERS TO MINIMIZE SOIL EROSION AND PREVENT THE RESULTING RUNOFF FROM DAMAGING ROADS, STREAMS, COASTAL WATERS AND REEFS, AND TO STABILIZE STREAM BANKS, HILLSIDES, AND OTHER THREATENED SITES.”

Offered by: Senator Hooser.

S.R. No. 123 “SENATE RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO APPOINT A TASK FORCE TO STUDY THE FEASIBILITY OF IMPLEMENTING A PILOT PROGRAM THAT USES PRIVATE SECTOR RESOURCES FOR A FINANCIAL AND ECONOMIC EDUCATION AND LITERACY PROGRAM FOR PUBLIC SCHOOL STUDENTS ON KAUAI AT NO COST TO THE DEPARTMENT OF EDUCATION.”

Offered by: Senator Hooser.

S.R. No. 124 “SENATE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS WITH THE ASSISTANCE OF THE BERNICE PAUHI BISHOP MUSEUM TO DEVELOP A PLAN TO IMPLEMENT REPLICAS OF HAWAIIAN HALE ON THE STATE CAPITOL LAWN SURROUNDED BY TROPICAL FOLIAGE FOR REST AREAS.”

Offered by: Senators English, Chun Oakland, Galuteria, Espero, Ige, Kidani.

S.R. No. 125 “SENATE RESOLUTION REQUESTING THE COLLEGE OF TROPICAL

AGRICULTURE AND HUMAN RESOURCES AT THE UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY OF PLANTING KALO IN THE REFLECTING POOL THAT SURROUNDS THE STATE CAPITOL BUILDING.”

Offered by: Senators English, Chun Oakland, Galuteria, Kidani, Ige, Sakamoto.

S.R. No. 126 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES’ NA ALA HELE PROGRAM TO DESIGNATE THE PI’ILANI TRAIL AS AN IMPORTANT HAWAIIAN COASTAL CULTURAL HERITAGE CORRIDOR.”

Offered by: Senators English, Chun Oakland, Espero, Galuteria, Ige, Kidani, Kim.

S.R. No. 127 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO MAKE THE HALEAKALA TRAIL AVAILABLE TO THE PEOPLE OF HAWAII.”

Offered by: Senators English, Chun Oakland, Espero, Galuteria, Ige, Kidani, Sakamoto.

S.R. No. 128 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CHANGE THE REQUIRED MINIMUM NUMBER OF PERSONS CARRIED IN A MOTOR VEHICLE WHILE TRAVELING ON A HIGH OCCUPANCY VEHICLE LANE FROM THREE TO TWO PASSENGERS.”

Offered by: Senator Espero.

S.R. No. 129 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO UNDERTAKE A FEASIBILITY STUDY RELATED TO INMATE RE-INTEGRATION.”

Offered by: Senator Espero.

S.R. No. 130 “SENATE RESOLUTION REQUESTING THE STATE AUDITOR TO EXAMINE THE RATIONALE AND MANAGEMENT OF THE HAWAII PAROLING AUTHORITY.”

Offered by: Senator Espero.

S.R. No. 131 “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO FACILITATE DISCUSSION WITHIN THE COMMUNITY ON THE FUNDING INADEQUACIES OF THE WEIGHTED STUDENT FORMULA, PARTICULARLY FOR SMALLER RURAL SCHOOLS, AND EXPLORE ALTERNATIVE MODELS OR FORMULAS TO THE WEIGHTED STUDENT FORMULA IN THE INTEREST OF MAXIMIZING FUNDING EQUITY TO PUBLIC SCHOOLS.”

Offered by: Senator Takamine.

S.R. No. 132 “SENATE 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 MONIES, AND AUTHORIZE THE EXPENDITURE OF STATE FISCAL STABILIZATION FUND MONIES IN ACCORDANCE WITH THE RECOMMENDATIONS OF THE WORKING GROUP.”

Offered by: Senators Tokuda, Kokubun, Tsutsui.

S.R. No. 133 “SENATE RESOLUTION URGING THE GOVERNOR AND THE LEGISLATURE TO REQUEST

AND PROVIDE FOR SUFFICIENT FUNDING FOR THE DEPARTMENT OF HAWAIIAN HOMESTEADS.”

Offered by: Senator Galuteria.

**RE-REFERRAL OF HOUSE BILLS**

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

- |                       |  |
|-----------------------|--|
| H.B. No.              | Re-referred to:  |
| H.B. No. 813, H.D. 1  | Committee on Human Services, then to the Committee on Judiciary and Government Operations  |
| H.B. No. 948, H.D. 1  | Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations |
| H.B. No. 1525, H.D. 1 | Jointly to the Committee on Human Services and the Committee on Judiciary and Government Operations, then to the Committee on Ways and Means                                       |

**ADJOURNMENT**

At 6:00 p.m., the Senate adjourned 11:30 a.m., Thursday, March 19, 2009.

## THIRTY-SECOND DAY

**Thursday, March 19, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Will Espero, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators Hemmings and Ihara who were excused.

The President announced that she had read and approved the Journal of the Thirty-First Day.

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

Senator Fukunaga, with the assistance of Senators Sakamoto, Galuteria, English, Espero, Chun Oakland, Baker, and Tokuda, recognized and congratulated the following United States Small Business Administration's 2009 State of Hawai'i Awardees:

Judy Aranaydo, Work and Family Life Coordinator for the Pearl Harbor Fleet & Family Support (Veteran's Business Champion of the Year);

Naomi Hazleton-Giambrone, Publisher of Pacific Edge Magazine (Small Business Journalist of the Year);

Jean Jeremiah, Administrator of SCORE (Financial Services Champion of the Year);

Barbara Haliniak of the Business Depot/Molokai Chamber of Commerce (Minority Small Business Champion of the Year);

Melissa Pavlicek, Owner and President of Hawaii Public Policy Advocates (Women in Business Champion of the Year);

Agnes Reyes, President and Clinical Administrator of Case Management Professionals, Inc. (Home-Based Business Champion of the Year);

Jay Kim, who was unable to attend, and Jayne Kim of EKI Cyclery (SBA Family-Owned Small Business of the Year);

Richard (Hang) Xie, President of Hawaiian Sealife, Inc. (Small Business Exporter of the Year);

Timothy Moore of Hoaloha Na Eha, Ltd. Db, Old Lahaina Luau and Aloha Mixed Plate (Entrepreneurial Success of the Year), and business partners Mr. Michael Moore and Mr. Robert Aguiar, who were unable to attend;

Michael Farrell, Principal RME and Owner of Mokulua Woodworking, Ltd. (SBA Young Entrepreneur of the Year); and

Vaughn Vasconcellos, President and CEO of Akimeka LLC (Small Business Person of the Year), who was represented by Phil Kahue.

Senator Baker recognized and congratulated the American Cancer Society Hawai'i Pacific, Inc. on its 50<sup>th</sup> Birthday and introduced two pioneers of the Society—Jim Bunker, Founder and former Executive Vice President, and Dr. Reginald C.S. Ho, who was elected the first Asian American President of the National American Society in 1992.

At 12:18 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:26 p.m.

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 491) was read by the Clerk and was placed on file:

Gov. Msg. No. 491, informing the Senate that on March 17, 2009, the Governor withdrew the nomination of FLORENTINA SMITH to the State Board of Barbering and Cosmetology, under Gov. Msg. No. 459, dated March 12, 2009.

In compliance with Gov. Msg. No. 491, the nomination listed under Gov. Msg. No. 459 was returned.

**STANDING COMMITTEE REPORTS**

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 902) recommending that the Senate advise and consent to the nomination of CLARISSA P. HOSINO to the Board of Directors of the Hawaii Public Housing Authority (HPHA), in accordance with Gov. Msg. No. 418.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 902 and Gov. Msg. No. 418 was deferred until Friday, March 20, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 903) recommending that S.C.R. No. 30 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 903 and S.C.R. No. 30, 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 deferred until Friday, March 20, 2009.

Senators Sakamoto and Chun Oakland, for the Committee on Education and Housing and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 904) recommending that S.C.R. No. 11 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 904 and S.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ENCOURAGE THE PUBLIC ELEMENTARY SCHOOLS TO ESTABLISH RESOURCE CENTERS ON THEIR CAMPUSES IN ORDER TO COMBAT HOMELESSNESS," was deferred until Friday, March 20, 2009.

**ORDER OF THE DAY**

**ADVISE AND CONSENT**

Stand. Com. Rep. No. 899 (Gov. Msg. Nos. 281 and 419):

Senator Sakamoto moved that Stand. Com. Rep. No. 899 be received and placed on file, seconded by Senator Kidani and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Public Housing Authority (HPHA) of the following:

SAM AIONA, term to expire June 30, 2011 (Gov. Msg. No. 281); and

KAULANA H.R. PARK, term to expire June 30, 2013 (Gov. Msg. No. 419),

seconded by Senator Kidani.

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

Ayes, 21. Noes, none. Excused, 4 (Bunda, Hemmings, Ihara, Taniguchi).

Stand. Com. Rep. No. 900 (Gov. Msg. Nos. 282 and 283):

Senator Sakamoto moved that Stand. Com. Rep. No. 900 be received and placed on file, seconded by Senator Kidani and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD) of the following:

FRANCIS L. JUNG, term to expire June 30, 2009 (Gov. Msg. No. 282); and

FRANCIS L. JUNG, term to expire June 30, 2013 (Gov. Msg. No. 283),

seconded by Senator Kidani.

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

Ayes, 21. Noes, none. Excused, 4 (Bunda, Hemmings, Ihara, Taniguchi).

Stand. Com. Rep. No. 901 (Gov. Msg. No. 284):

Senator Sakamoto moved that Stand. Com. Rep. No. 901 be received and placed on file, seconded by Senator Kidani and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of DALE C. WEBSTER to the Education Commission of the States, term to expire June 30, 2013, seconded by Senator Kidani.

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

Ayes, 21. Noes, none. Excused, 4 (Bunda, Hemmings, Ihara, Taniguchi).

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

#### ADJOURNMENT

At 12:28 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, March 20, 2009.

## THIRTY-THIRD DAY

## Friday, March 20, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:33 a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Lou Ann Ha'aheo Guanson, Pacific Justice and Reconciliation Center, after which the Roll was called showing all Senators present with the exception of Senators Bunda, English, Hemmings, and Takamine who were excused.

The President announced that she had read and approved the Journal of the Thirty-Second Day.

At this time, Senator Gabbard introduced and congratulated Damon Duhaylonsod and *The Voice of Kapolei 'ohana*. Accompanying Mr. Duhaylonsod were his wife Karen Duhaylonsod, and children Joshua Duhaylonsod, Malia Duhaylonsod, Keala Duhaylonsod, and Isaac Duhaylonsod.

At 11:42 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 a.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 492 to 517) were read by the Clerk and were referred to committee:

Gov. Msg. No. 492, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of STEVEN R. OBERG CPA, term to expire June 30, 2010, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 493, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of SARAH K. AHINA, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 494, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JOLAINE L. HAO, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 495, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of LOUISE K. IWAISHI, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 496, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of ANNIE L. KALAMA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 497, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of ANASTASIA L. KELLER-COLLINS, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 498, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JENNIFER V. PATRICIO ESQ, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 499, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JOSEPHINE C. WOLL, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 500, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of BARBARA P. FISCHLOWITZ-LEONG, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 501, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of LYNN K. MURAKAMI-AKATSUKA, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 502, submitting for consideration and confirmation to the Disability and Communication Access Board, the nomination of ANTHONY A. RIECKE-GONZALES, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 503, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BILLIE GABRIEL, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 504, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of LOUIS M. KEALOHA, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 505, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of MARILYN L. MCINTOSH, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 506, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of MICHELE S. SCOFIELD, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 507, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of STEVEN M. SHIRAKI, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 508, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kaua'i Service Area Board, the nomination of SHEILA L. CALCAGNO, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 509, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of JONATHAN T. HARRIS, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 510, submitting for consideration and confirmation to the Language Access Advisory Council, the nomination of ANH BROW, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 511, submitting for consideration and confirmation to the Language Access Advisory Council, the nomination of JENNIFER LANI LI, term to expire June 30, 2011, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 512, submitting for consideration and confirmation to the Language Access Advisory Council, the



nomination of AZI TURTURICI, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 513, submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, the nomination of SCOTT A. KAMI, term to expire June 30, 2013, was referred to the Committee on Labor.

Gov. Msg. No. 514, submitting for consideration and confirmation to the Board of Trustees of the Deferred Compensation Plan, the nomination of WESLEY MACHIDA, term to expire June 30, 2013, was referred to the Committee on Labor.

Gov. Msg. No. 515, submitting for consideration and confirmation to the Board of Agriculture, the nomination of CLARK S. HASHIMOTO, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 516, submitting for consideration and confirmation to the Commission on Water Resource Management, the nomination of SUMNER P. ERDMAN, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 517, submitting for consideration and confirmation to the Commission on Water Resource Management, the nomination of NEAL S. FUJIWARA, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

#### HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 348) was read by the Clerk and was placed on file:

Hse. Com. No. 348, transmitting S.B. No. 412, which passed Third Reading in the House of Representatives on March 19, 2009.

#### STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 905) recommending that S.C.R. No. 18, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 905 and S.C.R. No. 18, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PROVIDE FURTHER SUPPORT FOR ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE COURSES IN PUBLIC SCHOOLS THAT LIMIT OR DO NOT OFFER THESE COURSES," was deferred until Monday, March 23, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 906) recommending that S.C.R. No. 52, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 906 and S.C.R. No. 52, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE HOOKAKOO CORPORATION REPORT ON THE PROGRESS AND IMPACTS OF THE MODELS FOR EXPANDED LEARNING TIME BEING PILOTTED BY THE HOOKAKOO CORPORATION'S PARTNER CONVERSION CHARTER SCHOOLS," was deferred until Monday, March 23, 2009.

#### ORDER OF THE DAY

##### ADVISE AND CONSENT

Stand. Com. Rep. No. 902 (Gov. Msg. No. 418):

Senator Sakamoto moved that Stand. Com. Rep. No. 902 be received and placed on file, seconded by Senator Kidani and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of CLARISSA P. HOSINO to the Board of Directors of the Hawaii Public Housing Authority (HPHA), term to expire June 30, 2013, seconded by Senator Kidani.

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

Ayes, 21. Noes, none. Excused, 4 (Bunda, English, Hemmings, Takamine).

#### ADOPTION OF RESOLUTIONS

##### MATTERS DEFERRED FROM THURSDAY, MARCH 19, 2009

Stand. Com. Rep. No. 903 (S.C.R. No. 30):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 30, 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 adopted.

Stand. Com. Rep. No. 904 (S.C.R. No. 11):

Senator Sakamoto moved that Stand. Com. Rep. No. 904 and S.C.R. No. 11 be adopted, seconded by Senator Slom.

Senator Tsutsui rose to speak with reservations as follows:

"Madam President, please note my reservations for S.C.R. No. 11. While I support helping homeless individuals, I am just not quite convinced that the public schools is the appropriate place for them to go. Thank you"

Senator Kim requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 11, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO ENCOURAGE THE PUBLIC ELEMENTARY SCHOOLS TO ESTABLISH RESOURCE CENTERS ON THEIR CAMPUSES IN ORDER TO COMBAT HOMELESSNESS," was adopted with Senators Kim and Tsutsui voting "Aye, with Reservations".

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.

#### ADJOURNMENT

At 11:51 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, March 23, 2009.

## THIRTY-FOURTH DAY

**Monday, March 23, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:35 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Glenn Yamaguchi, Senior Pastor at New Hope Kapolei, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Thirty-Third Day.

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

Senator Sakamoto, with the assistance of Senators Chun Oakland, Bunda, Tokuda, Baker, Hooser, Gabbard, and Kokubun, introduced and commended the following recipients of the 2009 Teacher of the Year Awards: Ms. Bebi Davis, Farrington High School (2009 Hawai'i State Teacher of the Year); Mr. Glenn Lee, Waialua High and Intermediate School (2009 Central District Teacher of the Year); Ms. Ramona Takahashi, Kailua High School (2009 Windward District Teacher of the Year); Ms. Roberta Kokx, Kihei Elementary School (2009 Maui District Teacher of the Year); and Ms. Mary Lardizabal, Kapaa Middle School (2009 Kaua'i District Teacher of the Year). Also recognized were Ms. Peggy Ann Pavao of Kapolei Middle School (2009 Leeward District Teacher of the Year), and Mr. John Constantinou of Kea'au High School (2009 Hawai'i District Teacher of the Year), who were not able to attend.

At 11:53 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 a.m.

#### STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 907) recommending that H.B. No. 520, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 520, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDINGS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 25, 2009.

#### ORDER OF THE DAY

##### ADOPTION OF RESOLUTIONS

##### MATTERS DEFERRED FROM FRIDAY, MARCH 20, 2009

Stand. Com. Rep. No. 905 (S.C.R. No. 18, S.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 18, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PROVIDE FURTHER SUPPORT FOR ADVANCED PLACEMENT AND INTERNATIONAL BACCALAUREATE COURSES IN PUBLIC SCHOOLS THAT LIMIT OR DO NOT OFFER THESE COURSES," was adopted.

Stand. Com. Rep. No. 906 (S.C.R. No. 52, S.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 52, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE HOOKAKOO CORPORATION REPORT ON THE PROGRESS AND IMPACTS OF THE MODELS FOR EXPANDED LEARNING TIME BEING PILOTTED BY THE HOOKAKOO CORPORATION'S PARTNER CONVERSION CHARTER SCHOOLS," was adopted.

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

"Thank you, Madam President. I'm sure you all missed me tremendously last week when I was gone. I'm back.

"When I was gone for three days, I was invited to the National Conference of State Legislatures' meeting in Washington, D.C. to discuss the stimulus package, and we had a number of extremely invigorating, interesting meetings, including a briefing by Speaker Pelosi on Capitol Hill. No matter what your political persuasion is, the stimulus package does—and I have to report to you—have an absolutely astounding impact on the federal budget, the \$780 billion of borrowed money. You know, our political side of the aisle thinks we're stimulating a lot of government growth and a massive redistribution of money. That aside, there's something more important that I want to report to you which came up by the NCSL in the course of discussions, including a meeting with the Vice President of the United States where they made presentations. No matter what your political persuasion is, you should take notice: this legislation subordinates the legislative authority in many states that have constitutions which say the legislature shall make budgets. I suspect that with our good organization here we'll be able to directly appropriate the money that is necessary to carry out the stimulus package. But the stimulus package itself says, 'the governor shall' in many instances 'do the appropriations' with no mention of the state or the legislature; in other words, bypassing the legislative process for expenditures of the money. It further eliminates the states' rights and responsibilities in the area of expenditures of funds because it delineates exactly how the money should be spent. Third of all, and curiously enough, it does subordinate the governor. Because the legislation is so tightly construed and has punitive measures in it with timelines and exactly how and where the money can be spent, it basically makes the Governor of the State of Hawai'i and the Legislature subordinate in the expenditure of most if not all of the money that will be coming to us.

"Our nation has been slowly migrating towards losing the federalist system that was so cleverly designed by the Founding Fathers. I would suggest if you take a look at the impact of this legislation and our role in spending this money—which is limited and we're just basically being directed by Washington—we are totally usurping our rights and our responsibility to spend the money as we see fit. And it's quite obvious to me that the genius of the Founding Fathers. If you look in the Federalist Papers No. 45, Madison very explicitly spells out what the role of the federal government is in relationship to states. Clearly he wanted the power to reside with the states because we know best how to spend our money.

"I just wanted to share that with you—and especially the Chair of the Ways and Means Committee, who I know is going to be scrutinizing this money from the federal government very closely. We may be losing our rights as state legislators and individual states to dictate our future because it's being yielded to the federal government. Thank you, Madam President."

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that will be distributed to your offices later this afternoon.

**REFERRAL OF  
SENATE CONCURRENT RESOLUTIONS**

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

S.C.R. No.	Referred to:	S.C.R. No. 94	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 74	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs	S.C.R. No. 95	Committee on Commerce and Consumer Protection
S.C.R. No. 75	Committee on Judiciary and Government Operations	S.C.R. No. 96	Committee on Commerce and Consumer Protection
S.C.R. No. 76	Committee on Judiciary and Government Operations	S.C.R. No. 97	Committee on Higher Education
S.C.R. No. 77	Committee on Health	S.C.R. No. 98	Jointly to the Committee on Ways and Means and the Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 78	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means	S.C.R. No. 99	Committee on Health
S.C.R. No. 79	Committee on Higher Education	S.C.R. No. 100	Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 80	Committee on Transportation, International and Intergovernmental Affairs	S.C.R. No. 101	Committee on Commerce and Consumer Protection
S.C.R. No. 81	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 102	Committee on Health
S.C.R. No. 82	Committee on Education and Housing	S.C.R. No. 103	Jointly to the Committee on Education and Housing and the Committee on Human Services
S.C.R. No. 83	Committee on Education and Housing	S.C.R. No. 104	Committee on Education and Housing
S.C.R. No. 84	Committee on Education and Housing, then to the Committee on Ways and Means	S.C.R. No. 105	Jointly to the Committee on Human Services and the Committee on Education and Housing
S.C.R. No. 85	Committee on Education and Housing	S.C.R. No. 106	Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 86	Committee on Education and Housing	S.C.R. No. 107	Committee on Education and Housing
S.C.R. No. 87	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 108	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
S.C.R. No. 88	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs	S.C.R. No. 109	Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 89	Committee on Energy and Environment	S.C.R. No. 110	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means
S.C.R. No. 90	Committee on Human Services	S.C.R. No. 111	Committee on Judiciary and Government Operations
S.C.R. No. 91	Committee on Public Safety and Military Affairs	S.C.R. No. 112	Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 92	Jointly to the Committee on Higher Education and the Committee on Economic Development and Technology	S.C.R. No. 113	Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 93	Committee on Judiciary and Government Operations	S.C.R. No. 114	Committee on Education and Housing, then to the Committee on Ways and Means
		S.C.R. No. 115	Committee on Commerce and Consumer Protection
		S.C.R. No. 116	Jointly to the Committee on Higher Education and the Committee on Human Services
		S.C.R. No. 117	Committee on Judiciary and Government Operations

S.C.R. No. 118	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 139	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 119	Committee on Transportation, International and Intergovernmental Affairs	S.C.R. No. 140	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 120	Jointly to the Committee on Health and the Committee on Human Services	S.C.R. No. 141	Jointly to the Committee on Human Services and the Committee on Health
S.C.R. No. 121	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Education and Housing	S.C.R. No. 142	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology
S.C.R. No. 122	Jointly to the Committee on Higher Education and the Committee on Economic Development and Technology	S.C.R. No. 143	Jointly to the Committee on Human Services and the Committee on Public Safety and Military Affairs
S.C.R. No. 123	Committee on Higher Education, then to the Committee on Ways and Means	S.C.R. No. 144	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 124	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.C.R. No. 145	Committee on Health
S.C.R. No. 125	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 146	Jointly to the Committee on Education and Housing and the Committee on Higher Education
S.C.R. No. 126	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs	S.C.R. No. 147	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education
S.C.R. No. 127	Committee on Transportation, International and Intergovernmental Affairs	S.C.R. No. 148	Committee on Education and Housing
S.C.R. No. 128	Committee on Health, then to the Committee on Ways and Means	S.C.R. No. 149	Committee on Education and Housing
S.C.R. No. 129	Committee on Judiciary and Government Operations	S.C.R. No. 150	Committee on Education and Housing
S.C.R. No. 130	Jointly to the Committee on Judiciary and Government Operations and the Committee on Commerce and Consumer Protection	S.C.R. No. 151	Committee on Education and Housing
S.C.R. No. 131	Committee on Labor, then to the Committee on Judiciary and Government Operations	S.C.R. No. 152	Committee on Economic Development and Technology
S.C.R. No. 132	Committee on Labor	S.C.R. No. 153	Committee on Higher Education
S.C.R. No. 133	Jointly to the Committee on Health and the Committee on Education and Housing	S.C.R. No. 154	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology and the Committee on Higher Education
S.C.R. No. 134	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.C.R. No. 155	Committee on Higher Education
S.C.R. No. 135	Committee on Human Services, then to the Committee on Ways and Means	S.C.R. No. 156	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 136	Committee on Health	S.C.R. No. 157	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment
S.C.R. No. 137	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology	S.C.R. No. 158	Committee on Health
S.C.R. No. 138	Committee on Economic Development and Technology	S.C.R. No. 159	Jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means
		S.C.R. No. 160	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations
		S.C.R. No. 161	Committee on Education and Housing, then to the Committee on Ways and Means
		S.C.R. No. 162	Committee on Commerce and Consumer Protection

S.C.R. No. 163	Committee on Health, then to the Committee on Ways and Means	S.C.R. No. 188	Jointly to the Committee on Education and Housing and the Committee on Higher Education, then to the Committee on Ways and Means
S.C.R. No. 164	Committee on Judiciary and Government Operations	S.C.R. No. 189	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Ways and Means
S.C.R. No. 165	Committee on Judiciary and Government Operations	S.C.R. No. 190	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 166	Committee on Energy and Environment, then to the Committee on Ways and Means	S.C.R. No. 191	Jointly to the Committee on Education and Housing and the Committee on Energy and Environment
S.C.R. No. 167	Jointly to the Committee on Health and the Committee on Economic Development and Technology	<b>REFERRAL OF SENATE RESOLUTIONS</b>	
S.C.R. No. 168	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	The President made the following committee assignments of resolutions that were offered on Tuesday, March 17, 2009, and Wednesday, March 18, 2009:	
S.C.R. No. 169	Jointly to the Committee on Human Services and the Committee on Health	S.R. No.	Referred to:
S.C.R. No. 170	Committee on Health, then to the Committee on Ways and Means	S.R. No. 45	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 171	Committee on Energy and Environment	S.R. No. 46	Committee on Judiciary and Government Operations
S.C.R. No. 172	Committee on Health	S.R. No. 47	Committee on Higher Education
S.C.R. No. 173	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.R. No. 48	Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 174	Committee on Education and Housing	S.R. No. 49	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 175	Committee on Education and Housing	S.R. No. 50	Committee on Education and Housing
S.C.R. No. 176	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Energy and Environment	S.R. No. 51	Committee on Education and Housing
S.C.R. No. 177	Committee on Education and Housing	S.R. No. 52	Committee on Education and Housing
S.C.R. No. 178	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.R. No. 53	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 179	Committee on Higher Education, then to the Committee on Judiciary and Government Operations	S.R. No. 54	Jointly to the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs
S.C.R. No. 180	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.R. No. 55	Committee on Energy and Environment
S.C.R. No. 181	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.R. No. 56	Committee on Public Safety and Military Affairs
S.C.R. No. 182	Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 57	Jointly to the Committee on Higher Education and the Committee on Economic Development and Technology
S.C.R. No. 183	Committee on Economic Development and Technology	S.R. No. 58	Committee on Judiciary and Government Operations
S.C.R. No. 184	Committee on Public Safety and Military Affairs	S.R. No. 59	Committee on Higher Education
S.C.R. No. 185	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	S.R. No. 60	Committee on Commerce and Consumer Protection
S.C.R. No. 186	Committee on Education and Housing	S.R. No. 61	Committee on Health
S.C.R. No. 187	Committee on Labor, then to the Committee on Ways and Means		

S.R. No. 62	Jointly to the Committee on Education and Housing and the Committee on Human Services	S.R. No. 85	Jointly to the Committee on Judiciary and Government Operations and the Committee on Commerce and Consumer Protection
S.R. No. 63	Committee on Education and Housing		
S.R. No. 64	Jointly to the Committee on Human Services and the Committee on Education and Housing	S.R. No. 86	Committee on Labor, then to the Committee on Judiciary and Government Operations
S.R. No. 65	Committee on Education and Housing	S.R. No. 87	Committee on Labor
S.R. No. 66	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means	S.R. No. 88	Jointly to the Committee on Health and the Committee on Education and Housing
S.R. No. 67	Committee on Human Services	S.R. No. 89	Committee on Health
S.R. No. 68	Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 90	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology
S.R. No. 69	Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 91	Committee on Economic Development and Technology
S.R. No. 70	Committee on Judiciary and Government Operations	S.R. No. 92	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.R. No. 71	Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 93	Jointly to the Committee on Human Services and the Committee on Health
S.R. No. 72	Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 94	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Economic Development and Technology
S.R. No. 73	Committee on Education and Housing, then to the Committee on Ways and Means	S.R. No. 95	Jointly to the Committee on Human Services and the Committee on Public Safety and Military Affairs
S.R. No. 74	Committee on Commerce and Consumer Protection	S.R. No. 96	Jointly to the Committee on Education and Housing and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.R. No. 75	Jointly to the Committee on Higher Education and the Committee on Human Services	S.R. No. 97	Committee on Health
S.R. No. 76	Committee on Judiciary and Government Operations	S.R. No. 98	Jointly to the Committee on Education and Housing and the Committee on Higher Education
S.R. No. 77	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.R. No. 99	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Higher Education
S.R. No. 78	Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 100	Committee on Education and Housing
S.R. No. 79	Jointly to the Committee on Health and the Committee on Human Services	S.R. No. 101	Committee on Education and Housing
S.R. No. 80	Jointly to the Committee on Higher Education and the Committee on Economic Development and Technology	S.R. No. 102	Committee on Education and Housing
S.R. No. 81	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.R. No. 103	Committee on Education and Housing
S.R. No. 82	Jointly to the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 104	Committee on Economic Development and Technology
S.R. No. 83	Committee on Transportation, International and Intergovernmental Affairs	S.R. No. 105	Committee on Higher Education
S.R. No. 84	Committee on Judiciary and Government Operations	S.R. No. 106	Committee on Higher Education
		S.R. No. 107	Committee on Water, Land, Agriculture and Hawaiian Affairs
		S.R. No. 108	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment

S.R. No. 109 Jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means

S.R. No. 110 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.R. No. 111 Committee on Education and Housing, then to the Committee on Ways and Means

S.R. No. 112 Committee on Judiciary and Government Operations

S.R. No. 113 Committee on Commerce and Consumer Protection

S.R. No. 114 Committee on Judiciary and Government Operations

S.R. No. 115 Committee on Energy and Environment, then to the Committee on Ways and Means

S.R. No. 116 Jointly to the Committee on Human Services and the Committee on Health

S.R. No. 117 Committee on Energy and Environment

S.R. No. 118 Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs

S.R. No. 119 Jointly to the Committee on Education and Housing and the Committee on Energy and Environment

S.R. No. 120 Committee on Water, Land, Agriculture and Hawaiian Affairs

S.R. No. 121 Committee on Education and Housing

S.R. No. 122 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Energy and Environment

S.R. No. 123 Committee on Education and Housing

S.R. No. 124 Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations

S.R. No. 125 Committee on Higher Education, then to the Committee on Judiciary and Government Operations

S.R. No. 126 Committee on Water, Land, Agriculture and Hawaiian Affairs

S.R. No. 127 Committee on Water, Land, Agriculture and Hawaiian Affairs

S.R. No. 128 Committee on Transportation, International and Intergovernmental Affairs

S.R. No. 129 Committee on Public Safety and Military Affairs

S.R. No. 130 Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means

S.R. No. 131 Committee on Education and Housing

S.R. No. 132 Jointly to the Committee on Education and Housing and the Committee on Higher Education, then to the Committee on Ways and Means

S.R. No. 133 Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Ways and Means

**RE-REFERRAL OF HOUSE BILLS**

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

H.B. No. Re-referred to:

H.B. No. 1809, H.D. 2 Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection and the Committee on Judiciary and Government Operations

**ADJOURNMENT**

At 12:05 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, March 24, 2009.

## THIRTY-FIFTH DAY

**Tuesday, March 24, 2009**

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

The Divine Blessing was invoked by Kumu Hula Manu Boyd, after which the Roll was called showing all Senators present.

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

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

Senator Sakamoto, with the assistance of Senators Kim, Baker, Ihara, and Tokuda, introduced the following educators and congratulated them on their accomplishments: Mr. Myron Monte of Dole Middle School, recipient of the 2008 Masayuki Tokioka Excellence in School Leadership Award; Ms. Lynn Kahoohalahala of Lahainaluna High School, 2008 State Assistant Principal of the Year; Ms. Ruth Silberstein of Palolo Elementary School, 2008 National Distinguished Principal; Mr. Meredith Maeda of James B. Castle High School, 2008 National Principal of the Year; and Ms. Lynn Shinsato of James B. Castle High School, for coordinating the Castle High School Speech Festival for 35 years.

Senator Galuteria, with the assistance of Senator Kidani, recognized the Hawaiian Civic Club of Honolulu on its 90<sup>th</sup> anniversary and the Association of Hawaiian Civic Clubs on its 50<sup>th</sup> anniversary. Both organizations were recognized for their outstanding contributions to culture and community and their commitment to perpetuating the vision of founder Prince Jonah Kūhiō Kalanianaʻole Piʻikoi. The Hawaiian Civic Club of Honolulu was represented by President Ms. Leatrice Kauahi, and the Association of Hawaiian Civic Clubs was represented by President Ms. Leimomi Khan.

At 12:00 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:10 p.m.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 518 to 535) were read by the Clerk and were referred to committee:

Gov. Msg. No. 518, submitting for consideration and confirmation to the Elevator Mechanics Licensing Board, the nomination of RICHARD J.Y. LOUIS, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 519, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of LEONARD K. CHOW, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 520, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of JAMES C. JENNINGS, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 521, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of SHERYL B. SEAMAN AIA, ASID, LEED AP, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 522, submitting for consideration and confirmation to the Stadium Authority, the nomination of LAWRENCE K. W. TSEU, term to expire June 30, 2012, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 523, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of NORITA DE LIMA, term to expire June 30, 2012, was referred to the Committee on Human Services.

Gov. Msg. No. 524, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of GRETCHEN LAWSON, term to expire June 30, 2012, was referred to the Committee on Human Services.

Gov. Msg. No. 525, submitting for consideration and confirmation to the Board of Directors of the Research Corporation of the University of Hawai'i, the nomination of ROBERT D. DEWITZ, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 526, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of ALVIN GOO, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 527, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of DENISE HOPKINS-CHADWICK, term to expire June 30, 2013, was referred to the Committee on Higher Education.

Gov. Msg. No. 528, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of ARTHUR Y. NISHIDA, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 529, submitting for consideration and confirmation to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe, the nomination of SUSAN PIRSCH, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 530, submitting for consideration and confirmation to the Advisory Board on Veterans' Services, the nomination of NORMAN S. STAHL, term to expire June 30, 2013, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 531, submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, the nomination of NOA EMMETT ALULI, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 532, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of LYNN P. DECOITE, term to expire June 30, 2012, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 533, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of ARLENE BUCHHOLZ, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 534, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of RONALD RAPANOT, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.



Gov. Msg. No. 535, submitting for consideration and confirmation to the Natural Area Reserve System Commission, the nomination of JOHN SINTON, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

### HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 349) was read by the Clerk and was disposed of as follows:

Hse. Com. No. 349, transmitting H.C.R. No. 43, H.D. 2, which was adopted by the House of Representatives on March 23, 2009, was placed on file.

By unanimous consent, H.C.R. No. 43, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INVESTIGATE HEALTH RISKS AND POTENTIAL ENERGY USES OF POLYSTYRENE FOOD CONTAINERS AND TO ESTABLISH STANDARDS FOR BIODEGRADABLE PLASTIC FOOD CONTAINERS AND GROCERY BAGS," was referred jointly to the Committee on Health and the Committee on Energy and Environment.

### STANDING COMMITTEE REPORTS

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 908) recommending that H.B. No. 1696, H.D. 2 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1696, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 909) recommending that H.B. No. 142, H.D. 1 pass Second Reading and 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.B. No. 142, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTRA-STATE AVIATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 910) recommending that H.B. No. 425, H.D. 1 pass Second Reading and 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.B. No. 425, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST HONOLULU SEAWATER AIR CONDITIONING, LLC PROJECTS ON OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 911) recommending that H.B. No. 1483, H.D. 1 pass Second Reading and 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.B. No. 1483, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS

FOR BETTER PLACE HAWAII, INC.," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 912) recommending that H.B. No. 271, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 271, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 913) recommending that H.B. No. 1414, H.D. 1 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1414, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Fukunaga, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 1014, H.D. 3.

Senator Fukunaga noted:

"The bill is 'RELATING TO ENHANCED 911 SERVICES,' and it establishes a single entity to administer enhanced 911 services for the state. This is an administration measure, and the prior Senate bill was not heard."

The Chair granted the waiver.

Senator Espero, Chair of the Committee on Public Safety and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 990, H.D. 1.

Senator Espero noted:

"This measure is 'RELATING TO DISASTER PREPAREDNESS.' It establishes the Office of Disaster Preparedness and the Disaster Preparedness Commission to develop a disaster preparedness plan for Hawai'i. This is a joint referral and originally we were not intending to hear this measure, however the House has asked us to and we will accommodate them at this time, Madam President."

The Chair granted the waiver.

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that will be distributed to your offices later this afternoon.

### ADJOURNMENT

At 12:14 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, March 25, 2009.

## THIRTY-SIXTH DAY

**Wednesday, March 25, 2009**

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

The Divine Blessing was invoked by the Honorable Josh Green, M.D., Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator English who was excused.

The President announced that she had read and approved the Journal of the Thirty-Fifth Day.

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

Senator Sakamoto, with the assistance of Senators Kim, Chun Oakland, Slom and Hooser, congratulated and introduced the following principals of the 2009 Hawaii Blue Ribbon Schools: Principal Patricia Dang of Kapalama Elementary School, who was represented by Vice Principal Michelle DeBusca; Principal Michael Ono of Lanakila Elementary School; and Principal Frank Fernandes of Kaimuki Middle School. Also commended was Ms. Karen Heresa of Wilcox Elementary, recipient of the 2008 Milken National Educator Award, who was not able to attend.

At 11:51 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 a.m.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 536 to 537) were read by the Clerk and were placed on file:

Gov. Msg. No. 536, dated March 24, 2009, transmitting a Report on the Implementation of Medicaid Home and Community-Based Services, prepared by the Department of Health pursuant to Act 213, Section 38, SLH 2007.

Gov. Msg. No. 537, dated March 24, 2009, transmitting the Hawaii Health Care Workforce Assessment, prepared by the University of Hawaii pursuant to Act 219, SLH 2007.

**HOUSE COMMUNICATION**

The following communication from the House (Hse. Com. No. 350) was read by the Clerk and was disposed of as follows:

Hse. Com. No. 350, transmitting H.C.R. No. 89, which was adopted by the House of Representatives on March 24, 2009, was placed on file.

By unanimous consent, H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE HOOKAKOO CORPORATION REPORT ON THE PROGRESS AND IMPACTS OF THE MODELS FOR EXPANDED LEARNING TIME BEING PILOTED BY THE HOOKAKOO CORPORATION'S PARTNER CONVERSION CHARTER SCHOOLS," was deferred.

**STANDING COMMITTEE REPORTS**

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 914) recommending that H.B. No. 1031, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1031, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO CHAPTER 480, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 915) recommending that H.B. No. 812, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 812, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 916) recommending that H.B. No. 618, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 618, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 917) recommending that H.B. No. 267, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 267, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 918) recommending that H.B. No. 1168, H.D. 2 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1168, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AIRPORTS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 919) recommending that H.B. No. 869, H.D. 1 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 869, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report

(Stand. Com. Rep. No. 920) recommending that H.B. No. 1163, H.D. 2 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1163, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 921) recommending that H.B. No. 1422, H.D. 1 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1422, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 922) recommending that H.B. No. 623, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 623, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE IDENTIFICATION," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 923) recommending that H.B. No. 1040, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1040, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 924) recommending that H.B. No. 214, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 214, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR WAILUA EMERGENCY BYPASS ROAD REPAIR AND RESURFACING, AND WAIMEA WASTEWATER TREATMENT PLANT UPGRADES FOR THE COUNTY OF KAUAI," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 925) recommending that H.B. No. 1166, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1166, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Sakamoto, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Education and Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 926) recommending that H.B. No. 863, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 863, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A COUNTY TRANSIT ORIENTED DEVELOPMENT INFRASTRUCTURE REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 927) recommending that H.B. No. 1071, H.D. 3, as amended in S.D. 1, pass Second Reading and 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.B. No. 1071, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 928) recommending that H.B. No. 1074, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1074, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 929) recommending that H.B. No. 610, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 610, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 930) recommending that H.B. No. 1221, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1221, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING PROJECTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 931) recommending that H.B. No. 1376, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1376, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 932) recommending that H.B. No. 1692, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1692, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 933) recommending that H.B. No. 1207, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1207, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 934) recommending that H.B. No. 1471, H.D. 2 pass Second Reading and 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.B. No. 1471, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FARMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 935) recommending that H.B. No. 1665, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1665, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 936) recommending that H.B. No. 899, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 937) recommending that H.B. No. 1316, H.D. 2 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1316, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 938) recommending that H.B. No. 1415, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1415, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 939) recommending that H.B. No. 1417, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1417, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE BILLBOARDS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Fukunaga and Baker, for the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 940) recommending that H.B. No. 988, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 988, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Hee and Gabbard, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 941) recommending that H.B. No. 591, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 591, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 942) recommending that H.B. No. 363, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Transportation, International and Intergovernmental Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 363, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 943) recommending that H.B. No. 1436, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1436, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 944) recommending that H.B. No. 427, H.D. 1, pass Second Reading and 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.B. No. 427, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 945) recommending that H.B. No. 426, H.D. 1 pass Second Reading and 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.B. No. 426, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 946) recommending that H.B. No. 370, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 370, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 947) recommending that H.B. No. 371, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 371, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 948) recommending that H.B. No. 279, H.D. 2,

as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 279, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 949) recommending that H.B. No. 1491, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1491, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL FACILITY TAX CREDIT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 950) recommending that H.B. No. 1627, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1627, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 951) recommending that H.B. No. 1628, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1628, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 952) recommending that H.B. No. 1678, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1678, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 953) recommending that H.B. No. 1273, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1273, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 954) recommending that H.B. No. 1270, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1270, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 955) recommending that H.B. No. 262, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 262, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 956) recommending that H.B. No. 590, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 590, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 957) recommending that H.B. No. 589, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 589, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senators Baker and Gabbard, for the Committee on Commerce and Consumer Protection and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 958) recommending that H.B. No. 269, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 269, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint

report of the majority of the Committees (Stand. Com. Rep. No. 959) recommending that H.B. No. 574, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 574, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 960) recommending that H.B. No. 1059, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1059, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 961) recommending that H.B. No. 896, H.D. 1 pass Second Reading and 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.B. No. 896, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 962) recommending that H.B. No. 1537, H.D. 1 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1537, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 963) recommending that H.B. No. 615, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 615, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 964) recommending that H.B. No. 808, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 808, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 965) recommending that H.B. No. 811,

H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 811, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTERED NURSES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 966) recommending that H.B. No. 814, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 814, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Ige and Tokuda, for the Committee on Health and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 967) recommending that H.B. No. 343, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 343, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Tokuda, for the Committee on Health and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 968) recommending that H.B. No. 991, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 991, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Espero, for the Committee on Health and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 969) recommending that H.B. No. 317, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 317, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE MEDICAL CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 970) recommending that H.B. No. 1676, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1676, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 971) recommending that H.B. No. 1479, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1479, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 972) recommending that H.B. No. 442 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 442, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 27, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 973) recommending that H.B. No. 319, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 319, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 27, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 974), recommending that S.C.R. No. 39, as amended in S.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 S.C.R. No. 39, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO INCLUDE THE KUKUI GARDENS AFFORDABLE HOUSING PROJECT IN THE STATE'S LIST OF SHOVEL-READY PROJECTS FOR THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS PLAN," was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 975) recommending that S.C.R. No. 66, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 975 and S.C.R. No. 66, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP HONORING PRINCE JONAH KUHIO KALANIANA'OLE," was deferred until Friday, March 27, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 976) recommending that S.R. No. 40, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 976 and S.R. No. 40, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP

HONORING PRINCE JONAH KUHIO KALANIANAOLE,” was deferred until Friday, March 27, 2009.

### ORDER OF THE DAY

#### THIRD READING

H.B. No. 520, H.D. 1, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Baker and carried, H.B. No. 520, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BUILDINGS,” passed Third Reading on the following showing of Ayes and Noes:

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

#### RECALL OF HOUSE BILL 444

Pursuant to Senate Rule 52, Senator Hooser moved to recall H.B. No. 444, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CIVIL UNIONS,” from the Committee on Judiciary and Government Operations, seconded by Senator Ihara.

The President then inquired:

“Madam Clerk, have 20 days elapsed since H.B. No. 444, H.D. 1 was referred to committee?”

The Clerk replied:

“Madam President, H.B. No. 444, H.D. 1 was referred to the Committee on Judiciary and Government Operations on February 18, 2009. The required number of days has elapsed since referral.”

The Chair then stated:

“In accordance with parliamentary procedures established pursuant to Mason’s Manual of Legislative Procedures, 2000 Edition, the Chair will provide for limited debate on the motion to recall, but H.B. No. 444, H.D. 1, is not open to debate.”

Senator Hooser rose and said:

“Madam President, I rise today and humbly ask that the members join me in a vote to recall H.B. No. 444, H.D. 1, a bill that extends the same rights, benefits and protections and responsibilities of spouses in a marriage to partners in a civil union. I’m asking for your help and support, members, not as a Majority Leader, but as an individual Senator and as a primary sponsor of the Senate version of this bill, but more so as someone who believes strongly that it is my duty and obligation—that it is our duty and obligation—to treat people equally and to provide and protect the equal rights of all people.”

Senator Tsutsui interjected:

“Madam President, point of order.”

The Chair recognized Senator Tsutsui, and Senator Tsutsui continued:

“I believe the speaker should be speaking to the merits of the motion on the floor and not the merits of the underlying measure.”

The President then said:

“Senator Hooser, please continue your statements as to the procedural motion.”

Senator Hooser continued:

“Yes, Madam President, I’m speaking in support of pulling this bill to the floor because I believe in the principle that it is our duty and obligation to treat people equally and to provide and protect the equal rights of all people. And that is why I am

here today to request that each of the Senators support the pulling of H.B. No. 444, H.D. 1 to the floor because that’s the only way we will have a full and open debate, and ultimately a full and open vote on these issues. And on answering the important question, ‘should we extend the same rights and benefits, protections and responsibilities...’”

Senator Kokubun interjected:

“Madam President, point of order.”

The Chair recognized Senator Kokubun, and Senator Kokubun continued:

“The Senator that is now speaking has some good points that should be addressed on the substance of the issue, but the motion now is to have us vote to determine whether there is a constitutionally-required one-third number of Senators to recall the measure to the full Senate. Thank you.”

The President then said:

“Senator Hooser...”

Senator Ihara interjected:

“Madam President, I rise on a point of parliamentary inquiry or information.”

The Chair recognized Senator Ihara, and Senator Ihara continued:

“I believe the movant has the right to speak to explain why he wants to recall the bill. I believe that it is not in order to debate the merits of the bill, but I believe he has the constitutional right on this constitutional recall motion to explain why he wants to recall the bill.”

The Chair responded:

“Senator Ihara, the point is well taken. Notwithstanding, what we are debating here is the recall motion and it’s a procedural motion in nature and it is the Chair’s ruling that the debate is to the procedural motion of the recall.”

Senator Hooser interjected:

“Madam President, may I ask a question?”

The Chair recognized Senator Hooser, and Senator Hooser continued:

“Am I allowed to describe the bill that we are talking about at all, or just by number?”

The Chair responded:

“You can describe the purpose of the...you can describe for a limited purpose what the bill is—and I think you have done that, Senator Hooser. But if you wish to restate what the bill is, please restate what the bill is.”

Senator Hooser continued:

“Thank you, Madam President. I think it’s important that the purpose of the bill, as is stated on the bill itself—these are not my words, Madam President, and I think they speak to the very fundamental nature of this debate. The question is, in the bill, should we extend the same rights, benefits, and protections, and responsibilities of spouses in a marriage to partners in a civil union? That’s what we’re debating whether or not to pull to the floor from committee. For me, the answer is, ‘Yes, without question, we should do both.’ We should pull this to the floor for a full debate, and we should extend the same rights.

“At the minimum, the question deserves to come to this floor for a public discussion and a public vote, rather than to sit bottled up in committee, hamstrung by a 3-3 tie vote. This is an important, important issue about the fundamental rights of



people, and if it's allowed to sit bottled up—and I'm here today to un-bottle it and to encourage members to vote—it will simply wither away and die an ignoble and anonymous death, stuck undecided and unresolved in committee because of a tie vote. I believe that's what will happen if we do not pull it to the floor and that's what I'm speaking to. This is an important issue. It deserves more than just to sit in that committee, unresolved and undecided because we have a tie. This issue and the people that have brought the issue forward, the people who have worked so hard to get it to where it is today, deserve to have it discussed and voted on by the full Senate, and I am here today to ask for you to join me and allow this to happen.

“H.B. No. 444, H.D. 1 lies stuck in committee because of a tie vote, after travelling over two years through the process. A similar effort to pass legislation died in the House two years ago after the House Judiciary failed to take a vote on it. Advocates were told at the time, ‘Be patient, take the next year off, build a broad based coalition; include labor, religious groups and others around the community in your effort. Get it passed in the House, and we are pretty confident the votes in the Senate will be there.’ So guess what? That is exactly what they did. They were patient. They took a year. They gathered broad based community coalition support—loud, diverse support, strong support—and just a few days ago that coalition issued a statement asking this body to recall the bill from committee to take a full vote in the Senate. And I have an open letter to the Senators speaking to the issue of the recall. It says: ‘As leaders of diverse communities across the islands, we call on you to bring the civil unions bill to the floor for passage. We believe this is a civil rights issue. This is an issue of economic justice. This is about *ohana*.’ This letter is signed by Dr. Amy Agbayani, Co-Chair of the Friends of Civil Rights and Filipinos for Affirmative Action; Shawn Benton, President of the Japanese American Citizens League; Alphonso Bragg, President of Hawai'i NAACP; Puanani Burgess, Principle of One Peace-At-A-Time; Eric Gill, Financial Secretary of the Unite Here! Local 5; Debi Hartmann, Former Chair of the Hawai'i State Board of Education; Lynette Hi'ilani Cruz, Professor of Anthropology, President of Ka Lei Maile Ali'i Hawaiian Civic Club; Faye Kennedy, Co-Chair of the Hawai'i Friends of Civil Rights; Poka Laenui, Director of the Institute for the Advancement of Hawaiian Affairs; Brien Matson, President of the Musicians Association; Wayne Panoke, Executive Director of 'Ilio'ulaokalani Coalition; Vicky Holt Takamine, Executive Director of PA'I Foundation; Alliecn Tasaka and Debbie Shimizu, Co-Chairs of the Hawai'i State Democratic Women's Caucus. These are leaders in our community speaking directly to the issue of pulling the bill from committee and strongly encouraging us to do so.

“H.B. No. 444, H.D. 1 passed the House with a 33 to 17 vote, only one vote shy of a supermajority. Even members of the Minority party and previously-thought conservative Democrats voted in support. Eighteen members of this body of the Senate then indicated they were in support, one more than the supermajority needed to override a veto, and the measure was scheduled for committee hearing. Knowing the possibility of a tie vote was strong, members were polled on the possibility of a recall, such as we're trying today, and at the end of the day 13 said they would support a pull. Shortly thereafter, a marathon public hearing was held, the vote was taken, the results were 3 for and 3 against. The Chair of the committee voted ‘yes’ in support of the bill. The Vice-Chair of the committee voted ‘yes’ in support of the bill. A majority of Democrats on the committee voted in support of the bill, and two Democrats joined with one Republican Minority member to successfully block H.B. No. 444, H.D. 1 in committee. In the end, this bill will live or die, not because of the actions taken by that committee but through our action or inaction as a group, which is why the motion is being made here today on the floor,

which is why I'm asking you to join me in allowing this very important measure to be brought to the full floor for a full and open discussion on its merits. As you can see, we're not allowed to discuss the issue on its merits here today; we're not allowed to discuss why we may or may not support civil unions. We can only discuss this particular measure asking to be pulled from the floor. Why wouldn't we be willing to recall this bill from committee for a full discussion and floor vote? What are the reasons why we would not want to have a full and open discussion on this very important issue? If there are 18 Senators who support the bill, if there are 18 Senators who support extending the same rights, benefits, protections and responsibilities of spouses in a marriage to partners in a civil union, why is there hesitation now? That language, by the way, is not new language. Though the word ‘marriage’ seems to make a lot of people very nervous, that language has been there from the beginning...”

Senator Kokubun interjected:

“Madam President, point of order please.”

The Chair recognized Senator Kokubun, and Senator Kokubun continued:

“I really would request that this discussion be centered on the motion to recall. Thank you.”

The Chair acknowledged the point of order and allowed Senator Hooser to continue.

Senator Hooser continued:

“Madam President, I understand that, and the points I'm going to raise now are the points that have been discussed in the past as reasons why not to recall this bill. When discussed individually and otherwise asking members why they may or may not support the recall of this bill, there were four general objections. Recalling the bill from committee sets a bad precedent, some will say, and somehow violates the internal committee process and structure of the Senate. That's number 1. Number 2: H.B. No. 444, H.D. 1 is likely to be vetoed by the Governor, and so why should we expose ourselves politically when she will veto and the likelihood of being able to override the veto is slim. So why even bother to take it further? Number 3 objection: H.B. No. 444, H.D. 1 is likely to be challenged in court and we could wind up like Connecticut with same-sex marriage being legalized. The fourth most common objection is instead of passing this bill, we should focus on amending the bill, deleting references to marriage, and granting some additional rights but not all the rights. In the interests of time, I will not go into great detail refuting each of those concerns but I will touch briefly on this.

“The ability to recall the bill from committee is a constitutional right that is rarely used but is there for exactly these types of situations. It was created in our Constitution for situations in which bills are kept bottled up in committee. Bills have been recalled for a variety of measures over the years. I've got a list I'd like to introduce into the record: there was a bill in 1994 relating to marriage, H.B. No. 2312. 1996. 1998. 2002. (The Chair having so ordered, the list is identified as “ATTACHMENT A” to the Journal of this day.) Though it is rare, it is not unheard of; it is not uncommon. A review of the votes and the reasons given will clearly show the recalls were made based on the bill being stuck in committee and members feeling strongly that the full Senate needed to debate and vote on the substance of the issue. This is why they recalled in the past, and this is some of the reasons I'm asking for the recall today. A further review of the history also clearly shows that in each case of recall, there was no subsequent breakdown of the committee process. There was no rush or flurry of attempts to recall other bills. A review of the history also shows that many

members here today, who I believe are not in support of the recall, have in the past voted to recall other measures.

“The second objection regarding the veto: Worrying about whether the Governor will veto the measure or not, worrying about whether we have the votes to override or whether the House has the votes to override, and failing to act as a result of that worry, I believe, is a fruitless and self-defeating exercise. If we truly feel that granting full and equal rights—I’m sorry, I apologize for talking about the substance of the bill. If we fully believe that doing what we’re here today, doing what I’m proposing today is the right thing to do, then we should simply call this measure to the floor, have a full and open discussion, and do it, and let the Governor do what she must do. At the end of the day, we must each look ourselves in the mirror and judge ourselves on the action we take; and the decision we make today should be based on what we believe is right and just, and not on what we speculate the Governor may or may not do.

“Number three: Recent concerns raise that this bill is too close to the Connecticut law and the courts may, as a result, legalize same-sex marriage. These concerns, I believe, are unfounded. Though it is very likely—not unlikely—that the law could be challenged in court, Hawai‘i attorney and Professor of Constitutional Law and well-respected attorney Jon Van Dyke has stated clearly and in writing that the likelihood of this occurring is remote, and in fact, he used the word ‘impossible.’ In addition, retired Hawai‘i Supreme Court Associate Justice Steven Levinson has also written, ‘I concur completely with Professor Van Dyke’s analysis.’ I have another letter here from the ACLU attorney Lois Perrin that says, ‘There is no legal basis for any argument that H.B. No. 444, as currently written, will be used as a basis for a lawsuit for same-sex marriage under the Hawai‘i State Constitution.’ I would like to enter those three communications into the record as well. (The Chair having so ordered, the letters are identified as “**ATTACHMENT B**” to the Journal of this day.)

“Last but not least is the objection that we should amend the bill; somehow remove the word ‘marriage’ from the language, reduce the amount of rights we are granting, and pass it back over to the House, an amended version that the Governor is not likely to veto. This option, the one that I do not personally support, remains a possibility.

“I would like to thank the Senator from Ewa Beach, the Senator from Downtown who have each worked very hard, spending many hours trying to craft such an amendment that might be acceptable to the advocates and to the Senate majority. I applaud their efforts and encourage them today to support the vote today and then offer the amendments to the full Senate on Friday. Should a majority of members vote in support of those amendments, I will join you in that support for the final amended vote. I’ll repeat that: Should a majority of members vote in support of those amendments, I will join in that vote of support for the final amended bill.

“In conclusion, Madam President, members, this is a tough issue, probably the toughest one we’ve been involved with in a while. For myself, I think it’s important. I think the reason I was elected was to make these kinds of decisions. You know, we have plenty of pressure from all sides. There’s no shortage of pressure. There are plenty of reasons we can come up with to postpone this vote or to vote ‘no.’ For me, the main reason to vote ‘yes,’ the main reason that I’ve personally have not been able to avoid is one of principle and one of obligation. The principle, of course, is that all people are created equal, and all people deserve to be treated fairly, equally, and with respect and dignity. All people are created equal and that all people deserve to be treated fairly, equally, and with respect and dignity—I cannot say that often enough. The principle that knowing this is the right thing to do, the principle that the people affected by this legislation deserve better and deserve our vote and support.

I’m voting in support of this measure today, and I’m asking you to join me because we owe it to these people. These are our friends, our neighbors, our family members. We owe them a full and open discussion of the issue and a full vote on the floor of this chamber, and I’m here today requesting your support in recalling H.B. No. 444, H.D. 1 to the floor of the Senate, but more than that, I am asking that each of you simply vote your conscience. Vote the issue. Vote the principle. Vote for what you know and believe to be right in your heart. Thank you, Madam President.”

Senator Slom rose in opposition to the motion and said:

“Madam President, I rise in opposition to the motion...”

At this time, Senator Baker rose on a point of order.

The Chair then said:

“Member of the gallery, please have decorum. Thank you.”

Senator Slom continued:

“Madam President, unlike the previous speaker, I will respect your wishes and your ruling and stick within the argument about the recall.

“I must say, however, as a member of the Judiciary Committee, I take great umbrage at the misinformation and false statements made by the previous speaker. If we’re talking about principle and obligation, then one must ask, ‘Where is the principle and obligation if we have a stated procedure? Why do we not follow it?’ And before I go any further, Madam President, let me make sure that I specifically request a Roll Call vote when this debate is finished. (The Chair so ordered.)

“I want to tell you that I was here for the pulling of two of the last measures that the good Senator from Kaua‘i spoke about, and I voted for the pulling. But what the good Senator neglected to tell this body and the gallery was that those bills were pulled because the committee chairs refused to hold hearing on those bills. And when we talk about a bill being stuck in a committee and when the good Senator says we need a full and open debate, where was the good Senator for the 18 hours of full and open debate that this Senate committee held just a few short weeks ago? Eighteen hours, the longest continuous hearing on any single issue ever held in the State Senate; from 9:00 a.m. on Tuesday to 3:00 a.m. on Wednesday. And everyone, everyone, had ample opportunity to stand up and say whatever they wanted to say. We had nearly 1,500 pieces of testimony and nearly 500 people came and testified in that auditorium. It was an amazing sight. It was democracy in action. And I credit the Judiciary Chairman for not only his patience and forbearance, but the ability to allow everyone to be heard. And then what happened? After a full and open debate with arguments back and forth, the committee of six voted, and the vote was 3 to 3, and the bill failed. It is not unusual to have tie votes or tie actions. We have them in athletics, we have them in educational decision making, and we certainly have them in politics. And a tie vote is a vote. Everyone had their opportunity to do that. What could we do differently if we yanked—and notice it is always talked about yanking the bill or forcing—the bill out of the Judiciary Committee after that full and open hearing? What could we do differently in this body on this floor? Well, I think we heard some of it in some of the remarks that were supposed to be addressed to the procedure. By pointing out the political representation on the Committee and pointing out the alleged votes by members of a political party, I think that some members of this body and some of the advocates want to truly politicize this issue. Is it really something that is necessary and needed at this time when we have supposedly been struggling the budget and the livelihood and the standard of living of individuals, families, and businesses in this community? I don’t think so. We have a

process. The process has been followed. We had a hearing. We had a vote, and the vote has been tallied. Now, some people don't like the vote and they want to get their way, and there was ample opportunity to amend this bill prior to and during the hearing. But it was made clear by advocates of this bill they don't want any changes. They don't want anything that is different from erasing the dividing line between so-called civil unions and marriage. That's what they want; and that is their right, and I respect that right. But we have thoroughly legislated it, and now to say we're going to force this onto the floor because some people may have additional political aspirations next year is not going to help this community, is not going to reflect positively on this Senate.

Senator Baker rose on a point of order.

The Chair called for order.

Senator Slom continued:

"So, Madam President, we must vote 'no' on this measure because the bill is not stuck in the committee, the bill is not bottled up in the committee, the bill has not done without hearing. We followed the process. We have done all of that and we came to a conclusion, and the conclusion was there was not enough support to pass this bill at this time. Now the good Senator from Kaua'i brought up four canards about why we shouldn't do this or why we should yank the bill, and he talked about bad precedent and I mentioned what the precedents have been. Certainly we have a constitutional right to do this, but the idea is why should we when we have followed all of the things that we have to do and when everyone has spoken out about this?"

"Secondly, I almost fell off my chair, Madam President, when the good Senator said the Governor is likely to veto this bill. I don't know where he got his information. I would be very, very surprised if the Governor vetoed this bill. And why should the good Senator worry with 23 members out of 25 in this body, and with a record of overriding the Governor's vetoes at whim? Why worry about that?"

"Thirdly, he talked about a challenge being made, and he talked about Connecticut, and he talked about Professor Van Dyke. If he would have gone a little further and given you more accurate information, he would have mentioned that Professor Van Dyke discussed the Connecticut case and there is a basic difference between Connecticut and the State of Hawai'i. The Connecticut case relied upon the state constitution in Connecticut and not the federal Constitution. As Professor Van Dyke pointed out, it would be very difficult in Hawai'i, at the appellate level, to change things here because in 1998 more than 70 percent of the people voted for what they believed to be a definition of marriage between one man and one woman, but they did reserve the final decision to the Legislature, and the Legislature acted, amending chapter 572-1 and 572-1.5, which states: 'marriage in the State of Hawai'i is between a man and a woman.' So, we're not talking about civil rights here. We're not talking about equality. We're talking about trying to erase bright lines and we're talking about, in the end, as so many people testified, money and benefits and not civil rights. We have had the debate—I am certain this debate will continue—but to try to force this on the floor when the committee and its members did their job and when everyone in the community had ample opportunity—not only to testify, not only to send in information—to watch live 18 hours of that debate. That is reason for us to reject this motion, and I urge my colleagues to do so. Thank you, Madam President."

The Chair addressed the chamber and said:

"Members...members of the public...members of the public, you are here to watch the Senators' debate. We would like to ask you to respect the decorum of the Senate chambers. We

would like to ask all sides of this issue to please refrain from any outbursts, and the reason being that the Senators are here to debate a very critical issue that all of you may have—and we believe have opinions of—but please permit us to complete our process."

Senator Ihara rose in support of the motion to recall and said:

"Madam President, I will endeavor to keep my comments within the interpretation that you had laid out. I would hope that the Senate would continue its tradition of not having narrow interpretations of parliamentary rules, but I'll do my best.

"I first want to address the motion itself: the motion to recall the civil unions bill from committee. In 1950, Hawai'i voters ratified a constitutional amendment, article III, section 10, that empowered a minority of legislators to recall a bill for full Senate action. O'ahu delegate Elizabeth Kellerman introduced this proposal, and there was a debate in the 1950 Constitutional Convention on July 7, 1950. In that debate she said: 'If the minority can bring a bill out to the floor, it will give them an opportunity to express their views, and it seems to me that the people ought to know how the members of the legislature feel and stand on certain measures. I believe that everything should be out in the open, and I think this amendment will provide for "putting democracy to work" and I believe this amendment will help to do that, and that is why I am in favor of it.' That was the statement from the proposer of this Constitutional right to recall given to a minority of legislators. This constitutional right of a minority was designed to protect our majority: to protect it from what historians have called 'the tyranny of the majority'. Our democracy depends on hearing the voices of the minority, and the minority right to recall was so important to our constitutional framers that this right was placed in the Hawai'i State Constitution. While a minority has a right to recall and vote on a bill that's in committee, bottled up or otherwise, it is the majority that decides the fate of such a bill. Whether the recall motion succeeds or fails will determine, in fact, whether a minority of same gender couples and families will finally receive the legal rights that heterosexuals already enjoy. I would like to ask fellow Senators, respectfully, especially the majority that may oppose this motion, if it might be possible to honor Hawai'i's constitutional minority right motion to recall a bill from committee, and hold those thoughts about acting against those who may support this motion.

"Martin Luther King said, 'Means we use must be as pure as the ends we seek.' Madam President, I support the motion to recall H.B. No. 444 because I believe there is no better day than today to stand up for the basic human right of every person to enjoy a family relationship without discrimination. I believe today is the day the Legislature could signal its intention to finally use its constitutional authority to grant equal legal rights to gay and lesbian couples. I will vote... I will vote for the recall motion because the denial of equal rights to same gender couples is too important to delay another day. I'm trying to censor some of my speaking as I go along to not be too offensive in bringing up the subject matter.

"Madam President, I believe this motion to recall is an appropriate method for a minority of Senators to invite other Senators to finally debate and vote on the merits of civil unions bill. I am interested in understanding the public policy rationale, hopefully in a future debate, that might be proposed for denying same sex couples the legal rights that heterosexual families already have. I believe it is time, starting today hopefully, to move past the fear of H.B. No. 444, which I believe is legitimate, and face the reality that same gender families exist in our society today. And I believe they deserve equal rights under the laws of the State of Hawai'i. I have let go of my own fear of being disliked as gay and lesbians may have felt sometimes and perhaps intensely by some that may

dislike myself and others who may support this motion to recall. I have compassion for the fear that segments of our community may feel about this bill and their disappointment of those Senators who are supporting this motion, but I say to you that we are standing up for equal protection, equal rights, to same gender couples as civil unions, not as marriage.

"I support the motion to recall because I believe this vote may be the last chance this year to address the civil unions issue and allow the people's elected representatives to vote on whether same gender couples and families should receive the same legal rights as opposite sex couples. To the majority in the Senate, I am presuming that those who support this motion are a minority and I want to speak for the rights of minorities, and as I do sometimes with our political Minority, I do want to stand up for the minorities and invoke this constitutional minority rights' power to bring this issue to the floor if we succeed, if we have nine votes, and then have the debate on the issue. Thank you, Madam President."

Senator Taniguchi rose in opposition to the motion and said:

"This is a very difficult decision for me. I don't have to remind you that I did vote in favor of the bill in committee and have supported the bill, and as Chairman of the committee, actually heard the bill. I didn't anticipate it would take 18 hours, but I think we did have a thorough hearing on the bill, and I think we at least touched upon a lot of the issues that are intertwined with this bill. But I am voting today in opposition to this motion because I believe it is premature. I believe we still have some time. I did ask the Senator from Kaua'i to hold off on his motion, but he felt the necessity to do so today. I believe if we have additional time, it will allow us to work on possibly passing this bill or possibly amending this bill. Approving the motion today, I believe, will foreclose all that, and I ask my colleagues to vote in opposition to this motion. Thank you."

Senator Baker rose in support of the motion and said:

"Some might ask, particularly after the Chair's remarks, why a current committee chair would support a move to recall a bill from somebody else's committee: 'Don't you support the committee process?' I can hear some of my colleagues asking. Yes, I do in fact support the committee process because it is integral to how we get our work done, and for 99 percent of the time I think it works well. Bills are heard. Testimony is taken. Decisions are made. Most all of our committees have an uneven number of members so tie votes are rare, even rarer on this floor. There are, however, those unique situations when the committee system, I believe, doesn't work as it was intended, and that is what I believe has transpired with the action on H.B. No. 444, H.D. 1. After long hours of hearings and much deliberation, the Chair of the committee did in fact make a motion to pass the bill unamended, but the committee with all of the members present could not move the bill forward, but didn't flat-out reject the Chair's recommendation either. In addition, I believe that a bill of such importance as this one deserves to be handled by the entire body on a clear vote. The framers of our Constitution provided a procedure for such situations as we are in today. In invoking that safety valve, I believe we are honoring our rules and paying tribute to the integrity of the process afforded to us by our Constitution. I ask my colleagues to join me, so that the entire Senate can address an issue which will impact many people in our state. It is because I believe in the process that I stand in support of this measure. In my view, it is simply the right thing to do. *Mahalo.*"

Senator Kokubun rose in opposition of the motion to recall and said:

"You know, I certainly respect the Constitutional provision regarding recall, particularly when there is a situation where a measure is being held in committee by a chair or not being heard at all. This situation, in my opinion, though was very different. Let me first thank the Chair and members of the Judiciary and Government Operations Committee for providing, through a public hearing, the opportunity for people to express themselves on an issue of great interest. It is also important to note that, as mentioned previously, the hearing took close to 18 hours to complete and provided all who wished to testify that opportunity. It is also to the credit of the Chair and committee members that they listened intently and participated for the duration of the hearing, including decision making that occurred after the extended hearing ended at 3:00 a.m. Notably, at the conclusion of the hearing, people who participated in the hearing, whether they were for or against the measure, expressed gratitude for the respect and courtesies provided to all by Chair Taniguchi and the committee members. Chair Taniguchi and the members of the Judiciary and Government Operations Committee, thank you for representing the Senate with forthrightness and earnestness. As we all know, the committee vote ended in a deadlock. My point is that the bill received an extraordinary hearing and decision making process. This is not a situation where a measure is being held by a chair. The Senate Committee structure and the leadership demonstrated by chairs and members functions very well. This situation does not rise, in my opinion, to the level of abuse that requires the extraordinary action of recall. I ask my colleagues to support the integrity of the Senate and its functions, and vote 'no' on this motion. Thank you, Madam President."

Senator Kidani rose and said:

"Thank you Madam President. As a candidate for this office I supported..."

The Chair interjected:

"Senator Kidani, for what purpose do you rise?"

Senator Kidani responded:

"Sorry, I stand in support of this measure. As a candidate for this office, I supported civil unions because I believed that it was the right thing to do. I supported the pull from committee because three weeks ago I thought the Chair and Vice Chair also supported that measure, and I made commitments based on that. I can't turn my back on those commitments because other senators have changed their mind. As a freshman senator, I know I have a lot to learn and I have to hit the ground running. And I'm sorry if this vote is not what you guys want to hear, but it is my conscience. So today, in honor and in memory of Ah Quon McElrath, I will cast a vote in support. Thank you."

Senator Tokuda rose in opposition to the motion and said:

"We all have very different reasons for supporting or opposing pulling this bill to the floor, and let me be very clear: My opposition to this pull does not in any way diminish or change my strong support for civil unions and my desire to live in a society where equal rights and equal treatment exists for all. But that is not what we are discussing today. While some may disagree, the discussion we're having right now is not on the merits or the importance of the bill, but rather our legislative process and the exception to the rule that we are considering today. To many, the work that we do is quite a mystery and we do this work on behalf of the people that we serve. While many may not understand the complexity of our calendar or how our committee system works, they do know that a process exists by which an individual may voice their opinion prior to decisions being made. And, like decisions made in all other sectors of government, business, and in our everyday life, they expect us to stand by the decisions that are made. While not pulling the bill to the floor in deference to the process and out of respect to

the committee structure and its chair may seem cold and overly technical, at the end of the day our process validates the decisions that we make. Our system has been established on the basis that the process legitimizes the purposes we act upon. It gives weight and credence to the decisions that we make, and if there are questions or a lack of trust in how we do things and how things are done, what faith will people have in what we have done? This is very difficult for me, Madam Chair and colleagues, for even as I stand before you here today and look around the room at all of you, it's not your faces that I see. I see many of the faces of my friends, family members, loved ones and constituents who have waited for equality and justice for too long, and I feel the full weight of their disappointment and loss upon me. This issue has once again seriously divided our communities when really ensuring equal treatment and equal rights for all should unite us. The hate, the stereotypes, the misinformation and threats we have heard on this has been nothing short of blasphemous. It has made it clear to me that while this debate has been about civil unions, we still have such a long way to go in seeing each other as human beings—all equal, all unique, and all free to be who we are under the eyes of whatever, if any, God we so choose. While I do not support the motion to pull this bill to the floor, my support for equal rights, civil rights, remains unwavering. Today is the day when there will be no winners, for when one individual is denied the rights of others, we all lose. But there will be a tomorrow, and I remain committed to the fight going forward. Thank you."

Senator Slom rose in brief rebuttal and said:

"I just want to comment on a couple statements that had been made. As I had mentioned in my original remarks, I certainly understand our constitutional right to do this and the good Senator from Kaimuki read passages from someone who I knew and respected, Mrs. Kellerman. But just because you put a right into a document doesn't mean that you are to use it frivolously. It is there, and I would fight for the right to have it there, for use in extraordinary circumstances. And as you've heard today, this is not an extraordinary circumstance. We followed procedure, we had the hearing, we had people testify, and then we took a vote. And that is absolutely different from the other situations which I described where I supported pulling bills because the chairmen of those committees refused to have open hearings. We've had the hearing. We've had the debate. And when it comes to minorities, I absolutely know what it means to be a minority, particular in this political house. My colleague, Senator Hemmings and I—every day we come to work, it's 23 to 2. And many times, if you look at the votes, it'll even be 24 to 1; I can't even convince him to vote with me. But that's the nature of the political system and as long as it's done transparently, and with openness, and we follow the procedures, you can't say, 'Well, I don't like it here, and so I want to change the rules.' Can't do that.

"I also want to reiterate some statement that was made—a quotation from Dr. Martin Luther King, who we all respect and admire. During that 18-hour hearing, there were many African Americans who spoke, and each one of them—each one of them—said that they were not comfortable with the fact that people were using Dr. King to speak on this issue because he never made one utterance about civil unions or same sex marriages. So to use his name and take it out of context, I think, is not something that we should be doing.

"Also, to paint those of us that either voted 'no' on the bill or are going to vote 'no' on this procedure as being afraid, or being disrespectful, or being somehow uncomfortable with individuals because of their lifestyle, is missing the point entirely. We are talking about the condition of law. We're talking about procedures, both in the judiciary and also in the legislative branch, that we should follow. If we do it on one issue and one area, we should do it on all others.

"And then the statement was brought up that how unique this was that the Judiciary Committee had only six people and it resulted in a tie of 3 to 3. Well, Madam President, as you well know, there are fourteen Senate committees and five of those committees have even numbered members: Education and Housing, the Health Committee, the Human Services Committee, the Judiciary Committee, and even the Ways and Means Committee. Five out of the fourteen. So, it's possible to have tie votes. It's very rare. And when people listen to the testimony, generally they're not that equal or not that split, but in this case, we were.

"So, don't make shabby the process by doing this. Vote your conscience, by all means. Keep your promises, by all means, but in the end all of us will do the right thing as our conscience demands. And maybe, Madam President, the last thing to say is maybe we could get out of this quandary if we ordered an environmental impact statement of civil unions before we vote. Thank you, Madam President."

The Chair addressed the chamber and said:

"Members...members of the gallery, members of the public, may we have order."

Senator Tsutsui rose in opposition to the motion and said:

"Madam President, it has been said today on the Senate floor that this bill will sit here and wither and die. It has also been said that we can't wait any longer, and I also heard a statement saying that this is our last chance.

"Madam President, colleagues, I disagree. We still have time. I have seen several members propose various amendments and unfortunately, because of one person's political agenda, one person's political timeline, we are being asked to vote on a measure prematurely."

Senator Ihara interjected and said:

"I believe our parliamentary procedures do not allow the criticism of another member of the Senate or ascribing a motive to a motion."

The Chair acknowledged Senator Ihara and said:

"You are correct. I'm not quite sure which member it's being ascribed to, but you may proceed, Senator Tsutsui, with that admonishment."

Senator Tsutsui continued:

"Thank you, Madam President. Madam President, you know, I believe, again, we still have time to work on a measure. We have time to work on a measure that will bring this community together, not divide them as this procedure is trying to do. Madam President, I believe with your leadership we can continue to engage with individuals on both sides of the issue, and to have a measure that would both provide equality and the protection of civil rights for every single person in our state. Thank you, Madam President."

Senator Baker rose again in support of the motion and said:

"Once again, I rise in support of this motion. As I was looking through the materials that I brought down to the chamber with me, I came across a small bumper sticker that you'll start seeing cropped up around. It says, '*Practice Aloha*'. As we are about to cast our votes, maybe that's the Hawaiian value that we need to keep in our mind as we exercise our right to vote. Thank you."

The motion to recall H.B. No. 444, H.D. 1 from the Committee on Judiciary and Government Operations was put by the Chair and, Roll Call vote having been requested, failed on the following showing of Ayes and Noes:

Ayes, 6. Noes, 18 (Bunda, Espero, Gabbard, Galuteria, Green, Hanabusa, Hee, Hemmings, Ige, Kim, Kokubun, Nishihara, Sakamoto, Slom, Takamine, Taniguchi, Tokuda, Tsutsui). Excused, 1 (English).

The Chair addressed the chamber and said:

“Members of the public. Members of the public. Please, please respect the decorum of the Senate. Thank you.”

At 12:55 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:56 p.m.

The Chair addressed the chamber and said:

“Members of the public, as you leave the chamber we ask that you please do it quietly.”

The Chair continued, making the following announcements:

“The deadline for filing bills moving laterally to final committee that need to pass Second Reading is 9:00 p.m. tonight.

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

#### **RE-REFERRAL OF HOUSE BILLS**

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

H.B. No.	Re-referred to:
H.B. No. 754, H.D. 1	Jointly to the Committee on Tourism and the Committee on Ways and Means
H.B. No. 901, H.D. 2	Committee on Water, Land, Agriculture and Hawaiian Affairs, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means

#### **ADJOURNMENT**

At 12:58 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, March 27, 2009.

ATTACHMENT A

## Bills Recalled from Committee in the Senate

1994

HB 2312- Relating to marriage.

Referred to JUD. Recall from JDC failed by:

- Yes votes- Rick Reed, Brian Kanno, James Aki, Stan Koki, and Mary George. (5)
- No votes- Senators Rosalyn Baker, Anthony Chang, Lehua Fernandes Salling, Carol Fukunaga, Rey Graulty, Gerald Hagino, Milton Holt, Donna Ikeda, Randy Iwase, Ann Kobayashi, Andy Levin, Matt Matsunaga, Richard Matsuura, Mike McCartney, Norman Mizuguchi, Dennis Nakasato, Malama Solomon, Joe Tanaka, and Elois Tangpalan. (19)
- Excused- Bert Kobayashi.

1996

HB 2366- Proposing an amendment to the constitution of the State of Hawaii defining marriage in the State of Hawaii.

Referred to JDC. Recalled successfully from JDC:

- Yes votes- Senators Malama Solomon, Joe Tanaka, Donna Ikeda, Milton Holt, Randy Iwase, Whitney Anderson, Michael Liu, James Aki and Robert Bunda. (9)
- No votes- Senators Rosalyn Baker, Avery Chumbley, Lehua Fernandes Salling, Carol Fukunaga, Rey Graulty, David Ige, Les Ihara, Brian Kanno, Cal Kawamoto, Andy Levin, Matt Matsunaga, Richard Matsuura, Mike McCartney, Norman Mizuguchi, Rod Tam, Brian Taniguchi. (16)

1998

HB 2973- Relating to partial-birth abortions.

Referred to HEV. Recalled successfully from HEV:

- Yes votes: Malama Solomon, Joe Tanaka, Sam Slom, Norman Sakamoto, Randy Iwase, James Aki, Robert Bunda, Marshall Ige, Whitney Anderson. (9)
- No votes: Senators Rosalyn Baker, Avery Chumbley, Suzanne Chun Oakland, Lehua Fernandes Sallings, Carol Fukunaga, David Ige, Les Ihara, Brian Kanno, Cal Kawamoto, Andy Levin, Matt Matsunaga, Mike McCartney, Wayne Metcalf, Norman Mizuguchi, Rod Tam, Brian Taniguchi. (16)

2002

HB 2487- Relating to death with dignity.

Referred to HHS, JDC. Recalled successfully from HHS:

- Yes votes- Senators Lorraine Inouye, David Matsuura, Russell Kokubun, Jan Yagi Buen, J. Kalani English, Avery Chumbley, Matt Matsunaga, Les Ihara, Carol Fukunaga, Rod Tam, Suzanne Chun Oakland, David Ige, Colleen Hanabusa, Bob Nakata, Bob Hogue. (15)
- No votes- Senators Robert Bunda, Jonathan Chun, Fred Hemmings, Brian Kanno, Donna Kim, Ron Menor, Cal Kawamoto, Norman Sakamoto, Sam Slom, Brian Taniguchi. (10)

ATTACHMENT B

JON M. VAN DYKE  
 Professor of Law and Carlsmith Ball Faculty Scholar  
 William S. Richardson School of Law  
 UNIVERSITY OF HAWAII I AT MANOA  
 2515 Dole Street  
 Honolulu, Hawai'i 96822  
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March 23, 2009

Senator Gary Hooser  
 Hawaii State Senate  
 State Capitol  
 Honolulu, Hawaii 96813

Dear Senator Hooser:

This letter is written in response to your request for a professional opinion regarding HB 444 HD 1. This opinion is based on my professional background, which includes teaching Constitutional Law since 1968 at Catholic University, the Hastings College of Law, and (since 1976) at the William S. Richardson School of Law at the University of Hawaii, but it is offered in my individual capacity and is not presented as the views of the University of Hawaii.

This letter addresses the concern that even though HB 444 HD1 is designed only to allow same-sex couples to establish "civil unions," the effect of this enactment might, in fact, be to enable same-sex couples to have the status of "marriage," in light of the decision of the Connecticut Supreme Court in *Kerrigan v. Comm'r of Public Health*, 89 Conn. 135, 957 A.2d 407 (2008). This concern has been raised because, in *Kerrigan*, the Connecticut Supreme Court ruled that same-sex couples who had established civil unions under Connecticut law could establish a legally-cognizable injury in being excluded from the institution of marriage and hence that the Connecticut law that restricted marriage to heterosexual couples violated the equal protection rights of the same-sex couples under the Connecticut Constitution.

This same result could not, however, be reached by the appellate courts of Hawaii if HB444 HD1 is passed, because of the differences between the Connecticut and Hawaii State Constitutions. It is important to emphasize that the *Kerrigan* decision was based on the Connecticut State Constitution, specifically Article First § 20, and not on the U.S. Constitution. The Connecticut Supreme Court was very careful in this regard and constantly referred to the "state constitution" rather than to the federal constitution.

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The Hawaii Constitution contains language in Article I, Section 5 that is similar to the language in Connecticut's Article First § 20, stating that no person shall be "denied the equal protection" of the law, but Hawaii's Constitution now contains the additional provision in Article I, Section 23 (added in 1998) stating that: "The legislature shall have the power to reserve marriage to opposite-sex couples." This constitutional amendment granted additional power to Hawaii's Legislature and the Hawaii State Legislature has, in fact, reserved marriage to unions "between a man and a woman" in H.R.S. §§ 572-1 and 572-1.5. It would therefore be impossible for an appellate court in Hawaii to reach a result similar to that reached in Connecticut in the *Kerrigan* decision, *i.e.*, it would be impossible for a Hawaii appellate court to rule that allowing same-sex couples to establish "civil unions" but not "marriages" violated the Hawaii State Constitution.

Such a result would be impossible because it would ignore the requirement to read the Hawaii Constitution as a whole, and thereby to give meaning to Article I, Section 23 (as well as Article I, Section 5). Such a result would also be inconsistent with fundamental concept of the Separation of Powers, the doctrine that separates powers and responsibilities between the Judicial and Legislative Branches. In Hawaii, unlike Connecticut, our Constitution gives the Legislative Branch sole responsibility to determine eligibility for "marriage," and that power is thus removed from consideration and review by the Judicial Branch.

The Hawaii Supreme Court, in fact, already reached that very result in 1999 after Article I, Section 23 was added to the Hawaii Constitution. In *Baehr v. Miike*, No. 91-1394-05 (Hawaii Supreme Court, Dec. 9, 1999) (described in David Orgon Coolidge, *the Hawaii Marriage Amendment: Its Origins, Meaning and Fate*, 22 U. HAWAII L. REV. 19, 108-09 (2000)), the Hawaii Supreme Court ruled that the approval by the voters of what became Article I, Section 23 took the question of who was eligible to enter into a "marriage" out of "the ambit of the equal protection clause." "Whether or not" H.R.S. §§ 572-1 and 572-1.5 were previously constitutional, the Court explained, these statutes had been given "new footing" by the amendment, and therefore they "must be given full force and effect."

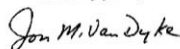
The enactment of HB 444 HD 1 would not change the Hawaii Constitution in any manner, and hence any challenge to H.R.S. §§ 572-1 and 572-1.5 after passage of HB 444 HD 1 would lead to the same result that the previous challenge met in December 1999. Hawaii's Constitution gives the responsibility of defining marriage to the State Legislature, and Hawaii's appellate courts will decline to address any challenge to the definition established by the Legislature.

Because Hawaii's Constitution is different in this important manner from the Connecticut Constitution, therefore, the enactment of HB 444 HD 1 would not lead to any Hawaii appellate opinion comparable to the *Kerrigan* decision, and the definition of "marriage" established by the Hawaii Legislature in H.R.S. §§ 572-1 and 572-1.5 would be allowed to stand.

2

Please let me know if I can be of any further assistance on this or any other matter.

Sincerely yours,



Jon M. Van Dyke



ATTACHMENT B cont.

Jacce Mikulanec

**From:** Lois Perrin [lperrin@acluhawaii.org]  
**Sent:** Monday, March 23, 2009 6:47 PM  
**To:** Jacce Mikulanec; boshiro@capitol.hawaii.gov  
**Subject:** RE: HB444 and Kerrigan v. Connecticut

**Importance:** High

Dear Representative Oshiro:

In responding to your question regarding *Kerrigan v. Connecticut* – there is no argument that HB444 as currently drafted, is – or could be – a “backdoor” attempt to attain marriage under the Hawaii Constitution.

Simply put, there is no legal basis for any argument that HB444, as currently written, will be used as the basis for a lawsuit for same-sex marriage under the Hawaii State Constitution. A lawsuit for marriage based on the equal protection clause of the Hawaii Constitution (Article 1, Section 5) would almost certainly fail on its face because of Article 1, Section 23 of the Hawaii Constitution, which provides: “The legislature shall have the power to reserve marriage to opposite-sex couples.”

Three principles of statutory construction – which apply in like force to constitutional construction – compel this result. As the Hawaii Supreme Court has explained:

First, legislative enactments are presumptively valid and should be interpreted in such a manner as to give them effect. Second, laws *in pari materia*, or upon the same subject matter, shall be construed with reference to each other. What is clear in one statute may be called in aid to explain what is doubtful in another. Third, where there is a plainly irreconcilable conflict between a general and a specific statute concerning the same subject matter, the specific will be favored. However, where the statutes simply overlap in their application, effect will be given to both if possible, as repeal by implication is disfavored.

*Richardson v. City and County of Honolulu*, 76 Hawai'i 46, 54-55, 868 P.2d 1193, 1201-02 (1994) (citations, internal quotation signals, and brackets omitted).

A lawsuit alleging that HB444 must be construed as authorizing marriage in accordance with Article 1, Section 5 (equal protection) would fail because, to reach that result, the Court would have to ignore Article 1, Section 23 (marriage). These provisions must be interpreted with reference to each other. The Hawaii Constitution contains a *general* provision on equal protection and a *specific* provision authorizing the Legislature to define marriage; an argument that Section 5 compelled same-sex marriage would put Sections 5 and 23 in plain conflict, and the specific provision – Article 23 – would prevail.

*Kerrigan v. Connecticut* is not applicable in Hawaii because *Kerrigan* involved the Connecticut Supreme Court's interpretation of the Connecticut Constitution. The Connecticut Constitution is fundamentally different from the Hawaii Constitution because, in 1998, Hawaii voters approved what is now Article 1, Section 23 of the Hawaii Constitution. This provision alone makes Connecticut's Constitution – and the Connecticut Supreme Court's interpretation thereof – inapposite. A new *statute* – in this case, HB 444 – does not change the interpretation of what the *Constitution* means.

We are, of course, available for questions.

1

Best regards,

Lois K. Perrin  
 Legal Director  
 \CLU of Hawaii

**From:** Jacce Mikulanec [mailto:mikulanec@capitol.hawaii.gov]  
**Sent:** Monday, March 23, 2009 8:51 PM  
**To:** Lois Perrin  
**Subject:** FW: HB444 and Kerrigan v. Connecticut

**From:** Blake Oshiro [mailto:BOshiro@ahfi.com]  
**Sent:** Monday, March 23, 2009 4:23 PM  
**To:** Clyde Wadsworth; Alan R. Spector; jvandyke@hawaii.edu; TBorelli@lambdalegal.org  
**Cc:** Jacce Mikulanec  
**Subject:** HB444 and Kerrigan v. Connecticut

Aloha all:

I apologize for putting in everyone's emails without some bcc's or privacy, but based on the need for an expedited response, I was hoping some (if not all) of you could take a look at this most recently raised objection.

As I understand it, tomorrow, the Senate Leadership will meet in the morning and then there will be a caucus in the afternoon to discuss the potential pull of HB444 to the floor. Apparently, there is now an attack to the bill that it is a “backdoor” attempt to get marriage based on the *Kerrigan v. Connecticut* decision.  
<http://www.jud.state.ct.us/external/supapp/Cases/ARocr/CR289/289CR152.pdf>  
 This argument is being made by someone who is very influential in the discussion and will likely have the ability to sway the ultimate decision and vote.

I have never tried to hide the fact that HB444's language was based largely on Connecticut, simply because it was the most clear and straight-forward. However, now, it is being characterized as a way to allow advocates to get positioned for a Hawaii Supreme Court challenge to effectuate marriage.

However, as I see it, this argument is completely misplaced and misleading. The *Kerrigan* case is *easily* distinguishable because our Hawaii State Constitution was specifically amended to empower the legislature to define marriage. Even if the Hawaii Supreme Court found that there was an equal protection violation under similar reasoning with *Kerrigan*, the constitutional amendment makes that a moot issue and under the separation of powers doctrine, would NOT be able to order the legislature to re-define marriage.

Please let me know if this evaluation or reasoning is incorrect or if there are other points that I missed. I need to get a response to Senator Hooser immediately and before his meetings and I am hoping to have as much “legal” and “constitutional” expertise chime in as possible.

Please contact me if you have any questions.  
 Blake

2

Jacce Mikulanec

**From:** steven levinson [s\_levinson@lycos.com]  
**Sent:** Monday, March 23, 2009 11:37 PM  
**To:** Blake Oshiro  
**Subject:** [RE]Fwd: Re: Civil Unions HB444 and Kerrigan v. Connecticut

Dear Representative Oshiro,

Thank you for your email dated March 23, 2008. I concur completely with Professor Van Dyke's analysis, in particular, with Professor Van Dyke's conclusion that the *Kerrigan* decision is inapposite to any construction of the relationship between HB 444 and the Hawai'i Constitution. In my personal opinion, although article I, section 23 of the Hawai'i Constitution authorizes the Hawai'i legislature to define marriage as it sees fit as a matter of public policy, including a definition that would extend to same-sex couples, it in no way compels the legislature to define marriage as available to same-sex couples, and HB 444 does not do so. Indeed, article I, section 23 gives the legislature a monopoly over that policy decision; that being the case, the courts could not compel a statutory definition of marriage that includes same-sex couples. Accordingly, HB 444, which affords same-sex partners to a civil union the same rights and benefits as those enjoyed by partners to a statutory marriage relationship, is not only consonant with article I, section 23 of the Hawai'i Constitution, but is very possibly compelled by article I, sections 3 and 5. However, as I understand HB 444, civil union is a relation that remains distinct from marriage, although the statutory rights and benefits afforded by state law would be the same as to both relations.

Sincerely,

Steven H. Levinson  
 Associate Justice, Hawai'i Supreme Court, Retired

-----[ Received Mail Content ]-----

> Subject: Fwd: Re: Civil Unions HB444 and Kerrigan v. Connecticut

> Date: Mon, 23 Mar 2009 18:18:36 -1000

> From: "Blake Oshiro"

> To:

>

>Justice Levinson:

>

>I hope this finds you well. I hope you don't mind but I got your email from one of the UH Law students who organized the forum we were at. If you have the time, if you could please review the emails below where I pose a question to Professor Van Dyke, et al. re the nonapplicability of the *Kerrigan v. Connecticut* decision (link provided below) as well as Professor Van Dyke's response. If you could let me know if you concur with his analysis, that would be extremely helpful as we are trying our best to get the Senate to pass the civil unions bill.

>If you have any questions or require any additional information, please contact me.

>Sincerely,

>Rep. Blake Oshiro

>

>>>> Jon Van Dyke 3/23/2009 5:51 PM >>>

>Attached is a letter I have prepared for Senator Hooser regarding this

>concern. Please let me know if this arrives safely at your end and if

>there are any other ways I can be of assistance. Best wishes, Jon

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## THIRTY-SEVENTH DAY

Friday, March 27, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:44 a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Lilia Kapunia, Council for Native Hawaiian Advancement, after which the Roll was called showing all Senators present with the exception of Senators English and Nishihara who were excused.

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

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

Senators Hemmings and Kokubun recognized and commended Dr. Jim Scott, President of Punahou School, for the outstanding contributions that Punahou School has made to the people of Hawai'i. Also recognized and congratulated were Head Football Coach Kale Ane and the entire 2008 State Champion Varsity Football team.

Senator Sakamoto, with the assistance of Senators Green, Takamine, Tsutsui, Espero, and Chun Oakland, introduced the following outstanding educators and congratulated them on their accomplishments: Ivalee Sinclair of the Community Children's Council Office, recipient of the 2008 Jefferson Award; Alisha Deguar of Kahakai Elementary School, recipient of the 2008 National Milken Educators of Hawaii "Teacher of Promise" Award; Dale Olive of Waiakea High School, recipient of the 2008 Hawaii "American Star of Teaching" Award, who was not able to attend; Carol Hotta of the Maui District Office, recipient of the first "Eva Smyth Educator of Blind Children Award"; Erin Yagi of Waipahu Intermediate, recipient of the 2007 Presidential Award for Excellence in Mathematics and Science Teaching; Michael Sana of Waipahu High School, recipient of the 2009 Biotechnology Explorer Award, who was not able to attend; and Jennifer Hoof of Farrington High School, recipient of the 2008 Time Warner Cable's "Crystal Apple National Teacher Award", who was not able to attend.

At 12:11 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:18 p.m.

## HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 351) was read by the Clerk and was disposed of as follows:

Hse. Com. No. 351, returning S.B. No. 440, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on March 25, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 440, S.D. 2, and requested a conference on the subject matter thereof.

At 12:19 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:19 p.m.

## STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 977) recommending that H.B. No. 1404, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1404, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Espero, for the Committee on Commerce and Consumer Protection and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 978) recommending that H.B. No. 686, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 686, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REDUCED IGNITION PROPENSITY CIGARETTES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 979) recommending that H.B. No. 333, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 333, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 980) recommending that H.B. No. 989, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 989, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 981) recommending that H.B. No. 1098, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1098, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 982) recommending that H.B. No. 876, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 876, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 983) recommending that H.B. No. 1101, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1101, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 984) recommending that H.B. No. 1032, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1032, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTARY PUBLIC SEALS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Baker and Takamine, for the Committee on Commerce and Consumer Protection and the Committee on Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 985) recommending that H.B. No. 643, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 643, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International, and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 986) recommending that H.B. No. 640, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 640, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 987) recommending that H.B. No. 179, as amended in S.D. 1, pass Second Reading and 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.B. No. 179, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 988) recommending that H.B. No. 1043, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1043, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING TAX CREDITS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 989) recommending that H.B. No. 1503, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1503, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 990) recommending that H.B. No. 1642, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1642, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURCHASES OF HEALTH AND HUMAN SERVICES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Transportation, International, and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 991) recommending that H.B. No. 981, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 981, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 992) recommending that H.B. No. 366, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 366, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 993) recommending that H.B. No. 245, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 245, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES,"

passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 994) recommending that H.B. No. 874, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 874, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL REAL PROPERTY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Sakamoto and Chun Oakland, for the Committee on Education and Housing and the Committee on Human Services, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 995) recommending that H.B. No. 395, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 395, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Gabbard, for the Committee on Education and Housing and the Committee on Energy and Environment, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 996) recommending that H.B. No. 986, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 986, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 997) recommending that H.B. No. 1045, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1045, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 998) recommending that H.B. No. 1451, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1451, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Ige, for the Committee on Economic Development and Technology and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 999) recommending that H.B. No. 1567, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1567, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SKILLED NURSING FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Ige, for the Committee on Economic Development and Technology and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1000) recommending that H.B. No. 553, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 553, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1001) recommending that H.B. No. 1807, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1807, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1002) recommending that H.B. No. 1438, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1438, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Taniguchi, for the Committee on Commerce and Consumer Protection and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 1003) recommending that H.B. No. 268, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 268, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Gabbard and Tokuda, for the Committee on Energy and Environment and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1004) recommending that H.B. No. 281, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 281, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1005) recommending that H.B. No. 1057, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1057, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1006) recommending that H.B. No. 704, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 704, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1007) recommending that H.B. No. 1504, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1504, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 1008) recommending that H.B. No. 1373, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1373, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Galuteria, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1009) recommending that H.B. No. 1204, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1204, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1010) recommending that H.B. No. 987, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 987, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1011) recommending that H.B. No. 111, as amended in S.D. 1, pass Second Reading and 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.B. No. 111, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SALARIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Galuteria, for the majority of the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1012) recommending that H.B. No. 1763, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1763, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1013) recommending that H.B. No. 900, H.D. 2, pass Second Reading and 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.B. No. 900, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1014) recommending that H.B. No. 586, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 586, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEHOHE BAY REGIONAL COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1015) recommending that H.B. No. 975, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 975, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Sakamoto, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 1016) recommending that H.B. No. 1015, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1015, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OBLIGATIONS OF THE DEPARTMENT OF HAWAIIAN HOME LANDS TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1017) recommending that H.B. No. 358, H.D. 1, pass

Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 358, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG TREATMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1018) recommending that H.B. No. 1713, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1713, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1019) recommending that H.B. No. 556, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 556, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VETERAN BURIAL GRANTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1020) recommending that H.B. No. 685, H.D. 2, pass Second Reading and 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.B. No. 685, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1021) recommending that H.B. No. 954, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 954, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO A MAJOR DISASTER RESERVE TRUST FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1022) recommending that H.B. No. 413, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 413, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep.

No. 1023) recommending that H.B. No. 1152, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1152, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1024) recommending that H.B. No. 1568, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1568, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE AMERICAN RED CROSS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Galuteria, for the Committee on Public Safety and Military Affairs and the Committee on Tourism, presented a joint report (Stand. Com. Rep. No. 1025) recommending that H.B. No. 994, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 994, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Baker, for the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1026) recommending that H.B. No. 984, H.D. 4, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 984, H.D. 4, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1027) recommending that H.B. No. 982, H.D. 3, pass Second Reading and 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.B. No. 982, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Takamine and Sakamoto, for the Committee on Labor and the Committee on Education and Housing, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1028) recommending that H.B. No. 541, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 541, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE PERSONNEL," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Takamine, for the Committee on Health and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1029) recommending that H.B. No. 690, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 690, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1030) recommending that H.B. No. 1362, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1362, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1031) recommending that H.B. No. 1378, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1378, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1032) recommending that H.B. No. 1379, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1379, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1033) recommending that H.B. No. 28, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 28, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEAD HUMAN BODIES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1034) recommending that H.B. No. 694, as amended in S.D. 1, pass Second Reading and 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.B. No. 694, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION,"

passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1035) recommending that H.B. No. 895, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 895, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1036) recommending that H.B. No. 1175, H.D. 3, as amended in S.D. 1, pass Second Reading and 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.B. No. 1175, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1037) recommending that H.B. No. 254, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 254, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1038) recommending that H.B. No. 1636, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1636, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL PHYSICIANS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1039) recommending that H.B. No. 819, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 819, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Fukunaga, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1040) recommending that H.B. No. 1405, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1405, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE

TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1041) recommending that H.B. No. 183, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 183, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1042) recommending that H.B. No. 1686, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1686, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1043) recommending that H.B. No. 1694, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1694, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 1044) recommending that H.B. No. 1371, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1371, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1045) recommending that H.B. No. 1354, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1354, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1046) recommending that H.B. No. 1103, as amended in S.D. 1, pass Second Reading and 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.B. No. 1103, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR

INDEPENDENT LIVING SERVICES AND CENTERS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1047) recommending that H.B. No. 1187, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1187, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1048) recommending that H.B. No. 1751, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1751, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNICATIONS FRAUD," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1049) recommending that H.B. No. 1712, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1712, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the majority of the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1050) recommending that H.B. No. 347, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 347, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Espero and Gabbard, for the Committee on Public Safety and Military Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 1051) recommending that H.B. No. 1051, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1051, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY EMERGENCY PREPAREDNESS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Chun Oakland and Taniguchi, for the Committee on Human Services and the Committee on Judiciary and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1052) recommending that H.B. No. 1525, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.



On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1525, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1053) recommending that H.B. No. 1464, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1464, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Tokuda and Hee, for the Committee on Higher Education and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1054) recommending that H.B. No. 1174, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1174, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1055) recommending that H.B. No. 1552, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1552, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1056) recommending that H.B. No. 36, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 36, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1057) recommending that H.B. No. 952, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 952, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1058) recommending that H.B. No. 1232, H.D. 1, as amended in

S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1232, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Gabbard, for the majority of the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1059) recommending that H.B. No. 1663, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1663, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TARO SECURITY," passed Second Reading and was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1060) recommending that H.B. No. 381, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 381, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Sakamoto and Gabbard, for the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1061) recommending that H.B. No. 983, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 983, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1062) recommending that H.B. No. 1782, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1782, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INFORMATION EXCHANGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1063) recommending that H.B. No. 300, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 300, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep.

No. 1064) recommending that H.B. No. 1016, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1016, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1065) recommending that H.B. No. 1728, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1728, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Chun Oakland, for the Committee on Public Safety and Military Affairs and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 1066) recommending that H.B. No. 1776, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1776, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1067) recommending that H.B. No. 1831, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 1831, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Espero and Gabbard, for the Committee on Public Safety and Military Affairs and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1068) recommending that H.B. No. 990, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 990, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Hee and Tokuda, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1069) recommending that H.B. No. 242, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

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

H.B. No. 242, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1070) recommending that H.B. No. 611, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 611, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1071) recommending that H.B. No. 1064, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 1064, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1072) recommending that H.B. No. 739, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 739, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1073) recommending that H.B. No. 1284, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1284, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Espero, for the Committee on Human Services and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1074) recommending that H.B. No. 1429, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1429, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE ABOUT FACE PROGRAM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Galuteria, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1075) recommending that H.B. No. 960, H.D. 2, as amended in S.D. 1, pass Second Reading and 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.B. No. 960, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1076) recommending that H.B. No. 1611, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1611, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1077) recommending that H.B. No. 951, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 951, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Sakamoto and Hee, for the Committee on Education and Housing and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1078) recommending that H.B. No. 948, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 948, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Hee, Gabbard, and Fukunaga, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Energy and Environment and the Committee on Economic Development and Technology, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1079) recommending that H.B. No. 1271, H.D. 3, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1271, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1080) recommending that H.B. No. 921, H.D. 1, as amended in S.D. 1, pass Second Reading and 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.B. No. 921, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1081) recommending that H.B. No. 519, H.D. 1, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 519, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INMATES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the majority of the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1082) recommending that H.B. No. 1766, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1766, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1083) recommending that H.B. No. 901, H.D. 2, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Government Operations and 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.B. No. 901, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Judiciary and Government Operations and the Committee on Ways and Means.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1084) recommending that H.B. No. 993, H.D. 2 pass Second Reading and be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 993, H.D. 2, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION, RELATING TO THE DISPOSITION OF PROJECTED EXCESS REVENUES," passed Second Reading and was referred to the Committee on Judiciary and Government Operations.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 1085) recommending that S.C.R. No. 6, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1085 and S.C.R. No. 6, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PUBLIC AND PRIVATE AGENCIES TO MAKE APPROPRIATE EXEMPTIONS FOR GRANDPARENTS CARING FOR GRANDCHILDREN TO REMAIN IN SENIOR HOUSING UNTIL SUITABLE HOUSING IS OBTAINED," was deferred until Monday, March 30, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1086)

recommending that H.C.R. No. 44, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1086 and H.C.R. No. 44, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH," was deferred until Monday, March 30, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1087) recommending that H.C.R. No. 38, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1087 and H.C.R. No. 38, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH," was deferred until Monday, March 30, 2009.

#### ORDER OF THE DAY

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM WEDNESDAY, MARCH 25, 2009

Stand. Com. Rep. No. 975 (S.C.R. No. 66, S.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 66, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP HONORING PRINCE JONAH KUHIO KALANIANAOLE," was adopted.

Stand. Com. Rep. No. 976 (S.R. No. 40, S.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 40, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE UNITED STATES POSTAL SERVICE ISSUE A COMMEMORATIVE STAMP HONORING PRINCE JONAH KUHIO KALANIANAOLE," was adopted.

#### THIRD READING

H.B. No. 442:

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, H.B. No. 442, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Baker, English, Nishihara).

H.B. No. 319, H.D. 1, S.D. 1:

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, H.B. No. 319, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, none. Excused, 3 (Baker, English, Nishihara).

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

#### RE-REFERRAL OF A HOUSE BILL

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

H.B. No.	Re-referred to:
H.B. 1536, H.D. 2	Jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means.

#### 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. 89	Committee on Education and Housing

#### ADJOURNMENT

At 12:23 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, March 30, 2009.

## THIRTY-EIGHTH DAY

**Monday, March 30, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Fred Hemmings, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

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

Senator Ige introduced and congratulated Gayle Araki on being named the 2009 Hawai'i Mother of the Year.

Senator Sakamoto honored and recognized Hawai'i's Teach for America Program, represented by Jill Baldemor, Executive Director.

At 11:51 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:57 a.m.

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 538) was read by the Clerk and was placed on file:

Gov. Msg. No. 538, dated March 26, 2009, transmitting the Quarterly Report of the Temporary Hawaii Inter-Island Ferry Oversight Task Force on the Conditions, Protocols and Costs, prepared by the Department of Transportation pursuant to Act 2, Second Special Session of 2007.

**HOUSE COMMUNICATION**

The following communication from the House (Hse. Com. No. 352) was read by the Clerk and was placed on file:

Hse. Com. No. 352, informing the Senate that on March 27, 2009, the House disagreed to the amendments proposed by the Senate to H.B. No. 520, H.D. 1 (S.D. 1).

**ORDER OF THE DAY**

**ADOPTION OF RESOLUTIONS**

**MATTERS DEFERRED FROM  
FRIDAY, MARCH 27, 2009**

Stand. Com. Rep. No. 1085 (S.C.R. No. 6, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 6, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PUBLIC AND PRIVATE AGENCIES TO MAKE APPROPRIATE EXEMPTIONS FOR GRANDPARENTS CARING FOR GRANDCHILDREN TO REMAIN IN SENIOR HOUSING UNTIL SUITABLE HOUSING IS OBTAINED," was adopted.

Stand. Com. Rep. No. 1086 (H.C.R. No. 44, S.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. 44, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH," was adopted.

Stand. Com. Rep. No. 1087 (H.C.R. No. 38, H.D. 1, S.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. 38, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH," was adopted.

**RE-REFERRAL OF HOUSE BILLS**

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

H.B. No.	Re-referred to:
H.B. No. 921, H.D. 1, S.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means
H.B. No. 1260, H.D. 1	Jointly to the Committee on Ways and Means and the Committee on Judiciary and Government Operations
H.B. No. 1550, H.D. 2	Committee on Ways and Means
H.B. No. 1663, H.D. 1, S.D. 1	Committee on Energy and Environment

At 11:58 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 a.m.

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

"A few weeks ago, our state lost a wonderful person. In an unexpected, tragic sequence of events we lost a loving mother, a compassionate wife, a mentor and a teacher to our students. We wrote a certificate for Asa Shimabukuro Yamashita, and I would like to read to you some of the words from the certificate.

"In high school, Asa aspired to become a writer. 'She was an incredible storyteller,' Bryan says. She knew her authors, poets and Shakespeare. Her love of literature and the English language is why England was her favorite travel destination. She also knew all the places where they could find good books. 'How many people do you know,' Bryan asks, 'would pay \$100 for a 27-pound unabridged Oxford Dictionary that came with a magnifying glass as part of the packet?'

"Asa and Bryan were independent travelers, extensively exploring the United States and Europe together, enjoying the historical sites, people, challenges, and fulfillment along the way. Their awesome experiences strengthened their relationship and helped the couple become best buddies. Bryan says that travelling was a metaphor for life: journeying together, sharing their uncertainties and discoveries, and staying together.

"Bryan's warmest memories of Asa was their July 31, 1993 wedding and the adoption of their two daughters in 2002 and 2005. 'It was amazing,' Bryan remembers, 'all the long paperwork and huge cost.' When they finally arrived and the agency put their girls in their arms, life went from zero to 60 in one second. He and Asa went from being a couple to parents, all of a sudden having this incredible responsibility and

wonderful opportunity to nurture life. Asa was an incredibly dedicated mother. Life with daughters Katie and Tori is full of crazy goods and crazy bads. Their hobbies became their children. ‘You must love ‘em like nuts; make ‘em feel they’re center of the universe,’ Bryan says. It’s amazing how God changed their hearts. Both girls are from towns in China within a hundred miles of each other, and are the most incredible people, both very smart in different ways.

“A faithful Christian, Asa was a member of the Nu‘uanu Congregational Church. She came from a wonderful family. She was an understanding wife and a good, close loyal friend.

“Asa believed in giving back through public service, which was hard for her to do, given her dedication to her family and her work. She was the scholarship committee chair of the Farrington High School Alumni Association.

“Lastly, Asa was an educator who cared deeply about reading and trying to improve learning. She was Wai‘anae High School’s reading strategies coach and head of the English Department. The school’s Sustained Silent Reading Library was never meant to hold this kind of silence. Teacher Asa Yamashita is no longer there to fill the room that she was so instrumental in starting to help students to learn to read and love.

“At this time, Madam President, I know we do express our condolences and sympathies and prayers to the family, and I’d like to pass the mic on to Senator Sakamoto for introductions.”

At this time, Senator Sakamoto introduced Bryan Yamashita, daughters Katie and Tori, and family members of the late Asa Shimabukuro Yamashita to the members of the Senate.

Senator Sakamoto requested that the Senate adjourn on a rising vote to observe a moment of silence in honor of Asa Yamashita.

The Chair so ordered.

At 12:05 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:08 p.m.

At this time, the Chair made the following announcement:

“The Hawai‘i Medal of Honor ceremony will be held jointly with the House tomorrow afternoon at 2:00 p.m. here in the Senate Chamber. The Senate will convene its regular session at 11:30 a.m.”

#### ADJOURNMENT

At 12:09 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, March 31, 2009, on a rising vote, observing a moment of silence in memory of Asa Shimabukuro Yamashita.

## THIRTY-NINTH DAY

Tuesday, March 31, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Joanne Nakashima, Office of the Honorable Gary L. Hooser, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senators English, Hee, and Taniguchi who were excused.

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

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 539) was read by the Clerk and was placed on file:

Gov. Msg. No. 539, dated February 12, 2009, transmitting the Hawaii Ignition Interlock Implementation Task Force Report, prepared by the Department of Transportation pursuant to Act 171, SLH 2008.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 353 to 355) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 353, informing the Senate that on March 30, 2009, the House disagreed to the amendments proposed by the Senate to H.B. No. 319, H.D. 1 (S.D. 1), was placed on file.

Hse. Com. No. 354, transmitting H.C.R. No. 4, H.D. 1, which was adopted by the House of Representatives on March 30, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 355, transmitting H.C.R. No. 69, which was adopted by the House of Representatives on March 30, 2009, was placed on file.

By unanimous consent, H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION WHEREAS, RECOGNIZING MARCH AS ADULT RESIDENTIAL CARE HOME AND ADULT FOSTER HOME OPERATORS MONTH," was deferred.

**STANDING COMMITTEE REPORT**

Senator Gabbard, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1088) recommending that the Senate advise and consent to the nomination of CARLOS WARTER MD to the Medical Advisory Board, in accordance with Gov. Msg. No. 278.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1088 and Gov. Msg. No. 278 was deferred until Thursday, April 2, 2009.

**ORDER OF THE DAY****RE-REFERRAL OF HOUSE BILL**

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

H.B. No.                      Re-referred to:

H.B. No. 1741, H.D. 1    Committee on Ways and Means

**MISCELLANEOUS COMMUNICATION**

The following communication (Misc. Com. No. 2) was read by the Clerk and was placed on file.

Misc. Com. No. 2, from the Hawaii State Teachers Association, dated March 27, 2009, transmitting the HSTA Voluntary Employees Beneficiary Association Trust (VEBA) Annual Report pursuant to Section 87D-5.5, HRS.

At this time, Senator Slom rose on a point of personal privilege as follows:

"Madam President, let them eat cake. Tomorrow, even though it's a recess day and it's April Fool's Day, please don't be a fool. Come to my office between 11:00 and 1:00. We will be having a Let-Them-Eat-Cake Extravaganza for the Hawai'i Foodbank.

"And by the way, Madam President, poor, poor Marie Antoinette; because of translation errors, she got a bum deal and lost her head. She reportedly had said, 'Let them eat cake,' and people took that as a slur against the people that were unemployed and did not have money for food. In fact, the actual statement that Marie made was, 'Let them buy cake at the same price as bread.' And while Marie's reputation was that of an indulgent socialite, it's difficult to shake that definition, but it appears to be unwarranted and is a reminder that history was written by victors. She was known to have said, 'It is quite certain that in seeing the people who treat us so well despite their own misfortune, we are more obliged than ever to work hard for their happiness.' So, please don't lose your head. Don't be a fool. Come and help the Foodbank tomorrow. Aloha. Thank you, Madam President."

At this time, the Chair made the following announcement:

"The Hawai'i Medal of Honor ceremony will begin promptly at 2:00 p.m. this afternoon. Please report to the Senate chamber at 1:45 p.m."

At 11:46 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate stood in recess subject to the call of the Chair to meet in Joint Session with the House of Representatives, in accordance with Senate Concurrent Resolution No. 2, to award the Hawai'i Medal of Honor to United States military service members with Hawai'i connections who were killed in action while serving in dangerous, volatile, and unstable areas of the world, including Iraq and Afghanistan.

**JOINT SESSION**

The Joint Session of the Senate and the House of Representatives of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, was called to order at 2:04 p.m. by the Honorable Colleen Hanabusa, President of the Senate.

The President addressed the Chamber, stating:

"This is indeed a momentous occasion. We honor members of the Armed Forces of the United States, with ties to Hawai'i, who fought and died bravely, in a combat zone designated by presidential order.

"On behalf of House Speaker Say and all of the members of the Hawai'i State Legislature, I convey our deepest condolences to our very special guests—the family, friends, and colleagues of loved ones who have lost their lives overseas in the Middle East. Our prayers are with you, and we are honored by your presence.

“Please rise for the posting of colors by the Joint Service Color Guard and the Hawai‘i Air National Guard, Royal Guard, and remain standing for the singing of the National Anthem and *Hawai‘i Pono‘i* by Mr. Eric Wahilani, which will be followed by the invocation by Master Sergeant Raymond Ganotise (ret.).

“Joint Service Color Guard and Royal Guard, please present the colors.”

At this time, the members of the Twenty-Fifth Legislature and special guests rose for the Posting of Colors by the Joint Service Color Guard and the Hawaii Air National Guard, Royal Guard.

The members of the Legislature and guests remained standing for the singing of the National Anthem and “*Hawai‘i Pono‘i*” by Mr. Eric Wahilani.

The Divine Blessing was then invoked by Master Sergeant Raymond Ganotise (ret.).

At this time, the President thanked the Joint Service Color Guard, Royal Guard, Mr. Wahilani, and Master Sergeant Raymond Ganotise (ret.) for their participation in today’s ceremony.

The President then addressed the members of the Legislature and guests as follows:

“As a citizen of this great land, born with the freedom to speak, to believe and to dream, free to express personal thoughts without fear of recrimination or reprisal, to protest and participate in government, I am thankful to be a part of this ceremony in honor of our fallen heroes.

“In protecting all we treasure, in defending all we hold dear, and in preserving those values which distinguish us as proud Americans, no man and no woman stands sentry alone. We stand as a nation and a community, beside them in spirit and with them in a shared commitment.

“And just as surely as we will not see them stand alone, we will not allow them to fall alone. We stand together in their name, by pausing to reflect on the unshakable duty and unquenchable bravery that have marked their passage among us. We share the pride of countrymen, and share the tears of brothers, sisters, mothers, fathers and friends.

“Today, we gather in joint session to honor those who have made a sacrifice for which we cannot ask, and shall not forget. We honor the family, friends and colleagues who have also sacrificed...who have themselves paid a price...and who helped make today’s honorees the brave, strong individuals that we called on and counted on to serve our nation.

“We offer this honor as a small token that can never in itself repay the honor that has been given us. An honor borne of courage, driven by duty, and paid for in loss.

“The roll of heroes that we call today is more than a list of names. It is an acknowledgement of community.

“The Hawai‘i Medal of Honor is reserved for those who have touched our islands, and have felt the touch of our people. And in offering it to those gathered here, in memory of those who have fallen, we recognize that they are a part of us. For each and every one of you, your tears are our tears. Your loss, our loss. Your pride, our pride. Wherever each of these medals finds its final home, a piece of our hearts goes with it. You will always be a part of our *‘ohana*, our family, because you have brought us honor, and allowed us to share these lives.

“These medals symbolize our *aloha*. Our farewell to those we have lost. But also our love for those who have lived among us, touched us, and sacrificed for us. And our enduring

welcome for all represented here today, the fallen and their families, who will be counted among us forever.

“A grateful state best honors and remembers the sacrifices of these who have served our nation by living our lives in deepest appreciation of our freedom. That is what they defended. That is what they fought and died for.

“In reflecting on another day marked with great bravery and great sacrifice, Shakespeare wrote, ‘This story shall the good man teach his son.’ We owe no less a duty to our honorees and to future generations. These names and deeds shall remain etched in our state’s shared history. And we will each say to a companion, young or old, at a moment of great pride or great sadness, ‘I have heard a story of brave Americans.’

“Today, we remember, in moments of quiet reflection, each and every one of these heroes. We stand united to honor their memory and express our profound gratitude for their ultimate sacrifice. *Mahalo*.”

The President then stated:

“Before proceeding any further, I would like to acknowledge the presence of our state, congressional, and military leaders.”

At this time, the President welcomed and introduced the following distinguished guests to the members of the Twenty-Fifth Legislature:

The Honorable Linda Lingle, Governor of the State of Hawai‘i;

The Honorable James R. Aiona, Jr., Lieutenant Governor of the State of Hawai‘i, and Mrs. Vivian Aiona, who was not able to attend;

Representing the Honorable Daniel K. Inouye, United States Senator—Colonel Walter Kaneakua (ret.);

Representing the Honorable Daniel K. Akaka, United States Senator—Mr. Kekoa Kaluhiwa;

Representing the Honorable Neil Abercrombie, United States Congressman—Ms. Lee-Ann McClain;

Representing the Honorable Mazie K. Hirono, United States Congresswoman—Mr. John White;

Mr. Allen Hoe, Civilian Aide to the Secretary of the Army;

Ms. Christina Kemmer, Civilian Aide to the Secretary of the Army;

Lieutenant General Benjamin Mixon, Commanding General, United States Army Pacific;

Major General Robert G. F. Lee, the Adjutant General, Hawai‘i Department of Defense;

Major General Darryl D. M. Wong, Commander, Hawai‘i Air National Guard;

Major General Raymond V. Mason, Commanding General, 8<sup>th</sup> Theater Sustainment Command, and Mrs. Patti Mason;

Representing the Pacific Air Forces—Major General Mike Hostage;

Representing United States Pacific Command—Major General Vernon Miyagi;

Representing the 25<sup>th</sup> Infantry Division and Major General Robert L. Caslen, Jr.—his wife Mrs. Shelly Caslen;

Brigadier General Stephen L. Jones, Commander, Tripler Army Medical Center;



Rear Admiral Dixon R. Smith, Commander, Navy Region Hawai'i, and Mrs. Kiki Smith;

Brigadier General Gary M. Ishikawa, Deputy Adjutant General, Hawai'i Department of Defense;

Representing the Hawai'i Army National Guard—Brigadier General Gary M. Hara, Assistant Adjutant General, and Mrs. Dianne Hara;

Representing the 9<sup>th</sup> Mission Support Command—Colonel Michael Phipps;

Representing the 14<sup>th</sup> Coast Guard District—Captain Steve Mehling and Mrs. Terrie Mehling; and

Representing the Hawai'i Army National Guard—Colonel Joe Logan and Mrs. Gaylene Logan.

The President then said:

“Let us again acknowledge these fine military and congressional leaders and all of the other military personnel here today.”

At this time, the President presented to the members of the Twenty-Fifth Legislature and special guests the Honorable Linda Lingle, Governor of the State of Hawai'i.

The Governor addressed the Joint Session and guests as follows:

“Lieutenant Governor Aiona, President Hanabusa, Speaker Say, legislators, Major General Lee, and all of our special guests here today, *Aloha*.

“We are gathered for a somber purpose. These soldiers who are no longer with us represent a profound loss for their families, for our state, and for our nation. However, I am grateful for this opportunity to recognize these soldiers who died for our freedom and to express my personal and our collective gratitude to their loved ones. It's a privilege to help present the Hawai'i Medal of Honor to families of these 23 heroes.

“Honor is a rare and precious quality. Honor is something that's earned. As Calvin Coolidge said, ‘No person was ever honored for what he received. Honor has been the reward for what he gave.’ These soldiers gave their country their very best. They paid the ultimate price, and the Hawai'i Medal of Honor represents just a very small token of our very deep appreciation.

“The military has a long history here in our community. Soldiers have protected our people and our shores. They've also defended democracy abroad. This legacy of service is epitomized by Nisei soldiers in the 442nd Regimental Combat Team, the 100th Battalion, and the Military Intelligence Service. In October of this past year, I was privileged to visit members of today's military training at Fort Hood. This included National Guard soldiers from our 29th Brigade Combat Team and the Army Reserve's 442nd Infantry. It's important that soldiers know how much the people of Hawai'i respect their service, that we will continue to support their families until their safe return. When soldiers don't return, our responsibility to their families is even greater. I was very touched recently by a ceremony in my office by an organization called the Home of the Brave Quilt. They made a presentation to Deyson Cariaga's mother, Theresa Inouye. You all remember that we honored Deyson here with a Hawai'i Medal of Honor in 2006. I was there that day, and I was with Deyson's mother right after he died, and I was with her when she received the quilt. And it was incredibly meaningful to her because she said it showed that the community hadn't forgotten about her son or about her loss.

“Every service member we are honoring today, regardless of where he was born, was a beloved member of our ‘*ohana*. I appreciate that many of you have travelled from the neighbor islands and from the mainland United States to be with us today. You are part of our ‘*ohana* as well. The people of Hawai'i join you in sorrow and in praise for your loved one's courage and bravery.

“The poet Henry Wadsworth Longfellow wrote movingly of fallen soldiers. In poem he wrote: ‘Your silent tents of green we deck with fragrant flowers; yours has the suffering been, the memory shall be ours.’ I know that each of you consider it a privilege to have known these soldiers during your lives whether as a wife, a mother, a father, a brother, a sister, a cousin, a friend, or a fellow soldier. Our collective privilege as a state and as a nation is that we were able to benefit from their service. Their memories will live on through you, and they will live on in the proud tradition of service that they perpetuated. The rights and freedoms we enjoy are precious gifts that your loved ones gave their lives to protect, and we will never forget. *Mahalo*, God bless you all, and God bless America.”

The President thanked the Governor for her insights then called upon Major General Robert Lee to deliver his remarks on behalf of the military.

General Lee addressed the Joint Session and guests as follows:

“Good afternoon and *aloha*. I want to take this opportunity to recognize a key individual who can't be here today, a person instrumental in establishing this award and this ceremony: State Representative Mark Takai. Representative Takai is currently Major Mark Takai, United States Army, serving in Camp Arifjan, Kuwait. So, Mark, I hope you're watching through the internet. It's only 3:30 in the Middle East; it's time to get up anyway. Mark immobilized this past February and is currently serving as a civil affairs officer on the staff of the 29th Infantry Brigade Combat Team, and we look forward to his return and all of the soldiers of Hawai'i's 29th Brigade this summer.

“This ceremony has been held annually since 2006 to honor the ultimate sacrifice of our heroes with ties to Hawai'i. This is the time when the civilian and military community in Hawai'i can bond together in a spirit of shared sacrifice and recognition. From the thousands who have answered our nation's call to duty, we honor today 23 members of the United States Army and the United States Marine Corps who gave their last full measure. While it may be difficult for civilians to understand the world in which the military inhabits, I certainly appreciate very much how our civilian community in Hawai'i supports our troops. From the many care packages sent to our troops overseas to the genuine appreciation expressed to our troops at the airports and restaurants across the state... *Mahalo*.

“Everyone who puts on the uniform and takes the oath to support and defend our Constitution knows that he or she may be called upon to put their life on the line. There is an inherent risk involved in service to our nation. It is one of the few professions where prospective employees are told they will be challenged to the limits of their physical and mental stamina. They may be asked to perform their jobs in dangerous locations, and maybe they might not come back. In spite of the risk, we are just so fortunate that thousands volunteer to serve in the Armed Forces of the United States. And I have personally witnessed in Iraq, Afghanistan, and trouble spots throughout the world the finest sons and daughters America has ever produced, so we are most saddened when we lose one of our own.

“The State Medal of Honor is Hawai'i's way to remember their ultimate sacrifice: to show our appreciation to their families, to share in their loss, and to assure them they will always be part of this state's ‘*ohana*, of this state's family. The

*kalo*, or taro, leaves in the medal is emblematic of the embrace of the people of Hawai'i; whether the fallen soldier, marine, sailor, airman or coastguardsman grew up in Hawai'i or were members of units based in Hawai'i, he is still embraced as part of our *'ohana*. Following America's tradition in past wars, a gold star was often displayed in the window to let the entire neighborhood know that the life of a hero who had grown up here had been taken. Today, the gold star in the middle coat of arms represents the 50th state star on the American flag and also represents the person who's being honored today. The attachment device in the red and yellow ribbon is a rendering of the ancient puela, or flag, that Hawaiians raised at sea above the sail of their canoes. All who saw the puela from afar knew that a person of the highest rank or honor was coming. Today, this service ribbon and its puela will remind us that these families are of the highest rank and honor. There is no greater sacrifice a family can make than the loss of their soldier, sailor, marine, airman, or coastguardsman while in service to our nation. And there is no greater honor that the people of Hawai'i can bestow upon them to symbolize their sacrifice. So to the families of our fallen heroes, I humbly ask that you accept this Hawai'i Medal of Honor on behalf of the people of Hawai'i who are today and forever shall be your devoted *'ohana*. May God bless all of you, and may God bless the United States of America."

The President then stated:

"Thank you, Major General Lee for your leadership. Madam Clerk, please begin the announcement of the Hawai'i Medal of Honor recipients."

At this time, the Senate Clerk proceeded to read the names of the following individuals who were represented by family members, friends and colleagues to receive their medals and certificates:

United States Army Sergeant Timothy P. Martin;  
United States Army Sergeant First Class David L. McDowell;  
United States Army Sergeant John K. Daggett;  
United States Army Corporal William L. McMillan, III;  
United States Army First Lieutenant Jonathan P. Brostrom;  
United States Army Sergeant Kenneth B. Gibson;  
United States Army Staff Sergeant Solomon T. Sam;  
United States Army Private First Class Christopher W. Lotter;  
and  
United States Army Private Sean P. McCune,

At this time, President Hanabusa stated:

"Members of the Senate and members of the House, please applaud the recipients' family members, friends and colleagues who have joined us in the Chamber today."

President Hanabusa continued:

"Madam Clerk, please begin the announcement of the names of the other recipients of the Hawai'i Medal of Honor whose families could not be present for today's ceremony."

The House Clerk proceeded to read the names of the following individuals whose families were not able to attend today's ceremony:

United States Marine Corps Sergeant Phillip A. Bocks;  
United States Army Sergeant Ireneo S. Lacerna;  
United States Army Sergeant Gary D. Willett;  
United States Army Sergeant First Class Jerald A. Whisenhunt;  
United States Army Corporal Michael T. Manibog;  
United States Army Specialist Gregory B. Rundell;  
United States Army Specialist Jeremiah C. Hughes;  
United States Army Private Eugene D. M. Kanakaole;  
United States Marine Corps Captain Philip J. Dykeman;  
United States Marine Corps Corporal Marcus W. Preudhomme;  
United States Marine Corps Lieutenant Colonel Max A. Galeai;

United States Army Staff Sergeant Julian F. A. Manglona;  
United States Army Private First Class Christopher A. McCraw;  
and  
United States Marine Corps Corporal Thomas Reilly, Jr.;

At this time, Speaker Say made the following announcement:

"Members of the House and Senate and special guests, please rise and turn your attention to the rotunda level for the 21-gun Salute and the playing of 'Taps'. Following this will be a moment of silence. Members of the Hickam Base Honor Guard, please proceed."

A 21-gun Salute and Taps were then carried out by the U.S. Air Force and the U.S. Navy.

The Speaker then gave his closing remarks:

"On this most hallowed day, I am reminded of the eloquent Memorial Day remarks offered by the late Supreme Court Justice Oliver Wendell Holmes in 1884 that continue to ring true today:

'Such hearts were stilled twenty years ago; and to us who remain behind is left this day of memories. Every year—in the full tide of spring, at the height of the symphony of flowers and love and life—there comes a pause, and through the silence we hear the lonely pipe of death...Year after year the comrades of the dead follow, with public honor, procession, and commemorative flags and funeral march—honor and grief from us who stand almost alone, and have seen the best and noblest of our generation pass away.'

"The pain of losing the best and the most valiant is raw and unrelenting. I hope you will find some consolation in understanding that our young men and women of the United States armed forces died a noble death. They died to ensure that no further harm may reach our shores. They sacrificed their lives to protect their loved ones at home. They perished defending the American ideals of democracy, liberty, and justice.

"There is a high cost that comes with conflict. Over 200 servicemen and women with Hawai'i ties have been lost in Iraq and Afghanistan. Many more have returned wounded, both in body and in spirit. Their survivors bear emotional and physical scars that most of us can never fully feel or know.

"It is often said that nothing that is of value in this world comes without a price. Well, our soldiers have paid that price a hundredfold. And for those who are still paying for the wages of war, the people of the State of Hawai'i are in your debt

"How do we turn our collective sorrow into positivity? How do we honor them? We can commit ourselves to remain true to the spirit of the deceased. Be involved in the activities he or she enjoyed that are greater than our self-interest. Put family and community above personal gain. Live a life enriched with the *'aloha spirit'*...of *pono* (balance), with *maika'i* (goodness/wellness) and *ho'okipa* (hospitality).

"Live life as if it were a gift.

"Finally, with the recent announced troop reductions in the Middle East, we can rededicate our efforts to do whatever we can to make sure that all of our sons and daughters are brought home as quickly as possible. For where we love is home...home that our feet may leave, but not our hearts. Ultimately, all the soldiers should be home, with their loved ones. And for those who did not find their way home, please take some solace in knowing that their hearts and spirits are at home, where they have always belonged, with you.

"It is my greatest hope that one day soon, it will no longer be necessary for us to come together every spring to memorialize

the fallen. My greatest wish is for the Hawai'i Medal of Honor to retire quietly into history, a poignant but obsolete relic of a past that no longer burdens us.

"I conclude with the final passage from Justice Holmes' speech. His words echo my own hope for a brighter future replete with peace, harmony, charity, respect, and love.

"'But grief is not the end of all... Our dead brothers [and sisters] still live for us, and bid us think of life, not death... As I listen, the great chorus of life and joy begins again, and amid the awful orchestra of seen and unseen powers and destinies of good and evil, our trumpets sound once more a note of daring, hope, and will.' To all of you, *Aloha*."

The Speaker then stated:

"Members of the House and Senate, and special guests, please rise for the retiring of colors."

At this time, the members of the Twenty-Fifth Legislature and special guests rose for the Retiring of the Colors by the Joint Service Color Guard and the Hawai'i Air National Guard, Royal Guard.

The Speaker stated:

"There being no further business, I declare this Joint Session adjourned."

At 2:58 p.m., Speaker Say declared the Joint Session adjourned.

#### ADJOURNMENT

At 2:58 p.m., the Senate adjourned until 11:30 a.m., Thursday, April 2, 2009.

## FORTIETH DAY

**Thursday, April 2, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:32 a.m. with the President in the Chair.

The Divine Blessing was invoked by Ms. Raeceen Woolford, Office of the Honorable David Y. Ige, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Hemmings who was excused.

The President announced that she had read and approved the Journal of the Thirty-Ninth Day.

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

Senator Espero, with the assistance of Senators Slom, Ige, Ihara, and Tokuda, introduced and congratulated Noelle Espero, Miss Teen Hawai'i 2009; Ashlee Kozuma, Miss Junior Teen Hawai'i 2009; Kristina Lum, Mrs. Hawai'i 2008; Cassie Ann Sumimoto, Miss Hawai'i Teen, United States 2008; and Ashlenn Lianah Keolakiakahi Galdeira, Miss Hawai'i Junior Teen, United States 2008.

Senator Kidani commended and congratulated the Mililani High School Mock Trial Team, winner of the 2008-2009 Young Lawyers Division High School Mock Trial Championship. Representing the team were Coach Amy Perruso, Team Captain Sarah Nishioka, Jacob Garner, Amy Hunt, and Jessica Sneed.

At 11:51 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 a.m.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 540 to 560) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 540, dated March 6, 2009, transmitting a report prepared by the Department of Hawaiian Home Lands pursuant to Act 158, Section 63.1, SLH 2008, on the sum expended to construct a monument on Molokai to honor Hansen's disease patients sent to Kalaupapa, was placed on file.

Gov. Msg. No. 541, letter dated March 25, 2009, transmitting proposed changes to the Appropriations Act (S.B. No. 200) for the Department of Accounting and General Services, the Department of the Attorney General, the Office of the Governor, the Department of Human Services, the Department of Labor and Industrial Relations, the Department of Land and Natural Resources, the Department of Taxation and the Department of Transportation, was placed on file.

Gov. Msg. No. 542, letter dated March 30, 2009, transmitting a proposed bill draft for immediate passage to amend the Executive Budget, was placed on file.

Gov. Msg. No. 543, letter dated March 30, 2009, transmitting proposed changes to the FB 2009-11 Executive Budget (H.B. No. 200), was placed on file.

Gov. Msg. No. 544, dated March 18, 2009, transmitting a Report on Agencies that Delegate the Audit Responsibility and Transfer Funds, prepared by the Department of Accounting and General Services pursuant to Act 213, Section 174, SLH 2007, was placed on file.

Gov. Msg. No. 545, informing the Senate that on April 1, 2009, the Governor signed into law Senate Bill No. 412 as Act 2, entitled: "RELATING TO THE ENVIRONMENT," was placed on file.

Gov. Msg. No. 546, submitting for consideration and confirmation to the State Board of Chiropractic Examiners, the nomination of RICHARD L. WILCOX, term to expire June 30, 2010, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 547, submitting for consideration and confirmation to the Contractors License Board, the nomination of HAROLD MARTIN, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 548, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of WAYNE S. ATEBARA, term to expire June 30, 2012, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 549, submitting for consideration and confirmation to the Board of Dental Examiners, the nomination of ROBERT G. SHERMAN, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 550, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Hurricane Relief Fund, the nomination of MICHAEL P. HAMNETT, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 551, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, the nomination of DANTON S. WONG, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 552, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of CLAUD ROBERT SUTCLIFFE, term to expire June 30, 2011, was referred to the Committee on Human Services.

Gov. Msg. No. 553, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of FERREIRA V. CASIMIRA, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 554, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of MARIAN A. CRISLIP, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 555, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of SALLY A. HARPER, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 556, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of ALBERT D. KIM, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 557, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of NADINE N. NISHIOKA, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 558, submitting for consideration and confirmation to the Hawai'i Commission for National and

Community Service, the nomination of CHRISTOPHER J. WONG, term to expire June 30, 2012, was referred to the Committee on Higher Education.

Gov. Msg. No. 559, submitting for consideration and confirmation to the Crime Victim Compensation Commission, the nomination of L. DEW KANESHIRO, term to expire June 30, 2013, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 560, submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, the nomination of COLETTE Y. P. MACHADO, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

#### DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 68) was read by the Clerk and was placed on file:

Dept. Com. No. 68, from the State Auditor, dated March 31, 2009, transmitting a report, "Audit of the State of Hawaii's Information Technology: Who's in Charge?" (Report No. 09-06).

#### HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 356) was read by the Clerk and was disposed of as follows:

Hse. Com. No. 356, transmitting H.C.R. No. 144, which was adopted by the House of Representatives on March 31, 2009, was placed on file.

By unanimous consent, H.C.R. No. 144, entitled: "A BILL FOR AN ACT URGING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION DETERRING THE TRANSPORTATION OF HOMELESS PERSONS TO HAWAII," was deferred.

#### STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1089) recommending that H.B. No. 1075, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1075, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 6, 2009.

Senators Baker and English, for the Committee on Commerce and Consumer Protection and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1090) recommending that H.B. No. 1061, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1061, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 6, 2009.

Senator Espero, for the majority of the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1091) recommending that H.B. No. 632, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 632, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POLICY ADVISORY BOARD ON VETERANS' SERVICES," passed Second Reading and was placed on the calendar for Third Reading on Monday, April 6, 2009.

Senator Nishihara, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1092) recommending that the Senate advise and consent to the nomination of RONALD K. WILLIAMS to the Board of Directors of the Hawai'i Tourism Authority, in accordance with Gov. Msg. No. 477.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1092 and Gov. Msg. No. 477 was deferred until Friday, April 3, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1093) recommending that the Senate advise and consent to the nomination of JASON T. OKUHAMA to the Board of Directors of the Aloha Tower Development Corporation, in accordance with Gov. Msg. No. 420.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1093 and Gov. Msg. No. 420 was deferred until Friday, April 3, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1094) recommending that the Senate advise and consent to the nomination of STEVEN L. ARCE to the Molokai Irrigation System Water Users Advisory Board, in accordance with Gov. Msg. No. 458.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1094 and Gov. Msg. No. 458 was deferred until Friday, April 3, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1095) recommending that S.C.R. No. 84 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 S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT AN IMMEDIATE FINANCIAL STATEMENT AUDIT OF THE WATERS OF LIFE PUBLIC CHARTER SCHOOL FOR FISCAL YEAR 2006-2007 AND FISCAL YEAR 2007-2008," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1096) recommending that S.C.R. No. 34, as amended in S.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 S.C.R. No. 34, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A FEASIBILITY STUDY TO EXAMINE THE FISCAL, CURRICULUM, AND OTHER IMPACTS OF A FOUR-DAY SCHOOL WEEK FOR SCHOOL COMPLEXES," was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1097) recommending that S.C.R. No. 31, as amended in S.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 S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE PERFORMANCE OF THE MANAGEMENT OF THE PUUWAI MOMI AND WEST OAHU ASSET MANAGEMENT PROJECTS (KNOWN AS AMP 30 AND AMP 44) TO COMPARE THE PERFORMANCE OF STATE OPERATED AND PRIVATELY OPERATED PUBLIC HOUSING PROPERTIES; AND TO DETERMINE THE RELATIVE CONTRIBUTIONS OF FUNDING LEVELS, MISMANAGEMENT, AND TENANT AND VISITOR ACTIONS TO THE FAILURE TO MEET STANDARDS," was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1098) recommending that S.C.R. No. 123, as amended in S.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 S.C.R. No. 123, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE COMMUNITY COLLEGES OF THE UNIVERSITY OF HAWAII SYSTEM TO DETERMINE IF IT WOULD BE BENEFICIAL TO ESTABLISH A SEPARATE STATEWIDE SYSTEM FOR THE COMMUNITY COLLEGES," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1099) recommending that S.C.R. No. 17, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 17, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION MANDATING COVERAGE OF EARLY INTERVENTION SERVICES FOR INFANTS AND CHILDREN FROM BIRTH TO AGE THREE," was referred to the Committee on Ways and Means.

Senators Chun Oakland and English, for the Committee on Human Services and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1100) recommending that S.C.R. No. 13 be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 13, entitled: "SENATE 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 referred to the Committee on Commerce and Consumer Protection.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1101) recommending that S.C.R. No. 86 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1101 and S.C.R. No. 86, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AN INVENTORY OF ALL TEXTBOOKS FOR ALL PUBLIC SCHOOLS," was deferred until Friday, April 3, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1102) recommending that S.C.R. No. 150, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1102 and S.C.R. No. 150, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE SUPERINTENDENT OF EDUCATION TO ESTABLISH AND FACILITATE A SPECIAL EDUCATION PRIVATE SCHOOL TASK FORCE TO ADVISE THE DEPARTMENT OF EDUCATION ON POLICIES OR PROCEDURES FOR OVERSIGHT AND MONITORING OF PRIVATE SCHOOL OR FACILITY PLACEMENTS," was deferred until Friday, April 3, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1103) recommending that S.C.R. No. 149, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1103 and S.C.R. No. 149, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTS THE BOARD OF EDUCATION TO MODIFY PUBLIC HIGH SCHOOL GRADUATION REQUIREMENTS BY REQUIRING FIFTY HOURS OF COMMUNITY SERVICE FROM ALL STUDENTS AS PART OF THE DEPARTMENT OF EDUCATION'S CIVIC RESPONSIBILITY REQUIREMENT," was deferred until Friday, April 3, 2009.

Senators Sakamoto and Tokuda, for the Committee on Education and Housing and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1104) recommending that S.C.R. No. 146 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1104 and S.C.R. No. 146, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII P-20 PARTNERSHIPS FOR EDUCATION TO CONVENE THE APPROPRIATE AGENCIES TO EXAMINE CURRENT AND EMERGING PROGRAMS SEEKING TO TRACK STUDENT PROGRESS AND DEVELOP A LONGITUDINAL DATA SYSTEM FOR STUDENTS BEGINNING IN EARLY CHILDHOOD PROGRAMS TO GRADE TWELVE, AND BEYOND TO HIGHER EDUCATION AND THE WORKFORCE," was deferred until Friday, April 3, 2009.

Senators Sakamoto and English, for the Committee on Education and Housing and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1105) recommending that S.C.R. No. 88, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1105 and S.C.R. No. 88, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO ESTABLISH A TRANSIT ORIENTED DEVELOPMENT TASK FORCE TO FACILITATE MIXED-INCOME AND AFFORDABLE HOUSING IN TRANSIT ORIENTED DEVELOPMENTS BY BETTER COORDINATING TRANSPORTATION AND HOUSING PLANNING AND PROGRAMS," was deferred until Friday, April 3, 2009.

Senators Sakamoto and Hee, for the Committee on Education and Housing and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1106) recommending that S.C.R. No. 81 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1106 and S.C.R. No. 81, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO REVIEW THE FEASIBILITY OF DEVELOPING SINGLE ROOM OCCUPANCY DWELLINGS IN TRANSIT ORIENTED DEVELOPMENT PROJECTS, TO ALLEVIATE THE AFFORDABLE HOUSING SHORTAGE," was deferred until Friday, April 3, 2009.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1107) recommending that S.C.R. No. 29, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1107 and S.C.R. No. 29, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO RAISE MEDICARE FEE SCHEDULE PAYMENT AMOUNTS FOR PHYSICIANS RENDERING SERVICES IN HAWAII," was deferred until Friday, April 3, 2009.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1108) recommending that S.C.R. No. 27, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1108 and S.C.R. No. 27, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO CONSIDER RAISING THE MEDICARE FEE SCHEDULE PAYMENT AMOUNTS FOR PHYSICIANS RENDERING SERVICES IN HAWAII," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1109) recommending that S.C.R. No. 50 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1109 and S.C.R. No. 50, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE ANE KEOHOKALO LE HIGHWAY EXTENSION, MID-LEVEL ROAD, IN THE COUNTY OF HAWAII," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1110) recommending that S.R. No. 30 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1110 and S.R. No. 30, entitled: "SENATE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE ANE KEOHOKALO LE HIGHWAY EXTENSION, MID-LEVEL ROAD, IN THE COUNTY OF HAWAII," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1111) recommending that S.C.R. No. 119 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1111 and S.C.R. No. 119, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report

(Stand. Com. Rep. No. 1112) recommending that S.R. No. 78 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1112 and S.R. No. 78, entitled: "SENATE RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1113) recommending that S.C.R. No. 80 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1113 and S.C.R. No. 80, entitled: "SENATE CONCURRENT RESOLUTION URGING NONPROFIT ORGANIZATIONS AND COMMUNITY GROUPS TO ESTABLISH SAFETY PROCEDURES FOR ROADSIDE SOLICITATION OF FUNDS AND DONATED GOODS," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1114) recommending that S.R. No. 48 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1114 and S.R. No. 48, entitled: "SENATE RESOLUTION URGING NONPROFIT ORGANIZATIONS AND COMMUNITY GROUPS TO ESTABLISH SAFETY PROCEDURES FOR ROADSIDE SOLICITATION OF FUNDS AND DONATED GOODS," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1115) recommending that S.C.R. No. 127 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1115 and S.C.R. No. 127, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1116) recommending that S.R. No. 83 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1116 and S.R. No. 83, entitled: "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1117) recommending that S.C.R. No. 109 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1117 and S.C.R. No. 109, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A FERRY SYSTEM FROM THE HOAKALEI RESORT AND MARINA IN EWA BEACH TO DOWNTOWN HONOLULU," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1118) recommending that S.R. No. 68 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1118 and S.R. No. 68, entitled: "SENATE RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A FERRY SYSTEM FROM THE HOAKALEI RESORT AND MARINA IN EWA BEACH TO DOWNTOWN HONOLULU," was deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1119) recommending that S.C.R. No. 62, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1119 and S.C.R. No. 62, S.D. 1, entitled: "SENATE 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 deferred until Friday, April 3, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1120) recommending that S.R. No. 36, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1120 and S.R. No. 36, S.D. 1, entitled: "SENATE 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 deferred until Friday, April 3, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1121) recommending that H.C.R. No. 5, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1121 and H.C.R. No. 5, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII," was deferred until Friday, April 3, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1122) recommending that H.C.R. No. 39, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1122 and H.C.R. No. 39, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE MONTH OF MAY AS "FOSTER CARE AWARENESS MONTH", A TIME TO EDUCATE THE PUBLIC ABOUT THE VARIOUS COMPONENTS OF FOSTER CARE, INCLUDING FOSTER PARENTS, CHILDREN, AND FAMILIES," was deferred until Friday, April 3, 2009.

Senators Sakamoto and Hee, for the Committee on Education and Housing and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1123) recommending that H.B. No. 1186, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

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

H.B. No. 1186, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING DEVELOPMENT," passed Second Reading and was placed on the calendar for Third Reading on Friday, April 3, 2009.

#### ORDER OF THE DAY

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1088 (Gov. Msg. No. 278):

Senator English moved that Stand. Com. Rep. No. 1088 be received and placed on file, seconded by Senator Gabbard and carried.

Senator English then moved that the Senate advise and consent to the nomination of CARLOS WARTER MD to the Medical Advisory Board, term to expire June 30, 2013, seconded by Senator Gabbard.

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

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

#### RE-REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The Chair re-referred the following Senate concurrent resolutions that were offered:

S.C.R. No.	Re-referred to:
S.C.R. No. 69	Committee on Commerce and Consumer Protection
S.C.R. No. 105	Committee on Human Services

#### RE-REFERRAL OF HOUSE BILL

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

H.B. No.	Re-referred to:
H.B. No. 813, H.D. 1	Committee on Human Services

#### ADJOURNMENT

At 12:05 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, April 3, 2009.



## FORTY-FIRST DAY

**Friday, April 3, 2009**

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

The Divine Blessing was invoked by Professor Linda Hamilton Krieger, University of Hawai'i, William S. Richardson School of Law, after which the Roll was called showing all Senators present with the exception of Senators English, Green, and Hemmings who were excused.

The President announced that she had read and approved the Journal of the Fortieth Day.

At this time, Senator Baker, with the assistance of Senator Galuteria, recognized and congratulated Henry Kaleialoha Allen, Hawaiian musician and living legend, on his Lifetime Achievement Award from the Hawai'i Music Foundation.

At 11:49 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 a.m.

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 561) was read by the Clerk and was placed on file:

Gov. Msg. No. 561, informing the Senate that on April 1, 2009, the Governor withdrew the nomination of STANLEY T. KOKI to the Civil Rights Commission, under Gov. Msg. No. 349, dated January 29, 2009.

In compliance with Gov. Msg. No. 561, the nomination listed under Gov. Msg. No. 349 was returned.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 357 to 372 ) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 357, informing the Senate that on April 2, 2009, the House reconsidered its action taken on March 27, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 520, H.D. 1 (S.D. 1), was placed on file.

Hse. Com. No. 358, returning S.B. No. 715, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, action on S.B. No. 715 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Monday, April 6, 2009.

Hse. Com. No. 359, returning S.B. No. 823, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, action on S.B. No. 823, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," was deferred until Monday, April 6, 2009.

Hse. Com. No. 360, returning S.B. No. 108, which passed Third Reading in the House of Representatives on April 2, 2009, was placed on file.

Hse. Com. No. 361, returning S.B. No. 942, S.D. 1, which passed Third Reading in the House of Representatives on April 2, 2009, was placed on file.

Hse. Com. No. 362, returning S.B. No. 1130, S.D. 2, which passed Third Reading in the House of Representatives on April 2, 2009, was placed on file.

Hse. Com. No. 363, returning S.C.R. No. 14, S.D. 1, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

Hse. Com. No. 364, returning S.C.R. No. 15, S.D. 1, as amended in H.D. 1, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, action on S.C.R. No. 15, S.D. 1 (H.D. 1), entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING THE FIRST WEEK IN FEBRUARY AS HAWAII TEEN DATING VIOLENCE AWARENESS AND PREVENTION WEEK," was deferred until Monday, April 6, 2009.

Hse. Com. No. 365, returning S.C.R. No. 19, S.D. 1, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

Hse. Com. No. 366, transmitting H.C.R. No. 42, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO ALLOW AVAILABLE SURPLUS HELICOPTERS TO BE USED FOR MEDICAL EVACUATION SERVICES," was referred jointly to the Committee on Public Safety and Military Affairs and the Committee on Health.

Hse. Com. No. 367, transmitting H.C.R. No. 49, H.D. 1, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, H.C.R. No. 49, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII," was referred jointly to the Committee on Economic Development and Technology and the Committee on Public Safety and Military Affairs .

Hse. Com. No. 368, transmitting H.C.R. No. 116, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTY OF KAUAI TO RESTORE PRINCE KUHIO PARK TO ITS FORMER CONFIGURATION," was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Hse. Com. No. 369, transmitting H.C.R. No. 138, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REMOVE THE KA'OHE HOMESTEADS FROM THE GEOTHERMAL RESOURCES SUBZONE DESIGNATION," was referred to the Committee on Human Services .

Hse. Com. No. 370, transmitting H.C.R. No. 157, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION URGING PUBLIC AND PRIVATE AGENCIES TO ENCOURAGE THEIR PARENT CLIENTS TO TURN ON CLOSED CAPTIONING WHEN THEIR CHILDREN WATCH TELEVISION," was referred to the Committee on Human Services.

Hse. Com. No. 371, transmitting H.C.R. No. 162, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING," was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 372, transmitting H.C.R. No. 215, which was adopted by the House of Representatives on April 2, 2009, was placed on file.

By unanimous consent, H.C.R. No. 215, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND ASSESS THE POLICIES AND PROCEDURES IMPLEMENTED BY HOSPITALS TO REDUCE ELECTIVE CESAREAN SECTIONS AND INDUCTION OF LABOR," was referred to the Committee on Health.

#### STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1124) recommending that S.C.R. No. 35, as amended in S.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 S.C.R. No. 35, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF ATHLETIC TRAINERS," was referred to the Committee on Ways and Means.

Senators Baker and Ige, for the Committee on Commerce and Consumer Protection and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1125) recommending that S.C.R. No. 26, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 26, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR COLONOSCOPY COLORECTAL CANCER SCREENING," was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1126) recommending that S.C.R. No. 45, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1126 and S.C.R. No. 45, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF PROFESSIONAL EMPLOYER ORGANIZATIONS," was deferred until Monday, April 6, 2009.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1127) recommending that S.C.R. No. 126, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1127 and S.C.R. No. 126, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE ELECTRIFICATION OF ENERGY EFFICIENT TRANSPORTATION SYSTEMS IN HAWAII," was deferred until Monday, April 6, 2009.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1128) recommending that S.R. No. 82, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1128 and S.R. No. 82, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE ELECTRIFICATION OF ENERGY EFFICIENT TRANSPORTATION SYSTEMS IN HAWAII," was deferred until Monday, April 6, 2009.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1129) recommending that S.C.R. No. 74, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1129 and S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OBAMA ADMINISTRATION TO HOST A UNITED NATIONS CLIMATE CHANGE CONFERENCE IN HAWAII IN 2010," was deferred until Monday, April 6, 2009.

Senators Gabbard and Espero, for the Committee on Energy and Environment and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1130) recommending that S.R. No. 45, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1130 and S.R. No. 45, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE OBAMA ADMINISTRATION TO HOST A UNITED NATIONS CLIMATE CHANGE CONFERENCE IN HAWAII IN 2010," was deferred until Monday, April 6, 2009.

Senators Hee and Espero, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1131) recommending that S.C.R. No. 72 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1131 and S.C.R. No. 72, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII," was deferred until Monday, April 6, 2009.

Senators Hee and Espero, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1132) recommending that S.R. No. 43, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1132 and S.R. No. 43, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT

INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII," was deferred until Monday, April 6, 2009.

Senators Hee and Tokuda, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1133) recommending that S.C.R. No. 73 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1133 and S.C.R. No. 73, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII TO CONVENE MEETINGS WITH STAKEHOLDERS TO ADDRESS STEWARDSHIP ISSUES AND AFFIRM THE STATE'S COMMITMENT TO A COOPERATIVE RELATIONSHIP WITH THE VARIED MEMBERS OF THE COMMUNITY INTERESTED IN MAUNA KEA AND ITS UNIQUE SPIRITUAL, CULTURAL, HISTORICAL, AND NATURAL RESOURCES," was deferred until Monday, April 6, 2009.

Senators Hee and Tokuda, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1134) recommending that S.R. No. 44, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1134 and S.R. No. 44, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII TO CONVENE MEETINGS WITH STAKEHOLDERS TO ADDRESS STEWARDSHIP ISSUES AND AFFIRM THE STATE'S COMMITMENT TO A COOPERATIVE RELATIONSHIP WITH THE VARIED MEMBERS OF THE COMMUNITY INTERESTED IN MAUNA KEA AND ITS UNIQUE SPIRITUAL, CULTURAL, HISTORICAL, AND NATURAL RESOURCES," was deferred until Monday, April 6, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1135) recommending that S.C.R. No. 53 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 S.C.R. No. 53, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE REGULATION OF REAL ESTATE APPRAISAL MANAGEMENT COMPANIES," was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1136) recommending that S.C.R. No. 61 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 S.C.R. No. 61, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE STATE BOXING COMMISSION OF HAWAII," was referred to the Committee on Ways and Means.

Senators Baker and Ige, for the Committee on Commerce and Consumer Protection and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1137) recommending that S.C.R. No. 25, as amended in S.D. 1, be referred to the Committee on Ways and Means.

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

S.C.R. No. 25, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE PARITY OF COVERAGE FOR ORAL AND INTRAVENOUS CHEMOTHERAPY," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1138) recommending that H.C.R. No. 32, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1138 and H.C.R. No. 32, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING INTERNATIONAL WHITE RIBBON CAMPAIGNS TO END MEN'S VIOLENCE AGAINST WOMEN AND ENCOURAGING THE ESTABLISHMENT OF A WHITE RIBBON CAMPAIGN ORGANIZATION IN HAWAII," was deferred until Monday, April 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1139) recommending that H.C.R. No. 46, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1139 and H.C.R. No. 46, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO PRESERVE FUNDING AND MAINTAIN PROGRAMS, LAWS, REGULATIONS, AND POLICIES THAT ASSIST VICTIMS OF DOMESTIC VIOLENCE," was deferred until Monday, April 6, 2009.

#### **ORDER OF THE DAY ADVISE AND CONSENT**

Stand. Com. Rep. No. 1092 (Gov. Msg. No. 477):

Senator Nishihara moved that Stand. Com. Rep. No. 1092 be received and placed on file, seconded by Senator Galuteria and carried.

Senator Nishihara then moved that the Senate advise and consent to the nomination of RONALD K. WILLIAMS to the Board of Directors of the Hawai'i Tourism Authority, term to expire June 30, 2010, seconded by Senator Galuteria.

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

Ayes, 20. Noes, none. Excused, 5 (Bunda, English, Green, Hemmings, Tsutsui).

Stand. Com. Rep. No. 1093 (Gov. Msg. No. 420):

By unanimous consent, action on Stand. Com. Rep. No. 1093 and Gov. Msg. No. 420 was deferred until Monday, April 6, 2009.

Stand. Com. Rep. No. 1094 (Gov. Msg. No. 458):

Senator Hee moved that Stand. Com. Rep. No. 1094 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of STEVEN L. ARCE to the Molokai Irrigation System Water Users Advisory Board, term to expire June 30, 2013, seconded by Senator Tokuda.

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

Ayes, 20. Noes, none. Excused, 5 (Bunda, English, Green, Hemmings, Tsutsui).

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM THURSDAY, APRIL 2, 2009

Stand. Com. Rep. No. 1101 (S.C.R. No. 86):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 86, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP AN INVENTORY OF ALL TEXTBOOKS FOR ALL PUBLIC SCHOOLS," was adopted.

Stand. Com. Rep. No. 1102 (S.C.R. No. 150, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 150, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE SUPERINTENDENT OF EDUCATION TO ESTABLISH AND FACILITATE A SPECIAL EDUCATION PRIVATE SCHOOL TASK FORCE TO ADVISE THE DEPARTMENT OF EDUCATION ON POLICIES OR PROCEDURES FOR OVERSIGHT AND MONITORING OF PRIVATE SCHOOL OR FACILITY PLACEMENTS," was adopted.

Stand. Com. Rep. No. 1103 (S.C.R. No. 149, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 149, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTS THE BOARD OF EDUCATION TO MODIFY PUBLIC HIGH SCHOOL GRADUATION REQUIREMENTS BY REQUIRING FIFTY HOURS OF COMMUNITY SERVICE FROM ALL STUDENTS AS PART OF THE DEPARTMENT OF EDUCATION'S CIVIC RESPONSIBILITY REQUIREMENT," was adopted.

Stand. Com. Rep. No. 1104 (S.C.R. No. 146):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 146, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII P-20 PARTNERSHIPS FOR EDUCATION TO CONVENE THE APPROPRIATE AGENCIES TO EXAMINE CURRENT AND EMERGING PROGRAMS SEEKING TO TRACK STUDENT PROGRESS AND DEVELOP A LONGITUDINAL DATA SYSTEM FOR STUDENTS BEGINNING IN EARLY CHILDHOOD PROGRAMS TO GRADE TWELVE, AND BEYOND TO HIGHER EDUCATION AND THE WORKFORCE," was adopted.

Stand. Com. Rep. No. 1105 (S.C.R. No. 88, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 88, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO ESTABLISH A TRANSIT ORIENTED DEVELOPMENT TASK FORCE TO FACILITATE MIXED-INCOME AND AFFORDABLE HOUSING IN TRANSIT ORIENTED DEVELOPMENTS BY BETTER COORDINATING TRANSPORTATION AND HOUSING PLANNING AND PROGRAMS," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1106 (S.C.R. No. 81):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 81, entitled: "SENATE CONCURRENT

RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO REVIEW THE FEASIBILITY OF DEVELOPING SINGLE ROOM OCCUPANCY DWELLINGS IN TRANSIT ORIENTED DEVELOPMENT PROJECTS, TO ALLEVIATE THE AFFORDABLE HOUSING SHORTAGE," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1107 (S.C.R. No. 29, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 29, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO RAISE MEDICARE FEE SCHEDULE PAYMENT AMOUNTS FOR PHYSICIANS RENDERING SERVICES IN HAWAII," was adopted.

Stand. Com. Rep. No. 1108 (S.C.R. No. 27, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 27, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO CONSIDER RAISING THE MEDICARE FEE SCHEDULE PAYMENT AMOUNTS FOR PHYSICIANS RENDERING SERVICES IN HAWAII," was adopted.

Stand. Com. Rep. No. 1109 (S.C.R. No. 50):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 50, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE ANE KEOHOKALOHE HIGHWAY EXTENSION, MID-LEVEL ROAD, IN THE COUNTY OF HAWAII," was adopted.

Stand. Com. Rep. No. 1110 (S.R. No. 30):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 30, entitled: "SENATE RESOLUTION EXPRESSING LEGISLATIVE SUPPORT FOR THE ANE KEOHOKALOHE HIGHWAY EXTENSION, MID-LEVEL ROAD, IN THE COUNTY OF HAWAII," was adopted.

Stand. Com. Rep. No. 1111 (S.C.R. No. 119):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 119, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING," was adopted.

Stand. Com. Rep. No. 1112 (S.R. No. 78):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 78, entitled: "SENATE RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING," was adopted.

Stand. Com. Rep. No. 1113 (S.C.R. No. 80):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 80, entitled: "SENATE CONCURRENT RESOLUTION URGING NONPROFIT ORGANIZATIONS AND COMMUNITY GROUPS TO ESTABLISH SAFETY PROCEDURES FOR ROADSIDE SOLICITATION OF FUNDS AND DONATED GOODS," was adopted.

Stand. Com. Rep. No. 1114 (S.R. No. 48):

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

No. 48, entitled: "SENATE RESOLUTION URGING NONPROFIT ORGANIZATIONS AND COMMUNITY GROUPS TO ESTABLISH SAFETY PROCEDURES FOR ROADSIDE SOLICITATION OF FUNDS AND DONATED GOODS," was adopted.

Stand. Com. Rep. No. 1115 (S.C.R. No. 127):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 127, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1116 (S.R. No. 83):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 83, entitled: "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1117 (S.C.R. No. 109):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 109, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A FERRY SYSTEM FROM THE HOAKALEI RESORT AND MARINA IN EWA BEACH TO DOWNTOWN HONOLULU," was adopted.

Stand. Com. Rep. No. 1118 (S.R. No. 68):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 68, entitled: "SENATE RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A FERRY SYSTEM FROM THE HOAKALEI RESORT AND MARINA IN EWA BEACH TO DOWNTOWN HONOLULU," was adopted.

Stand. Com. Rep. No. 1119 (S.C.R. No. 62, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 62, S.D. 1, entitled: "SENATE 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 HAWAI'I FOR THE PROVISION OF VARIOUS STATE SERVICES TO MIGRANTS FROM THE COMPACT OF FREE ASSOCIATION NATIONS," was adopted.

Stand. Com. Rep. No. 1120 (S.R. No. 36, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 36, S.D. 1, entitled: "SENATE RESOLUTION STRONGLY URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR AND THE UNITED STATES CONGRESS TO PROVIDE ADDITIONAL FEDERAL AID TO THE STATE OF HAWAI'I FOR THE PROVISION OF VARIOUS STATE SERVICES TO MIGRANTS FROM THE COMPACT OF FREE ASSOCIATION NATIONS," was adopted.

Stand. Com. Rep. No. 1121 (H.C.R. No. 5, S.D. 1):

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

H.C.R. No. 5, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII," was adopted.

Stand. Com. Rep. No. 1122 (H.C.R. No. 39, S.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. 39, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE MONTH OF MAY AS "FOSTER CARE AWARENESS MONTH", A TIME TO EDUCATE THE PUBLIC ABOUT THE VARIOUS COMPONENTS OF FOSTER CARE, INCLUDING FOSTER PARENTS, CHILDREN, AND FAMILIES," was adopted.

### THIRD READING

H.B. No. 1186, H.D. 1:

Senator Sakamoto moved that H.B. No. 1186, H.D. 1 pass Third Reading, seconded by Senator Hee.

Senator Slom rose in opposition to the measure and stated:

"I think the intent of the measure is good. We want more affordable housing. But I'm afraid that this measure goes in the opposite direction by removing options, particularly when we're talking about the cash in lieu of payment option. As it was testified by the various government agencies involved, this actually diminishes their flexibility and diminishes, in times of downturn, the ability to use money or cash for additional options in additional land transactions for affordable housing. So I would ask my colleagues, if they're concerned about affordable housing, to vote 'no' on this bill. Thank you."

Senator Sakamoto rose in support of the measure and stated:

"I understand some of the concerns that our colleague has brought up. Historically, many times the cash that has come in hasn't been used or hasn't been sufficient to build affordable housing or affordable rentals. The concern has been that if the cash isn't used or is not enough to actually build more affordable units, then we'd prefer to actually have the units themselves than the cash that's inadequate."

The motion was put by the Chair and carried, H.B. No. 1186, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING DEVELOPMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (Slom). Excused, 5 (Bunda, English, Green, Hemmings, Tsutsui).

### RE-REFERRAL OF HOUSE BILL

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

H.B. No.

Re-referred to:

H.B. No. 1713, H.D. 2, S.D. 1

Committee on Public Safety and Military Affairs, then jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means

At this time, the Chair made the following announcement:

"The deadline to file committee reports on Senate concurrent resolutions that need to move laterally to final committee is 4:30 p.m. today in the Clerk's office."

### STANDING COMMITTEE REPORTS

On motion by Senator Sakamoto, seconded by Senator Slom and carried unanimously, the Senate authorized the adoption of

standing committee reports recommending that Senate concurrent resolutions and Senate resolutions be referred to committees of last referral. In consequence thereof and subsequent to its recessing at 12:06 p.m., the Senate took the following actions on the following resolutions and standing committee reports:

Senators Sakamoto and Tokuda, for the Committee on Education and Housing and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1140) recommending that S.C.R. No. 188, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 188, S.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 referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1141) recommending that S.C.R. No. 106, as amended in S.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 S.C.R. No. 106, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR WEIGHT MANAGEMENT AND OBESITY PREVENTION FOR CHILDREN," was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1142) recommending that S.C.R. No. 163, as amended in S.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 S.C.R. No. 163, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE BEST PRACTICES AVAILABLE FOR PROTECTING CERTAIN EMPLOYEES FROM LONG TERM EXPOSURE TO HAZARDOUS WASTES," was referred to the Committee on Ways and Means.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1143) recommending that S.C.R. No. 170, as amended in S.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 S.C.R. No. 170, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE LEGISLATURE TO CONVENE A HAWAII HEALTH CARE SUMMIT TO DEVELOP A STRATEGIC AND COMPREHENSIVE PLAN FOR HEALTH CARE IN HAWAII," was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1144) recommending that S.C.R. No. 78 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 S.C.R. No. 78, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS SEAWARD OF TAX MAP KEY: (2) 4-3-2: 27, AT KAAPALI, MAUI, FOR CONCRETE PIER BLOCK REMNANTS PURPOSES," was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1145) recommending that S.C.R. No. 135, as amended in S.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 S.C.R. No. 135, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE AVAILABILITY OF AMERICAN SIGN LANGUAGE INTERPRETERS," was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1146) recommending that S.C.R. No. 168 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 S.C.R. No. 168, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR HEARING AIDS," was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1147) recommending that S.C.R. No. 108, as amended in S.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 S.C.R. No. 108, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS," was referred to the Committee on Ways and Means.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1148) recommending that S.R. No. 66, as amended in S.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 S.R. No. 66, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS," was referred to the Committee on Ways and Means.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1149) recommending that S.C.R. No. 131, as amended in S.D. 1, be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 131, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A JOINT AGENCY STUDY

ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII," was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1150) recommending that S.R. No. 86, as amended in S.D. 1, be referred to the Committee on Judiciary and Government Operations.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 86, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A JOINT AGENCY STUDY ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII," was referred to the Committee on Judiciary and Government Operations.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1151) recommending that S.C.R. No. 68, as amended in S.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 S.C.R. No. 68, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A MANAGEMENT AND PERFORMANCE AUDIT OF THE BOARD OF TRUSTEES OF THE STATE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS CONTRACTED BY THE BOARD," was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1152) recommending that S.C.R. No. 166, as amended in S.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 S.C.R. No. 166, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONDUCT AUDITS OF THE PRODUCERS OF LIQUID FUEL FOR THEIR COMPLIANCE IN REPORTING THE ENVIRONMENTAL RESPONSE TAX AND LIQUID FUEL LICENSE TAX," was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1153) recommending that S.R. No. 115, as amended in S.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 S.R. No. 115, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO CONDUCT AUDITS OF THE PRODUCERS OF LIQUID FUEL FOR THEIR COMPLIANCE IN REPORTING THE ENVIRONMENTAL RESPONSE TAX AND LIQUID FUEL LICENSE TAX," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1154) recommending that S.C.R. No. 185, as amended in S.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 S.C.R. No. 185, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO EXAMINE THE RATIONALE AND MANAGEMENT OF THE HAWAII PAROLING AUTHORITY," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1155) recommending that S.R. No. 130, as amended in S.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 S.R. No. 130, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE AUDITOR TO EXAMINE THE RATIONALE AND MANAGEMENT OF THE HAWAII PAROLING AUTHORITY," was referred to the Committee on Ways and Means.

#### **REFERRAL OF HOUSE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of House concurrent resolutions that were received on Tuesday, March 31, 2009, and Thursday, April 2, 2009:

H.C.R. No.	Referred to:
H.C.R. No. 4, H.D. 1	Committee on Human Services
H.C.R. No. 69	Committee on Human Services
H.C.R. No. 144	Jointly to the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Human Services

#### **ADJOURNMENT**

At 4:30 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, April 6, 2009.

## FORTY-SECOND DAY

**Monday, April 6, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by Reverend Mary David, Mililani Hongwanji, after which the Roll was called showing all Senators present.

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

**MESSAGES FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. Nos. 562 to 597) were read by the Clerk and were referred to committee:

Gov. Msg. No. 562, submitting for consideration and confirmation to the Cable Advisory Committee, the nomination of CYNTHIA M. MARTIN, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 563, submitting for consideration and confirmation to the Contractors License Board, the nomination of JOHN E.K. DILL, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 564, submitting for consideration and confirmation to the Contractors License Board, the nomination of WILLIAM A. KAMAI, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 565, submitting for consideration and confirmation to the Contractors License Board, the nomination of ALDON K. MOCHIDA, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 566, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of RAYMOND B. SKELTON, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 567, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of DAVID M. SAITO MD, term to expire June 30, 2011, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 568, submitting for consideration and confirmation to the Hawaii Medical Board, the nomination of NIRAJ S. DESAI, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 569, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of GARRETT A. LAU, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 570, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of MICHAEL CHING, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 571, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of KENT K. TSUKAMOTO, term to expire

June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 572, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of WENDY L. MAH, term to expire June 30, 2013, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 573, submitting for consideration and confirmation to the Board of Directors of the High Technology Development Corporation, the nomination of SONG K. CHOI, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 574, submitting for consideration and confirmation to the Board of Directors of the High Technology Development Corporation, the nomination of JEFFREY W. PIONTEK, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 575, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Strategic Development Corporation, the nomination of H. BRIAN MOORE, term to expire June 30, 2013, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 576, submitting for consideration and confirmation to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, the nomination of MAKANI MAEVA, term to expire June 30, 2012, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 577, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of WESLEY L.K.M. LIM, term to expire June 30, 2012, was referred to the Committee on Health.

Gov. Msg. No. 578, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of BRADLEY M. PIERCE, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 579, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of JOHN C. HOLZMAN, term to expire June 30, 2014, was referred to the Committee on Higher Education.

Gov. Msg. No. 580, submitting for consideration and confirmation to the Board of Regents of the University of Hawaii, the nomination of JAMES H.Q. LEE, term to expire June 30, 2014, was referred to the Committee on Higher Education.

Gov. Msg. No. 581, submitting for consideration and confirmation to the Hawai'i Medical Education Council, the nomination of DARRYL S. SALVADOR PSY.D., term to expire June 30, 2011, was referred to the Committee on Higher Education.

Gov. Msg. No. 582, submitting for consideration and confirmation to the Board of Health, the nomination of ROGER B. MCKEAGUE, term to expire June 30, 2013, was referred to the Committee on Health.

Gov. Msg. No. 583, submitting for consideration and confirmation to the Early Learning Council, the nomination of DEBORA ANN KAIKALA, term to expire June 30, 2011, was referred to the Committee on Human Services.



Gov. Msg. No. 584, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of ADRIENNE S. KING, term to expire June 30, 2013, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 585, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of CHERIE A. MOOY, term to expire June 30, 2010, was referred to the Committee on Judiciary and Government Operations.

Gov. Msg. No. 586, submitting for consideration and confirmation to the Hoisting Machine Operators Advisory Board, the nomination of EDWARD G. SANCHEZ, term to expire June 30, 2012, was referred to the Committee on Labor.

Gov. Msg. No. 587, submitting for consideration and confirmation to the Hawai'i Workforce Development Council, the nomination of CHRISTOPHER D. TATUM, term to expire June 30, 2011, was referred to the Committee on Labor.

Gov. Msg. No. 588, submitting for consideration and confirmation to the Wireless Enhanced 911 Board, the nomination of ERIC KNUTZEN, term to expire June 30, 2012, was referred to the Committee on Public Safety and Military Affairs.

Gov. Msg. No. 589, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of HANS H. CHUN, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 590, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of CAROL M. JUNG, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 591, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of MICHAEL J. MURAKOSHI, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 592, submitting for consideration and confirmation to the Community-Based Economic Development Advisory Council, the nomination of JENNIFER L. ZELKO, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 593, submitting for consideration and confirmation to the Island Burial Council, Island of Oahu, the nomination of CAROLYN KEHAUNANI ABAD, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 594, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of DAVID C. GOODE, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 595, submitting for consideration and confirmation to the Board of Land and Natural Resources, the nomination of JOHN MORGAN, term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 596, submitting for consideration and confirmation to the Land Use Commission, the nomination of THOMAS P. CONTRADES, term to expire June 30, 2013, was

referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 597, submitting for consideration and confirmation to the Land Use Commission, the nomination of NICHOLAS W. TEVES JR., term to expire June 30, 2013, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

#### HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 373 to 380) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 373, informing the Senate that the House has agreed to the amendments proposed by the Senate to H.B. No. 520, H.D. 1, and H.B. No. 520, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 3, 2009, was placed on file.

Hse. Com. No. 374, returning S.B. No. 92, which passed Third Reading in the House of Representatives on April 3, 2009, was placed on file.

Hse. Com. No. 375, returning S.B. No. 298, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2009, was placed on file.

Hse. Com. No. 376, returning S.B. No. 574, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2009, was placed on file.

Hse. Com. No. 377, returning S.B. No. 936, which passed Third Reading in the House of Representatives on April 3, 2009, was placed on file.

Hse. Com. No. 378, returning S.B. No. 1065, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 3, 2009, was placed on file.

By unanimous consent, action on S.B. No. 1065, S.D. 2 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was deferred until Tuesday, April 7, 2009.

Hse. Com. No. 379, returning S.B. No. 1113, S.D. 1, which passed Third Reading in the House of Representatives on April 3, 2009, was placed on file.

Hse. Com. No. 380, transmitting H.C.R. No. 108, which was adopted by the House of Representatives on April 3, 2009, was placed on file.

By unanimous consent, H.C.R. No. 108, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO CHANGE THE STREET NAME OF FORT BARRETTE ROAD TO KUALAKA'I ROAD," was deferred.

#### STANDING COMMITTEE REPORTS

Senators Tokuda, Hee and Sakamoto, for the Committee on Higher Education and the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 1156) recommending that S.C.R. No. 121, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1156 and S.C.R. No. 121, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII, COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, IN COOPERATION WITH THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF EDUCATION, AND THE HAWAII FARM BUREAU FEDERATION, TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO

CONSIDER THE FEASIBILITY OF ESTABLISHING A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was deferred until Tuesday, April 7, 2009.

Senators Sakamoto and Hee, for the Committee on Education and Housing and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1157) recommending that S.C.R. No. 87, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1157 and S.C.R. No. 87, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CONVENE A TASK FORCE TO REVIEW STATE AND COUNTY AFFORDABLE HOUSING APPROVAL REQUIREMENTS AND PROCEDURES," was deferred until Tuesday, April 7, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1158) recommending that S.C.R. No. 69, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1158 and S.C.R. No. 69, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION REGULATING THE SALE AND MARKETING OF TOBACCO PRODUCTS," was deferred until Tuesday, April 7, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1159) recommending that S.C.R. No. 56, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1159 and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCREASE EDUCATIONAL EFFORTS TO PREVENT AND ERADICATE CERVICAL CANCER," was deferred until Tuesday, April 7, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1160) recommending that S.C.R. No. 102, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1160 and S.C.R. No. 102, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENSURING THAT ANY LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CAUSAL FACTORS ASSOCIATED WITH CHRONIC DISEASE," was deferred until Tuesday, April 7, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1161) recommending that S.C.R. No. 57, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1161 and S.C.R. No. 57, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO MAKE IT A PRIORITY TO EDUCATE THE PUBLIC ON THE PROPER CLEANING OF PRODUCE," was deferred until Tuesday, April 7, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1162) recommending that S.C.R. No. 77, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1162 and S.C.R. No. 77, S.D. 1, entitled: "SENATE

CONCURRENT RESOLUTION PAYING TRIBUTE TO REPRESENTATIVE ROBERT H. "BOB" NAKASONE AND HIS LEGACY BY NAMING ONE OF THE MAUI MEDICAL FACILITIES IN HIS HONOR," was deferred until Tuesday, April 7, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1163) recommending that S.C.R. No. 63, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1163 and S.C.R. No. 63, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE," was deferred until Tuesday, April 7, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1164) recommending that S.R. No. 37, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1164 and S.R. No. 37, S.D. 1, entitled: "SENATE RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE," was deferred until Tuesday, April 7, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1165) recommending that S.C.R. No. 38, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1165 and S.C.R. No. 38, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS," was deferred until Tuesday, April 7, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1166) recommending that S.R. No. 22, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1166 and S.R. No. 22, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS," was deferred until Tuesday, April 7, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1167) recommending that S.C.R. No. 37 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1167 and S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS," was deferred until Tuesday, April 7, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1168) recommending that S.R. No. 21 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1168 and S.R. No. 21, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS," was deferred until Tuesday, April 7, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1169) recommending that the Senate advise and consent to the nomination of STEVEN R. OBERG CPA to the State Board of Public Accountancy, in accordance with Gov. Msg. No. 492.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1169 and Gov. Msg. No. 492 was deferred until Tuesday, April 7, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1170) recommending that the Senate advise and consent to the nomination of KEVIN R. GIBSON to the Board of Examiners in Naturopathy, in accordance with Gov. Msg. No. 461.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1170 and Gov. Msg. No. 461 was deferred until Tuesday, April 7, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1171) recommending that the Senate advise and consent to the nomination of JAEDA R. ELVENIA to the State Board of Nursing, in accordance with Gov. Msg. No. 462.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1171 and Gov. Msg. No. 462 was deferred until Tuesday, April 7, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1172) recommending that the Senate advise and consent to the nominations to the Real Estate Commission of the following:

WALTER L. HARVEY III, in accordance with Gov. Msg. No. 463; and

STANLEY M. KURIYAMA, in accordance with Gov. Msg. No. 464.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1172 and Gov. Msg. Nos. 463 and 464 was deferred until Tuesday, April 7, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1173) recommending that the Senate advise and consent to the nomination of RICHARD J.Y. LOUIS to the Elevator Mechanics Licensing Board, in accordance with Gov. Msg. No. 518.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1173 and Gov. Msg. No. 518 was deferred until Tuesday, April 7, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1174) recommending that H.B. No. 593, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 593, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SHORELINE SETBACKS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 8, 2009.

Senators Hee and Fukunaga, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1175) recommending that H.B.

No. 1141, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1141, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, April 8, 2009.

#### ORDER OF THE DAY

#### AGREE/DISAGREE

#### MATTERS DEFERRED FROM FRIDAY, APRIL 3, 2009

S.B. No. 715 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 715, and requested a conference on the subject matter thereof.

S.B. No. 823, S.D. 1 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 823, S.D. 1, and requested a conference on the subject matter thereof.

S.C.R. No. 15, S.D. 1 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 15, S.D. 1, and requested a conference on the subject matter thereof.

At this time, the Chair said:

"Conferees will be named in accordance with the action sheet to be distributed to your offices at a later date."

#### ADVISE AND CONSENT

#### MATTER DEFERRED FROM FRIDAY, APRIL 3, 2009

At 11:44 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:44 a.m.

Stand. Com. Rep. No. 1093 (Gov. Msg. No. 420):

Senator Hee moved that Stand. Com. Rep. No. 1093 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of JASON T. OKUHAMA to the Board of Directors of the Aloha Tower Development Corporation, term to expire June 30, 2013, seconded by Senator Tokuda.

Senator Hee rose and said:

"Thank you Madam President. I wanted...there were some concerns regarding this issue. The concern seems to have been reconciled. Thank you.

The President then said:

"Are we talking about Stand. Com. Rep. No. 1093 on Governor's Message 420?"

Senator Hee responded:

"That is correct."

Senator Kim requested her vote be cast "aye, with reservations," and the Chair so ordered.

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

Ayes, 25. Ayes with Reservations, 1 (Kim.) Noes, none.

#### ADOPTION OF RESOLUTIONS

##### MATTERS DEFERRED FROM FRIDAY, APRIL 3, 2009

Stand. Com. Rep. No. 1126 (S.C.R. No. 45, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1126 and S.C.R. No. 45, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Thank you, Madam President. Would you please instruct the Clerk to cast a 'no' vote for me on S.C.R. No. 45, S.D. 1, which has to do with regulation of professional employer organizations. I do not believe that that is necessary and there have been no problems.

"And also a 'no' vote on S.C.R. No. 74, S.D. 1, and S.R. No. 45, S.D. 1, requesting the Obama Administration to host a United Nations climate change conference in Hawai'i. I think the President is probably more comfortable in Europe where he's getting a warmer attitude and where he has 'dissed' the citizens of the United States. Thank you."

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 45, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF PROFESSIONAL EMPLOYER ORGANIZATIONS," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1127 (S.C.R. No. 126, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 126, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE ELECTRIFICATION OF ENERGY EFFICIENT TRANSPORTATION SYSTEMS IN HAWAII," was adopted.

Stand. Com. Rep. No. 1128 (S.R. No. 82, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 82, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE ELECTRIFICATION OF ENERGY EFFICIENT TRANSPORTATION SYSTEMS IN HAWAII," was adopted.

Stand. Com. Rep. No. 1129 (S.C.R. No. 74, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1129 and S.C.R. No. 74, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Thank you, Madam President. Would you please instruct the Clerk to cast a 'no' vote for me on S.C.R. No. 45, S.D. 1, which has to do with regulation of professional employer organizations. I do not believe that that is necessary and there have been no problems.

"And also a 'no' vote on S.C.R. No. 74, S.D. 1, and S.R. No. 45, S.D. 1, requesting the Obama Administration to host a United Nations climate change conference in Hawai'i. I think

the President is probably more comfortable in Europe where he's getting a warmer attitude and where he has 'dissed' the citizens of the United States. Thank you."

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OBAMA ADMINISTRATION TO HOST A UNITED NATIONS CLIMATE CHANGE CONFERENCE IN HAWAII IN 2010," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1130 (S.R. No. 45, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1130 and S.R. No. 45, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Thank you, Madam President. Would you please instruct the Clerk to cast a 'no' vote for me on S.C.R. No. 45, S.D. 1, which has to do with regulation of professional employer organizations. I do not believe that that is necessary and there have been no problems.

"And also a 'no' vote on S.C.R. No. 74, S.D. 1, and S.R. No. 45, S.D. 1, requesting the Obama Administration to host a United Nations climate change conference in Hawai'i. I think the President is probably more comfortable in Europe where he's getting a warmer attitude and where he has 'dissed' the citizens of the United States. Thank you."

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.R. No. 45, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE OBAMA ADMINISTRATION TO HOST A UNITED NATIONS CLIMATE CHANGE CONFERENCE IN HAWAII IN 2010," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1131 (S.C.R. No. 72):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 72, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 1132 (S.R. No. 43, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 43, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 1133 (S.C.R. No. 73):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 73, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII TO CONVENE MEETINGS WITH STAKEHOLDERS TO ADDRESS STEWARDSHIP ISSUES AND AFFIRM THE STATE'S COMMITMENT TO A

COOPERATIVE RELATIONSHIP WITH THE VARIED MEMBERS OF THE COMMUNITY INTERESTED IN MAUNA KEA AND ITS UNIQUE SPIRITUAL, CULTURAL, HISTORICAL, AND NATURAL RESOURCES,” was adopted.

Stand. Com. Rep. No. 1134 (S.R. No. 44, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 44, S.D. 1, entitled: “SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE UNIVERSITY OF HAWAII TO CONVENE MEETINGS WITH STAKEHOLDERS TO ADDRESS STEWARDSHIP ISSUES AND AFFIRM THE STATE’S COMMITMENT TO A COOPERATIVE RELATIONSHIP WITH THE VARIED MEMBERS OF THE COMMUNITY INTERESTED IN MAUNA KEA AND ITS UNIQUE SPIRITUAL, CULTURAL, HISTORICAL, AND NATURAL RESOURCES,” was adopted.

Stand. Com. Rep. No. 1138 (H.C.R. No. 32, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1138 and H.C.R. No. 32, S.D. 1 be adopted, seconded by Senator Slom.

Senator Hemmings rose in support of the measure and stated:

“This resolution is well-intended but misdirected in so many ways. I do support it because there needs to be more awareness of the violence against women throughout the world. However, where I really find disparity in the resolution is in the moral equivalency that seems to go on in issues of this nature. There’s no doubt that women are abused, even in first-world nations and alleged civilized countries, but it is no comparison to what is happening in the Muslim world with extremists. Just in the last several weeks we read and heard the terrible story of a 17-year-old girl being beaten by Muslim extremists in Afghanistan. We’ve read about a 75-year-old woman, who was a widow, being lashed as part of the penal process in Saudi Arabia for committing the crime of talking to men. This type of incredible abuse of human rights and women seems to go unnoticed by people purporting to represent themselves as ‘protectors of women’s rights.’ I’m always especially ashamed of women’s rights groups in this country, who have sat on the sidelines and been especially mute on this issue in the Muslim world of extremists. And that’s not to indict all Muslims, but it certainly is to indict—with the strongest words of condemnation—those Muslim extremists who are literally killing women, preventing them from being educated, and doing other abuses on them while the rest of the civilized world, including Hawai’i, seems to write resolutions and not even spell it out. So I would ask that this Legislature, when addressing these issues, speak more forthrightly and strongly against what’s going on in the Muslim world concerning the human rights of women. Thank you, Madam President.”

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 32, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION SUPPORTING INTERNATIONAL WHITE RIBBON CAMPAIGNS TO END MEN’S VIOLENCE AGAINST WOMEN AND ENCOURAGING THE ESTABLISHMENT OF A WHITE RIBBON CAMPAIGN ORGANIZATION IN HAWAII,” was adopted.

Stand. Com. Rep. No. 1139 (H.C.R. No. 46, S.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. 46, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO PRESERVE FUNDING AND MAINTAIN PROGRAMS, LAWS,

REGULATIONS, AND POLICIES THAT ASSIST VICTIMS OF DOMESTIC VIOLENCE,” was adopted.

**THIRD READING**

H.B. No. 1075, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, H.B. No. 1075, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1061, H.D. 1, S.D. 1:

On motion by Senator Baker, seconded by Senator English and carried, H.B. No. 1061, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 632, H.D. 1, S.D. 1:

On motion by Senator Espero, seconded by Senator Bunda and carried, H.B. No. 632, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO POLICY ADVISORY BOARD ON VETERANS’ SERVICES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the referrals and re-referrals listed on the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

Senator Hemmings rose on point of inquiry and said:

“Would that include people from this side of the aisle, who are very concerned about health care assistance?”

Senator Hemmings rose on a point of order and said:

“Madam President, I thought maybe it was taken in jest, but my question was quite serious and I didn’t get a response to it. It was an offer not to the Majority party but to the people who are very concerned, which I’ve been for a number of years that this bankrupt organization should be held accountable.”

**RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following Senate concurrent resolution that was offered on Monday, February 2, 2009:

S.C.R. No.	Re-referred to:
S.C.R. No. 23	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection

**RE-REFERRAL OF A SENATE RESOLUTION**

The Chair re-referred the following Senate resolution that was offered on Monday, February 2, 2009:

S.R. No.	Re-referred to:
S.R. No. 18	Jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection

**ADJOURNMENT**

At 11:52 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, April 7, 2009.

## FORTY-THIRD DAY

## Tuesday, April 7, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:33 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. George Grey, Office of the Honorable Donna Mercado Kim, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

At this time, Senator Espero commended and congratulated the United Filipino Council of Hawaii (UFC), which was awarded the 2008 Banaag Presidential Award for exceptional and outstanding contribution to Philippine progress and development. Representing the UFC were Eddie D. Agas, Sr. (current President), Don Alvarez (past President), Bryan P. Andaya, Esq. (immediate past President), Chuleta Paco (past Treasurer); and Edna Ballesteros (2008 Mrs. Hawaii Filipina).

At 11:39 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 a.m.

## MESSAGE FROM THE GOVERNOR

The following message from the Governor (Gov. Msg. No. 598) was read by the Clerk and was placed on file:

Gov. Msg. No. 598, dated April 6, 2009, transmitting the Revised 7-year TANF Financial Plan that was updated due to new developments, prepared by the Department of Human Services.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 381 to 390) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 381, returning S.B. No. 58, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 58, S.D. 2 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 382, returning S.B. No. 203, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 203, S.D. 2 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 383, returning S.B. No. 848, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 848 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO METAL," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 384, returning S.B. No. 940, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 940, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 385, returning S.B. No. 1195, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 1195, S.D. 1 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 386, transmitting H.C.R. No. 56, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 56, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROTECT WILDLIFE AND WILDERNESS BY OPPOSING OIL AND GAS EXPLORATION AND DEVELOPMENT IN THE ARCTIC NATIONAL WILDLIFE REFUGE AND ON THE OUTER CONTINENTAL SHELF AND SUPPORTING CLEAN, RENEWABLE ENERGY ALTERNATIVES," was deferred.

Hse. Com. No. 387, transmitting H.C.R. No. 57, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS MILLENNIUM DEVELOPMENT GOALS," was deferred.

Hse. Com. No. 388, transmitting H.C.R. No. 58, H.D. 2, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 58, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COLLEGE OF EDUCATION TO UNDERTAKE EFFORTS TO INTEGRATE ADDITIONAL INTERNATIONAL AFFAIRS AND GLOBAL EDUCATION COURSEWORK INTO ITS CURRICULUM," was deferred.

Hse. Com. No. 389, transmitting H.C.R. No. 60, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT MANOA, COLLEGE OF SOCIAL SCIENCES, PUBLIC POLICY CENTER AND SPARK M. MATSUNAGA INSTITUTE FOR PEACE AND CONFLICT RESOLUTION TO CONVENE A WORKING GROUP TO EXPLORE THE SAFE USE OF HUNTING DOGS ON PUBLIC HIKING TRAILS," was deferred.

Hse. Com. No. 390, transmitting H.C.R. No. 224, H.D. 1, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 224, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING APRIL 24 AS A DAY OF REMEMBRANCE IN RECOGNITION AND COMMEMORATION OF THE ARMENIAN GENOCIDE OF 1915," was deferred.

**STANDING COMMITTEE REPORTS**

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1176) recommending that the Senate advise and consent to the nomination of JOSE R. DIOGO to the Board of Taxation Review, 4th Taxation District (Kaua'i), in accordance with Gov. Msg. No. 372.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1176 and Gov. Msg. No. 372 was deferred until Wednesday, April 8, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1177) recommending that the Senate advise and consent to the nomination of RONALD A. KAWAHARA to the Board of Taxation Review, 2nd Taxation District (Maui), in accordance with Gov. Msg. No. 373.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1177 and Gov. Msg. No. 373 was deferred until Wednesday, April 8, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1178) recommending that the Senate advise and consent to the nomination of MARIA J. LOWDER to the Board of Taxation Review, 1st Taxation District (Oahu), in accordance with Gov. Msg. No. 374.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1178 and Gov. Msg. No. 374 was deferred until Wednesday, April 8, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1179) recommending that the Senate advise and consent to the nomination of CLARK S. HASHIMOTO to the Board of Agriculture, in accordance with Gov. Msg. No. 515.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1179 and Gov. Msg. No. 515 was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1180) recommending that S.C.R. No. 64, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1180 and S.C.R. No. 64, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES," was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1181) recommending that S.R. No. 38, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1181 and S.R. No. 38, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES," was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1182) recommending that S.C.R. No. 67, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1182 and S.C.R. No. 67, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSE AND SENATE COMMITTEES ON LABOR TO CONDUCT JOINT HEARINGS TO ASSESS THE PERFORMANCE OF

THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS," was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1183) recommending that S.R. No. 41, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1183 and S.R. No. 41, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON LABOR TO CONDUCT A HEARING TO ASSESS THE PERFORMANCE OF THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS," was deferred until Wednesday, April 8, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1184) recommending that H.B. No. 591, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1184 and H.B. No. 591, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was deferred until April 9, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1185) recommending that H.B. No. 1436, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1185 and H.B. No. 1436, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Wednesday, April 8, 2009.

**ORDER OF THE DAY****AGREE/DISAGREE****MATTERS DEFERRED FROM  
MONDAY, APRIL 6, 2009**

S.B. No. 1065, S.D. 2 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1065, S.D. 2, and requested a conference on the subject matter thereof.

At this time, the Chair said:

"Conferees will be named in accordance with the action sheet to be distributed to your offices at a later date."

**ADVISE AND CONSENT**

Stand. Com. Rep. No. 1169 (Gov. Msg. No. 492):

Senator Baker moved that Stand. Com. Rep. No. 1169 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of STEVEN R. OBERG CPA to the State Board of Public Accountancy, term to expire June 30, 2010, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1170 (Gov. Msg. No. 461):

Senator Baker moved that Stand. Com. Rep. No. 1170 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of KEVIN R. GIBSON to the Board of Examiners in Naturopathy, term to expire June 30, 2012, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1171 (Gov. Msg. No. 462):

Senator Baker moved that Stand. Com. Rep. No. 1171 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JAEDA R. ELVENIA to the State Board of Nursing, term to expire June 30, 2012, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1172 (Gov. Msg. No. 463):

Senator Baker moved that Stand. Com. Rep. No. 1172 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of WALTER L. HARVEY III to the Real Estate Commission, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1172 (Gov. Msg. No. 464):

Senator Baker moved that Stand. Com. Rep. No. 1172 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of STANLEY M. KURIYAMA to the Real Estate Commission, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1173 (Gov. Msg. No. 518):

Senator Baker moved that Stand. Com. Rep. No. 1173 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RICHARD J.Y. LOUIS to the Elevator Mechanics Licensing Board, term to expire June 30, 2012, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

## ADOPTION OF RESOLUTIONS

### MATTERS DEFERRED FROM MONDAY, APRIL 6, 2009

Stand. Com. Rep. No. 1156 (S.C.R. No. 121, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 121, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII, COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, IN COOPERATION WITH THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF EDUCATION, AND THE HAWAII FARM BUREAU FEDERATION, TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO CONSIDER THE FEASIBILITY OF ESTABLISHING A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was adopted.

Stand. Com. Rep. No. 1157 (S.C.R. No. 87, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 87, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CONVENE A TASK FORCE TO REVIEW STATE AND COUNTY AFFORDABLE HOUSING APPROVAL REQUIREMENTS AND PROCEDURES," was adopted.

Stand. Com. Rep. No. 1158 (S.C.R. No. 69, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1158 and S.C.R. No. 69, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Please instruct the Clerk to enter a 'no' vote for me for S.C.R. No. 69, S.D. 1 (Stand. Com. Rep. No. 1158). Also, S.C.R. No. 63, S.D. 1 (Stand. Com. Rep. No. 1163), and the companion S.R. No. 37, S.D. 1 (Stand. Com. Rep. No. 1164)." (The Chair so ordered.)

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 69, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION REGULATING THE SALE AND MARKETING OF TOBACCO PRODUCTS," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1159 (S.C.R. No. 56, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCREASE EDUCATIONAL EFFORTS TO PREVENT AND ERADICATE CERVICAL CANCER," was adopted.

Stand. Com. Rep. No. 1160 (S.C.R. No. 102, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 102, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENSURING THAT ANY LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CAUSAL FACTORS ASSOCIATED WITH CHRONIC DISEASE," was adopted.



Stand. Com. Rep. No. 1161 (S.C.R. No. 57, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 57, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO MAKE IT A PRIORITY TO EDUCATE THE PUBLIC ON THE PROPER CLEANING OF PRODUCE," was adopted.

Stand. Com. Rep. No. 1162 (S.C.R. No. 77, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1162 and S.C.R. No. 77, S.D. 1 be adopted, seconded by Senator Slom.

Senator Tsutsui rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Tsutsui's remarks read as follows:

"Madam President, I rise in support of Senate Concurrent Resolution 77, which pays tribute to the late Representative Bob Nakasone. Representative Nakasone faithfully and tirelessly devoted many years towards serving the people of Maui County. His role in securing funding for vital capital improvement projects for Maui has made a positive impact in the lives of our residents. In addition to the many accomplishments while serving on the Maui County Council and State House of Representatives, Representative Nakasone served as a role model for many freshmen legislators, myself included. His presence is surely missed at the Capitol, and I strongly support any action to name one of the Maui Medical Facilities in his honor."

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 77, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION PAYING TRIBUTE TO REPRESENTATIVE ROBERT H. 'BOB' NAKASONE AND HIS LEGACY BY NAMING ONE OF THE MAUI MEDICAL FACILITIES IN HIS HONOR," was adopted.

Stand. Com. Rep. No. 1163 (S.C.R. No. 63, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1163 and S.C.R. No. 63, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Please instruct the Clerk to enter a 'no' vote for me for S.C.R. No. 69, S.D. 1 (Stand. Com. Rep. No. 1158). Also, S.C.R. No. 63, S.D. 1 (Stand. Com. Rep. No. 1163), and the companion S.R. No. 37, S.D. 1 (Stand. Com. Rep. No. 1164)." (The Chair so ordered.)

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 63, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1164 (S.R. No. 37, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1164 and S.R. No. 37, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Please instruct the Clerk to enter a 'no' vote for me for S.C.R. No. 69, S.D. 1 (Stand. Com. Rep. No. 1158). Also, S.C.R. No. 63, S.D. 1 (Stand. Com. Rep. No. 1163), and the

companion S.R. No. 37, S.D. 1 (Stand. Com. Rep. No. 1164)." (The Chair so ordered.)

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 37, S.D. 1, entitled: "SENATE RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1165 (S.C.R. No. 38, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 38, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS," was adopted.

Stand. Com. Rep. No. 1166 (S.R. No. 22, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 22, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS," was adopted.

Stand. Com. Rep. No. 1167 (S.C.R. No. 37):

Senator Sakamoto moved that Stand. Com. Rep. No. 1167 and S.C.R. No. 37 be adopted, seconded by Senator Slom.

Senator Hooser requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS," was adopted with Senator Hooser voting "Aye, with Reservations".

Stand. Com. Rep. No. 1168 (S.R. No. 21):

Senator Sakamoto moved that Stand. Com. Rep. No. 1168 and S.R. No. 21 be adopted, seconded by Senator Slom.

Senator Hooser requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 21, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS," was adopted with Senator Hooser voting "Aye, with Reservations".

Senator Tokuda, Chair of the Committee on Higher Education, requested a waiver of the notice requirement pursuant to Senate Rule 21 for Gov. Msg. Nos. 579, 580 and 581.

Senator Tokuda noted:

"These Governor's Messages were received the other day. We'd like to schedule these for a hearing prior to the beginning of conference committee. In addition, for the resolution we have limited hearing dates next week due to extended floor sessions on Tuesday and Thursday and would like to have these heard."

The Chair granted the waiver.

Senator Kim, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 78.

Senator Kim noted:

“This resolution somehow inadvertently got left off the agenda for tomorrow.”

The Chair granted the waiver.

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.

#### **REFERRAL OF HOUSE CONCURRENT RESOLUTIONS**

The Chair referred the following House concurrent resolutions that were received:

H.C.R. No.	Referred to:
H.C.R. No. 56	Committee on Energy and Environment
H.C.R. No. 57	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 58, H.D. 2	Jointly to the Committee on Higher Education and the Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 60	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs
H.C.R. No. 108	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 224, H.D. 1	Committee on Transportation, International and Intergovernmental Affairs

#### **ADJOURNMENT**

At 11:54 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, April 8, 2009.

## FORTY-FOURTH DAY

## Wednesday, April 8, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:35 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Ainoa Naniolo, Office of the Honorable Russell S. Kokubun, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

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

Senator Sakamoto congratulated the Hawai'i Branch of the International Dyslexia Association (HIDA) on 25 years of service in Hawai'i. Representing HIDA were current President Elizabeth Ann Ishii and former President Susan Walker Kowen.

Senator Gabbard honored and commended Richard Maruya, inventor of the HCR188C climate friendly refrigerant.

At 11:46 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:52 a.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 599 to 601) were read by the Clerk and were placed on file:

Gov. Msg. No. 599, dated March 24, 2009, transmitting a report prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 240, SLH 2006, "Hydrogen Investment Capital Special Fund Fiscal Year 2008-2009: Measures of Effectiveness of the Renewable Hydrogen Program."

Gov. Msg. No. 600, dated April 14, 2009, transmitting the Hawaii 3Rs School Repair and Maintenance Fund Report, prepared by the Department of Education pursuant to Section 302A-1502.4, HRS.

Gov. Msg. No. 601, dated April 14, 2009, transmitting the March, 2009 Report on the Medicaid School-based Claiming Program, prepared by the Department of Education pursuant to Act 141, SLH 2005.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 391 to 394) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 391, informing the Senate that on April 7, 2009, the House disagreed to the amendments proposed by the Senate to the following House Bills:

H.B. No. 632, H.D. 1 (S.D. 1),  
H.B. No. 1061, H.D. 1 (S.D. 1), and  
H.B. No. 1075 (S.D. 1),

was placed on file.

Hse. Com. No. 392, returning S.B. No. 886, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 7, 2009, was placed on file.

By unanimous consent, action on S.B. No. 886, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO

BUSINESS REGISTRATION," was deferred until Thursday, April 9, 2009.

Hse. Com. No. 393, returning S.B. No. 1055, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 7, 2009, was placed on file.

By unanimous consent, action on S.B. No. 1055 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was deferred until Thursday, April 9, 2009.

Hse. Com. No. 394, returning S.C.R. No. 47, S.D. 1, as amended in H.D. 1, which was adopted by the House of Representatives on April 7, 2009, was placed on file.

By unanimous consent, action on S.C.R. No. 47, S.D. 1 (H.D. 1), entitled: "SENATE CONCURRENT RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY," was deferred until Thursday, April 9, 2009.

## STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1186) recommending that S.C.R. No. 89, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1186 and S.C.R. No. 89, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CLEAN UP AND INVESTIGATION OF ILLEGAL DUMPING AND ILLEGAL STRUCTURES AT LAUMAILE STREET IN KALIHI AND THE DEVELOPMENT AND IMPLEMENTATION OF MEASURES TO PREVENT ILLEGAL DUMPING AND ILLEGAL STRUCTURES IN THE AREA," was deferred until Thursday, April 9, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1187) recommending that S.R. No. 55, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1187 and S.R. No. 55, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE CLEAN UP AND INVESTIGATION OF ILLEGAL DUMPING AND ILLEGAL STRUCTURES AT LAUMAILE STREET IN KALIHI AND THE DEVELOPMENT AND IMPLEMENTATION OF MEASURES TO PREVENT ILLEGAL DUMPING AND ILLEGAL STRUCTURES IN THE AREA," was deferred until Thursday, April 9, 2009.

## ORDER OF THE DAY

## AGREE/DISAGREE

## MATTERS DEFERRED FROM TUESDAY, APRIL 7, 2009

S.B. No. 58, S.D. 2 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 58, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 203, S.D. 2 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 203, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 848 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 848, and requested a conference on the subject matter thereof.

S.B. No. 940, S.D. 1 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 940, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1195, S.D. 1 (H.D. 2):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1195, S.D. 1, and requested a conference on the subject matter thereof.

At this time, the Chair said:

“Conferees will be named in accordance with the action sheet to be distributed to your offices at a later date.”

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1176 (Gov. Msg. No. 372):

Senator Kim moved that Stand. Com. Rep. No. 1176 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Kim then moved that the Senate advise and consent to the nomination of JOSE R. DIOGO to the Board of Taxation Review, 4th Taxation District (Kaua‘i), term to expire June 30, 2013, seconded by Senator Tsutsui.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1177 (Gov. Msg. No. 373):

Senator Kim moved that Stand. Com. Rep. No. 1177 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Kim then moved that the Senate advise and consent to the nomination of RONALD A. KAWAHARA to the Board of Taxation Review, 2nd Taxation District (Maui), term to expire June 30, 2013, seconded by Senator Tsutsui.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1178 (Gov. Msg. No. 374):

Senator Kim moved that Stand. Com. Rep. No. 1178 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Kim then moved that the Senate advise and consent to the nomination of MARIA J. LOWDER to the Board of Taxation Review, 1st Taxation District (Oahu), term to expire June 30, 2013, seconded by Senator Tsutsui.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1179 (Gov. Msg. No. 515):

Senator Hee moved that Stand. Com. Rep. No. 1179 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of CLARK S. HASHIMOTO to the Board of Agriculture, term to expire June 30, 2013, seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM TUESDAY, APRIL 7, 2009

Stand. Com. Rep. No. 1180 (S.C.R. No. 64, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 64, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES,” was adopted.

Stand. Com. Rep. No. 1181 (S.R. No. 38, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 38, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES,” was adopted.

Stand. Com. Rep. No. 1182 (S.C.R. No. 67, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 67, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSE AND SENATE COMMITTEES ON LABOR TO CONDUCT JOINT HEARINGS TO ASSESS THE PERFORMANCE OF THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS,” was adopted.

Stand. Com. Rep. No. 1183 (S.R. No. 41, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 41, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON LABOR TO CONDUCT A HEARING TO ASSESS THE PERFORMANCE OF THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS,” was adopted.

#### THIRD READING

H.B. No. 593, H.D. 2, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, H.B. No. 593, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SHORELINE SETBACKS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1141, H.D. 1, S.D. 1:

Senator Hee moved that H.B. No. 1141, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Fukunaga.

Senator Hemmings rose to speak in support of the measure and stated:

“I guess if I was a prudent politician I’d be voting against this bill because some constituencies have testified against it, including the Kailua Neighborhood Board. I find that in Kailua we have to assume some of the responsibilities of contributing to the economy like everybody else. We’re spending a tremendous amount of money promoting the film industry in Hawai’i, and if we start carving out niches for whatever reasons where they cannot film, sooner or later every community will ban the film industry, and I don’t think that will be constructive for anyone. So, I’ll be voting in favor of this. Thank you.”

The motion was put by the Chair and carried, H.B. No. 1141, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1185 (H.B. No. 1436, H.D. 1, S.D. 1):

On motion by Senator Hee, seconded by Senator Tokuda and carried, H.B. No. 1436, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Senator Gabbard, Chair of the Committee on Energy and Environment, requested that the referral of H.B. No. 1663, H.D. 1, S.D. 1 to the Committee on Energy and Environment be waived.

Senator Gabbard noted:

“Madam President, your Committee previously filed Standing Committee Report No. 1059 on March 27, 2009, recommending that H.B. No. 1663, S.D. 1, pass Second Reading and be referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs. On March 30<sup>th</sup>, H.B. No. 1663, S.D. 1, was re-referred to your Committee on Energy and Environment to remove the subsequent referral to the Committee on Water, Land, Agriculture, and Hawaiian Affairs and bring the measure to the floor. Both committees to which the bill was originally referred agreed to this re-referral in order to position the bill to meet the second crossover deadline.”

The Chair granted the waiver.

On motion by Senator Gabbard, seconded by Senator English and carried, H.B. No. 1663, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TARO SECURITY,” was placed on the calendar for Third Reading on Thursday, April 9, 2009.

Senator Takamine, Chair of the Committee on Labor, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.B. No. 31.

Senator Takamine noted:

“This measure was deferred for decision-making to 2:45 p.m. tomorrow, 4/9, which will be too late for it to be placed on that day’s floor session agenda. Because it is a single referral measure, it must pass Second Reading on Thursday 4/9 in order to be placed on the Calendar for Third Reading on Tuesday 4/14.”

The Chair granted the waiver.

At this time, the Chair made the following announcements:

“The deadline for filing House bills that need to pass Second Reading is 6:00 p.m. tonight.

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

**RE-REFERRAL OF MESSAGES FROM THE GOVERNOR**

The Chair re-referred the following Governor’s Messages that were received:

G.M. No.	Re-referred to:
Gov. Msg. No. 567	Committee on Transportation, International and Intergovernmental Affairs
Gov. Msg. No. 589	Committee on Economic Development and Technology
Gov. Msg. No. 590	Committee on Economic Development and Technology
Gov. Msg. No. 591	Committee on Economic Development and Technology
Gov. Msg. No. 592	Committee on Economic Development and Technology

**ADJOURNMENT**

At 11:59 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, April 9, 2009.

## FORTY-FIFTH DAY

## Thursday, April 9, 2009

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

The Divine Blessing was invoked by Reverend David Hirano, Waipahu United Church of Christ, after which the Roll was called showing all Senators present with the exception of Senator Sakamoto who was excused.

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

At this time, Senator Galuteria, with the assistance of Senator Baker, recognized, honored, and remembered Reverend Frank A. Chong for his lifelong work on behalf of the poor, disenfranchised, and sick in the State of Hawai'i.

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

The Senate reconvened at 11:53 a.m.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 395 to 401) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 395, transmitting H.C.R. No. 41, which was adopted by the House of Representatives on April 8, 2009, was placed on file.

By unanimous consent, H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE ANALYSIS OF LOCKSMITHS," was deferred.

Hse. Com. No. 396, transmitting H.C.R. No. 65, H.D. 1, which was adopted by the House of Representatives on April 8, 2009, was placed on file.

By unanimous consent, H.C.R. No. 65, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII AMERICAN WATER COMPANY TO IMPLEMENT AN ODOR MITIGATION PLAN FOR ITS FACILITY IN HAWAII KAI," was deferred.

Hse. Com. No. 397, transmitting H.C.R. No. 123, which was adopted by the House of Representatives on April 8, 2009, was placed on file.

By unanimous consent, H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION URGING NONPROFIT ORGANIZATIONS AND COMMUNITY GROUPS TO ESTABLISH SAFETY PROCEDURES FOR ROADSIDE SOLICITATION OF FUNDS AND DONATED GOODS," was deferred.

Hse. Com. No. 398, transmitting H.C.R. No. 254, H.D. 1, which was adopted by the House of Representatives on April 8, 2009, was placed on file.

By unanimous consent, H.C.R. No. 254, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE TO RECOGNIZE THE HISTORICAL SIGNIFICANCE OF THE FALLS OF CLYDE AS A SAILING JEWEL OF HAWAII," was deferred.

Hse. Com. No. 399, transmitting H.C.R. No. 287, H.D. 1, which was adopted by the House of Representatives on April 8, 2009, was placed on file.

By unanimous consent, H.C.R. No. 287, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING

THE LEGISLATIVE REFERENCE BUREAU TO GATHER AND COMPILE INFORMATION ON DAYLIGHT SAVINGS AND ITS EFFECT ON CLIMATE CHANGE AND ENERGY-USE REDUCTION," was deferred.

Hse. Com. No. 400, returning S.B. No. 113, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 8, 2009, was placed on file.

By unanimous consent, action on S.B. No. 113 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," was deferred until Tuesday, April 14, 2009.

Hse. Com. No. 401, returning S.B. No. 1676, S.D. 2, which passed Third Reading in the House of Representatives on April 8, 2009, was placed on file.

## STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1188) recommending that H.B. No. 1070, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1070, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senators Ige and Kidani, for the Committee on Health and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 1189) recommending that H.B. No. 1538, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1538, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTALLY-SENSITIVE PRODUCTS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senators Ige and Gabbard, for the Committee on Health and the Committee on Energy and Environment, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1190) recommending that H.B. No. 834, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 834, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1191) recommending that H.B. No. 1212, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1212, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senators Takamine and Chun Oakland, for the Committee on Labor and the Committee on Human Services, presented a joint

report (Stand. Com. Rep. No. 1192) recommending that H.B. No. 332, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 332, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1193) recommending that H.B. No. 34, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 34, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1194) recommending that H.B. No. 35, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 35, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1195) recommending that H.B. No. 573, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 573, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1196) recommending that H.B. No. 1495, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1495, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE INCOME TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1197) recommending that H.B. No. 1544, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1544, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1198) recommending that H.B. No. 1550, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1550, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1199) recommending that H.B. No. 1744, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1744, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1200) recommending that H.B. No. 1747, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1747, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1201) recommending that H.B. No. 813, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 813, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1202) recommending that H.B. No. 349, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 349, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1203) recommending that H.B. No. 39, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 39, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE REVENUES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1204) recommending that H.B. No. 1605, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1605, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senators Gabbard and Fukunaga, for the Committee on Energy and Environment and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1205) recommending that H.B. No. 1272, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1272, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senators Gabbard, Baker, and Taniguchi, for the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection and the Committee on Judiciary and Government Operations, presented a joint report (Stand. Com. Rep. No. 1206) recommending that H.B. No. 1809, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 1809, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1207) recommending that H.B. No. 1470, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1470, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1208) recommending that H.B. No. 1512, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1512, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1209) recommending that H.B. No. 1351, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1351, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE AGRICULTURAL PARKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senators Nishihara and Kim, for the Committee on Tourism and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1210) recommending that H.B. No. 754, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 754, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1211) recommending that H.B. No. 1364, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1364, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1212) recommending that H.B. No. 1739, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1739, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1213) recommending that H.B. No. 1741, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 1741, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1214) recommending that H.B. No. 730, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 730, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1215) recommending that H.B. No. 135, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 135, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSECT," passed Second Reading and be placed on the calendar for Third Reading on April 14, 2009.



Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1216) recommending that H.B. No. 274, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 274, entitled: "A BILL FOR AN ACT RELATING TO PATRIOT DAY," passed Second Reading and be placed on the calendar for Third Reading on April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1217) recommending that H.B. No. 293, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 293, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS," passed Second Reading and be placed on the calendar for Third Reading on April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1218) recommending that H.B. No. 294, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 294, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL LIABILITY OF TRUSTEE TO THIRD PARTIES," passed Second Reading and be placed on the calendar for Third Reading on April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1219) recommending that H.B. No. 1148, H.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1148, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and be placed on the calendar for Third Reading on April 14, 2009.

Senators Kim and Taniguchi, for the Committee on Ways and Means and the Committee on Judiciary and Government Operations, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1220) recommending that H.B. No. 1260, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1260, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senators Taniguchi and Kim, for the Committee on Judiciary and Government Operations and the Committee on Ways and Means, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1221) recommending that H.B. No. 1536, H.D. 2, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the majority of the Committees was adopted and H.B. No. 1536, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALARIES," passed

Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1222) recommending that H.B. No. 128, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 128, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1223) recommending that H.B. No. 31, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 31, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1224) recommending that H.B. No. 200, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and H.B. No. 200, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1225) recommending that H.B. No. 1600, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 1600, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, April 14, 2009.

#### ORDER OF THE DAY

#### AGREE/DISAGREE

#### MATTERS DEFERRED FROM WEDNESDAY, APRIL 8, 2009

S.B. No. 886, S.D. 1 (H.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 886, S.D. 1, and S.B. No. 886, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT REALTING TO BUSINESS REGISTRATION," was placed on the calendar for Final Reading on Tuesday, April 14, 2009.

S.B. No. 1055 (H.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1055 and S.B. No. 1055, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," was

placed on the calendar for Final Reading on Tuesday, April 14, 2009.

S.C.R. No. 47, S.D. 1 (H.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 47, S.D. 1, and S.C.R. No. 47, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY," was placed on the calendar for Final Adoption on Tuesday, April 14, 2009.

#### ADOPTION OF RESOLUTIONS

##### MATTERS DEFERRED FROM WEDNESDAY, APRIL 8, 2009

Stand. Com. Rep. No. 1186 (S.C.R. No. 89, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 89, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CLEAN UP AND INVESTIGATION OF ILLEGAL DUMPING AND ILLEGAL STRUCTURES AT LAUMAILE STREET IN KALIHI AND THE DEVELOPMENT AND IMPLEMENTATION OF MEASURES TO PREVENT ILLEGAL DUMPING AND ILLEGAL STRUCTURES IN THE AREA," was adopted.

Stand. Com. Rep. No. 1187 (S.R. No. 55, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 55, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE CLEAN UP AND INVESTIGATION OF ILLEGAL DUMPING AND ILLEGAL STRUCTURES AT LAUMAILE STREET IN KALIHI AND THE DEVELOPMENT AND IMPLEMENTATION OF MEASURES TO PREVENT ILLEGAL DUMPING AND ILLEGAL STRUCTURES IN THE AREA," was adopted.

#### THIRD READING

Stand. Com. Rep. No. 1184 (H.B. No. 591, H.D. 1, S.D. 2):

By unanimous consent, action on Stand. Com. Rep. No. 1184 and H.B. No. 591, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was deferred until Tuesday, April 14, 2009.

H.B. No. 1663, H.D. 1, S.D. 1:

By unanimous consent, H.B. No. 1663, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TARO SECURITY," was deferred until Tuesday, April 14, 2009.

#### RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 715 (H.D. 1)

By unanimous consent, action on S.B. No. 715, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, April 14, 2009.

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

"I don't know how many checked their CNN.com news site today or watched CNN on TV, but I'm very proud of the residents in District 7 of Kaaui and Ni'ihau. There's a front page story, if you would, about residents gathering together and overcoming some significant obstacles with regard to the closure of parks. As we all know, the state is in some dire budget conditions right now, and Polihale Park has been closed

to the public, and it's really a treasure of a park. It's been closed since December and the state has not had the money to repair the park—to fix the road, to fix the bridges—and the Department of Land and Natural Resources had estimated it to be a \$4 million project to do this and might take up to a year to complete. But the citizens of Kaaui got together with the Department of Land and Natural Resources. Their livelihoods were being threatened, their businesses. Some private residents weren't able to go to the beach—go fishing, go surfing—and they were tired of waiting for government's help, so business owners and residents pulled together and completed the \$4 million repair state job to a state park for free. They did this with contribution of many businesses, contractors, private citizens; they did in 8 days what the state had estimated it might take up to a year to do, and the park is now fixed. They're getting ready to do their final inspections. I think this is just an indication of the type of citizenship, the type of working together, the type of public-private partnerships that we all talk about, but this in action. And I just want to acknowledge the people in my community, specifically Bruce Pleas, who's a local surfer who helped organize the volunteers. The list of people who contributed is far too long to read today, but I want to applaud their actions and point out again they saved the state \$4 million. And I would like to ask the Co-Chair of the Ways and Means Committee to please credit the District 7 CIP list with that amount so we can move on to other projects. Thank you, Madam President."

At this time, the Chair made the following announcement:

"The deadline for filing House bills to be positioned for Third Reading on Tuesday is 6:00 p.m. tonight.

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

#### STANDING COMMITTEE REPORTS

On motion by Senator Hooser, seconded by Senator Slom and carried unanimously, the Senate authorized the Clerk to receive standing committee reports recommending that House bills be placed on the calendar for Third Reading. In consequence thereof, and subsequent to its recessing at 11:59 a.m., the Senate took the following actions on the following House bills and standing committee reports:

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1226) recommending that H.B. No. 1404, H.D. 1, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1226 and H.B. No. 1404, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1227) recommending that H.B. No. 267, H.D. 2, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1227 and H.B. No. 267, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1228) recommending that H.B. No. 1362, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1228 and H.B. No. 1362, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1229) recommending that H.B. No. 814, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1229 and H.B. No. 814, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1230) recommending that H.B. No. 1270, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1230 and H.B. No. 1270, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1231) recommending that H.B. No. 1378, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1231 and H.B. No. 1378, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1232) recommending that H.B. No. 1696, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1232 and H.B. No. 1696, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1233) recommending that H.B. No. 618, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1233 and H.B. No. 618, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1234) recommending that H.B. No. 869, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1234 and H.B. No. 869, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1235) recommending that H.B. No. 1040, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1235 and H.B. No. 1040, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep.

No. 1236) recommending that H.B. No. 1417, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1236 and H.B. No. 1417, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILE BILLBOARDS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1237) recommending that H.B. No. 1642, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1237 and H.B. No. 1642, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PURCHASES OF HEALTH AND HUMAN SERVICES," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1238) recommending that H.B. No. 643, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1238 and H.B. No. 643, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1239) recommending that H.B. No. 1422, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1239 and H.B. No. 1422, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1240) recommending that H.B. No. 1414, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1240 and H.B. No. 1414, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1241) recommending that H.B. No. 1031, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1241 and H.B. No. 1031, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1242) recommending that H.B. No. 615, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1242 and H.B. No. 615, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1243) recommending that H.B. No. 271, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1243 and H.B. No. 271, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1244) recommending that H.B. No. 1152, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1244 and H.B. No. 1152, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1245) recommending that H.B. No. 1763, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1245 and H.B. No. 1763, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1246) recommending that H.B. No. 586, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1246 and H.B. No. 586, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1247) recommending that H.B. No. 899, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1247 and H.B. No. 899, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1248) recommending that H.B. No. 1175, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1248 and H.B. No. 1175, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1249) recommending that H.B. No. 1371, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1249 and H.B. No. 1371, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1250) recommending that H.B. No. 1807, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1250 and H.B. No. 1807, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1251) recommending that H.B. No. 111, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1251 and H.B. No. 111, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE SALARIES," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1252) recommending that H.B. No. 179, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1252 and H.B. No. 179, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1253) recommending that H.B. No. 242, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1253 and H.B. No. 242, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1254) recommending that H.B. No. 895, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1254 and H.B. No. 895, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1255) recommending that H.B. No. 1204, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1255 and H.B. No. 1204, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1256) recommending that H.B. No. 1627, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1256 and H.B. No. 1627, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1257) recommending that H.B. No. 1665, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1257 and H.B. No. 1665, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1258) recommending that H.B. No. 1676, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1258 and H.B. No. 1676, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1259) recommending that H.B. No. 574, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1259 and H.B. No. 574, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1260) recommending that H.B. No. 960, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1260 and H.B. No. 960, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1261) recommending that H.B. No. 991, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1261 and H.B. No. 991, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1262) recommending that H.B. No. 1045, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1262 and H.B. No. 1045, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1263) recommending that H.B. No. 1628, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1263 and H.B. No. 1628, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1264) recommending that H.B. No. 1678, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1264 and H.B. No. 1678, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1265) recommending that H.B. No. 1692, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1265 and H.B. No. 1692, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1266) recommending that H.B. No. 36, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1266 and H.B. No. 36, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1267) recommending that H.B. No. 1166, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1267 and H.B. No. 1166, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1268) recommending that H.B. No. 541, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1268 and H.B. No. 541, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE PERSONNEL," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1269) recommending that H.B. No. 1483, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1269 and H.B. No. 1483, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR BETTER PLACE HAWAII, INC.," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1270) recommending that H.B. No. 317, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1270 and H.B. No. 317, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILE MEDICAL CARE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1271) recommending that H.B. No. 183, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1271 and H.B. No. 183, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1272) recommending that H.B. No. 371, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1272 and H.B. No. 371, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1273) recommending that H.B. No. 427, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1273 and H.B. No. 427, H.D. 1, S.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 until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1274) recommending that H.B. No. 519, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1274 and H.B. No. 519, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INMATES," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1275) recommending that H.B. No. 982, H.D. 3, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1275 and H.B. No. 982, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1276) recommending that H.B. No. 983, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1276 and H.B. No. 983, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1277) recommending that H.B. No. 994, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1277 and H.B. No. 994, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1278) recommending that H.B. No. 1405, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1278 and H.B. No. 1405, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1279) recommending that H.B. No. 1016, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1279 and H.B. No. 1016, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1280) recommending that H.B. No. 1611, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1280 and H.B. No. 1611, H.D. 2, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS," was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1281) recommending that H.B. No. 1273, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1281 and H.B. No. 1273, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1282) recommending that H.B. No. 28, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1282 and H.B. No. 28, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEAD HUMAN BODIES," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1283) recommending that H.B. No. 876, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1283 and H.B. No. 876, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1284) recommending that H.B. No. 1379, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1284 and H.B. No. 1379, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1285) recommending that H.B. No. 358, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1285 and H.B. No. 358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG TREATMENT," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1286) recommending that H.B. No. 366, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1286 and H.B. No. 366, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1287) recommending that H.B. No. 1537, H.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1287 and H.B. No. 1537, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1288) recommending that H.B. No. 1059, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1288 and H.B. No. 1059, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1289) recommending that H.B. No. 1074, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1289 and H.B. No. 1074, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1290) recommending that H.B. No. 395, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1290 and H.B. No. 395, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1291) recommending that H.B. No. 426, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1291 and H.B. No. 426, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1292) recommending that H.B. No. 610, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1292 and H.B. No. 610, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1293) recommending that H.B. No. 739, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1293 and H.B. No. 739, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1294) recommending that H.B. No. 863, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1294 and H.B. No. 863, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A COUNTY TRANSIT ORIENTED DEVELOPMENT INFRASTRUCTURE REVOLVING FUND," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1295) recommending

that H.B. No. 989, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1295 and H.B. No. 989, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1296) recommending that H.B. No. 1057, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1296 and H.B. No. 1057, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1297) recommending that H.B. No. 1064, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1297 and H.B. No. 1064, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1298) recommending that H.B. No. 333, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1298 and H.B. No. 333, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1299) recommending that H.B. No. 694, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1299 and H.B. No. 694, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1300) recommending that H.B. No. 1098, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1300 and H.B. No. 1098, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1301) recommending that H.B. No. 1284, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1301 and H.B. No. 1284, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1302) recommending that H.B. No. 1354, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1302 and H.B. No. 1354, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1303) recommending that H.B. No. 1471, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1303 and H.B. No. 1471, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1304) recommending that H.B. No. 1525, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1304 and H.B. No. 1525, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1305) recommending that H.B. No. 1831, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1305 and H.B. No. 1831, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1306) recommending that H.B. No. 975, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1306 and H.B. No. 975, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1307) recommending that H.B. No. 142, H.D. 1, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1307 and H.B. No. 142, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTRA-STATE AVIATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1308) recommending that H.B. No. 343, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1308 and H.B. No. 343, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1309) recommending that H.B. No. 1504, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1309 and H.B. No. 1504, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1310) recommending

that H.B. No. 1491, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1310 and H.B. No. 1491, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL FACILITY TAX CREDIT," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1311) recommending that H.B. No. 1015, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1311 and H.B. No. 1015, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OBLIGATIONS OF THE DEPARTMENT OF HAWAIIAN HOME LANDS TRUST FUND," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1312) recommending that H.B. No. 1451, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1312 and H.B. No. 1451, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1313) recommending that H.B. No. 1782, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1313 and H.B. No. 1782, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INFORMATION EXCHANGE," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1314) recommending that H.B. No. 984, H.D. 4, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1314 and H.B. No. 984, H.D. 4, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1315) recommending that H.B. No. 300, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1315 and H.B. No. 300, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1316) recommending that H.B. No. 900, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1316 and H.B. No. 900, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1317) recommending that H.B. No. 1728, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1317 and H.B. No. 1728, H.D. 1, S.D. 1, entitled: "A BILL FOR AN



ACT RELATING TO FEES,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1318) recommending that H.B. No. 1686, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1318 and H.B. No. 1686, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1319) recommending that H.B. No. 1776, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1319 and H.B. No. 1776, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1320) recommending that H.B. No. 1103, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1320 and H.B. No. 1103, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1321) recommending that H.B. No. 381, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1321 and H.B. No. 381, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1322) recommending that H.B. No. 611, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1322 and H.B. No. 611, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1323) recommending that H.B. No. 986, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1323 and H.B. No. 986, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1324) recommending that H.B. No. 1766, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1324 and H.B. No. 1766, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1325) recommending that H.B. No. 1712, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1325 and H.B. No. 1712, H.D. 2, S.D. 2, entitled: “A BILL FOR AN

ACT RELATING TO FISHING,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1326) recommending that H.B. No. 1552, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1326 and H.B. No. 1552, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1327) recommending that H.B. No. 1464, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1327 and H.B. No. 1464, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY RESOURCES,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1328) recommending that H.B. No. 1271, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1328 and H.B. No. 1271, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1329) recommending that H.B. No. 1071, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1329 and H.B. No. 1071, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1330) recommending that H.B. No. 686, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1330 and H.B. No. 686, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO REDUCED IGNITION PROPENSITY CIGARETTES,” was deferred until Tuesday, April 14, 2009.

Senator Kim, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1331) recommending that H.B. No. 1174, H.D. 3, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1331 and H.B. No. 1174, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” was deferred until Tuesday, April 14, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1332) recommending that H.B. No. 690, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1332 and H.B. No. 690, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” was deferred until Tuesday, April 14, 2009.

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

No. 1333) recommending that H.B. No. 1503, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1333 and H.B. No. 1503, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES," was deferred until Tuesday, April 14, 2009.

Senators Taniguchi and Kim, for the Committee on Judiciary and Government Operations and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 1334) recommending that H.B. No. 1713, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1334 and H.B. No. 1713, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1335) recommending that H.B. No. 640, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1335 and H.B. No. 640, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1336) recommending that H.B. No. 819, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1336 and H.B. No. 819, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIME," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1337) recommending that H.B. No. 1415, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1337 and H.B. No. 1415, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1338) recommending that H.B. No. 262, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1338 and H.B. No. 262, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1339) recommending that H.B. No. 590, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1339 and H.B. No. 590, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1340) recommending that H.B. No. 952, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1340 and H.B. No. 952, H.D. 1, S.D. 2, entitled: "A BILL FOR AN

ACT RELATING TO LABOR," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1341) recommending that H.B. No. 981, H.D. 2, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1341 and H.B. No. 981, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1342) recommending that H.B. No. 1316, H.D. 2, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1342 and H.B. No. 1316, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1343) recommending that H.B. No. 1479, H.D. 2, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1343 and H.B. No. 1479, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred until Tuesday, April 14, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1344) recommending that H.B. No. 1101, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1344 and H.B. No. 1101, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES," was deferred until Tuesday, April 14, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1345) recommending that H.B. No. 589, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1345 and H.B. No. 589, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES," was deferred until Tuesday, April 14, 2009.

**REFERRAL OF HOUSE CONCURRENT RESOLUTIONS**

The Chair referred the following House concurrent resolutions that were received:

H.C.R. No.	Referred to:
H.C.R. No. 41	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
H.C.R. No. 65, H.D. 1	Committee on Energy and Environment
H.C.R. No. 123	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 254, H.D. 1	Committee on Economic Development and Technology

H.C.R. No. 287, H.D. 1 Committee on Energy and Environment, then to the Committee on Ways and Means

**APPOINTMENT OF CONFEREES**

S.B. No. 58, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 58, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 203, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 203, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 440, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 440, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; English, co-chair; Kidani, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 823, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 823, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Taniguchi, Slom managers on the part of the Senate at such conference.

S.B. No. 940, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 940, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1065, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1065, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Fukunaga, Baker, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1195, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1195, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Hee, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 319, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 319, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Taniguchi, Slom as managers on the part of the Senate at such conference.

H.B. No. 632, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 632, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Galuteria, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1061, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1061, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; English, co-chair; Espero, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1075 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1075, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

**ADJOURNMENT**

At 6:00 p.m., the Senate adjourned until 9:30 a.m., Tuesday, April 14, 2009.

## FORTY-SIXTH DAY

**Tuesday, April 14, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 9:37 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Norman Sakamoto, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 602 to 607) were read by the Clerk and were placed on file:

Gov. Msg. No. 602, dated April 7, 2009, transmitting a Report on Adequacy of Services for Veterans, prepared by the Department of Defense, Office of Veterans Services, pursuant to Act 213, SLH 2007.

Gov. Msg. No. 603, informing the Senate that on April 9, 2009, the Governor signed into law House Bill No. 442 as Act 3, entitled: "RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS BOARD."

Gov. Msg. No. 604, informing the Senate that on April 9, 2009, the Governor withdrew the nomination of MARILYN L. MCINTOSH to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, under Gov. Msg. No. 505, dated March 19, 2009.

In compliance with Gov. Msg. No. 604, the nomination listed under Gov. Msg. No. 505 was returned.

Gov. Msg. No. 605, dated March 26, 2009, transmitting the 2008 Annual Report of the State of Hawaii Community-Based Economic Development Technical and Financial Assistance Program, prepared by the Department of Business, Economic Development, and Tourism.

Gov. Msg. No. 606, dated April 7, 2009, transmitting the Aloha Tower Development Corporation Annual Report 2008 pursuant to Chapter 206J, HRS.

Gov. Msg. No. 607, informing the Senate that on April 13, 2009, the Governor withdrew the nomination of CASIMIRA FERREIRA to the Hawai'i Commission for National and Community Service, under Gov. Msg. No. 553, dated April 1, 2009.

In compliance with Gov. Msg. No. 607, the nomination listed under Gov. Msg. No. 553 was returned.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 402 to 418) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 402, returning S.B. No. 35, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 35, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 403, returning S.B. No. 55, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 55, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 404, returning S.B. No. 281, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 281 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 405, returning S.B. No. 382, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 382, S.D. 1 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 406, returning S.B. No. 426, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 426 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," was deferred until the end of the calendar.

Hse. Com. No. 407, returning S.B. No. 532, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 532, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO LIMITING CIVIL LIABILITY," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 408, returning S.B. No. 711, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 711, S.D. 1 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 409, returning S.B. No. 932, S.D. 2, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 932, S.D. 2 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO INFECTIOUS DISEASE TESTING," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 410, returning S.B. No. 933, S.D. 2, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 933, S.D. 2 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY LICENSURE OF DENTISTS," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 411, returning S.B. No. 1066, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 1066, S.D. 2 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 412, returning S.B. No. 1073, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 1073, S.D. 1 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 413, returning S.B. No. 1222, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, action on S.B. No. 1222, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO THE HUMANE TREATMENT OF PET ANIMALS," was deferred until Thursday, April 16, 2009.

Hse. Com. No. 414, returning S.B. No. 438, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

Hse. Com. No. 415, returning S.B. No. 856, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

Hse. Com. No. 416, transmitting H.C.R. No. 150, which was adopted by the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, H.C.R. No. 150, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES," was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 417, transmitting H.C.R. No. 246, H.D. 1, which was adopted by the House of Representatives on April 9, 2009, was placed on file.

By unanimous consent, H.C.R. No. 246, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH A TASK FORCE TO DEVELOP A POLICY AGAINST TEEN DATING VIOLENCE AND ABUSE," was referred to the Committee on Human Services and the Committee on Education and Housing.

Hse. Com. No. 418, informing the Senate that on April 9, 2009, the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 593, H.D. 2, (S.D. 1);  
H.B. No. 1141, H.D. 1, (S.D. 1); and  
H.B. No. 1436, H.D. 1, (S.D. 1),

was placed on file.

#### STANDING COMMITTEE REPORTS

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1346) recommending that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

PETER L. FRITZ, in accordance with Gov. Msg. No. 323;  
MALCOLM "MARK" M. GIBLIN, in accordance with Gov. Msg. No. 324;  
LUCY MILLER PHD, in accordance with Gov. Msg. No. 330; and  
GLENN M. MORGAN, in accordance with Gov. Msg. No. 333.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1346 and Gov. Msg. Nos. 323, 324, 330 and 333 was deferred until Thursday, April 16, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1347) recommending that S.R. No. 33, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1347 and S.R. No. 33, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO MAKE IT A PRIORITY TO EDUCATE THE PUBLIC ON THE PROPER CLEANING OF PRODUCE," was deferred until Thursday, April 16, 2009.

Senators Chun Oakland and Takamine, for the Committee on Human Services and the Committee on Labor, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1348) recommending that S.C.R. No. 32, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1348 and S.C.R. No. 32, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING STAKEHOLDERS AND INTERESTED PARTIES TO WORK TOGETHER TO ESTABLISH PAID FAMILY LEAVE OR SIMILAR WAGE REPLACEMENT PROGRAMS TO ASSIST FAMILY CAREGIVERS," was deferred until Thursday, April 16, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1349) recommending that S.C.R. No. 165, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1349 and S.C.R. No. 165, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE ON HUMANE RESTRAINT AND CONFINEMENT OF PET ANIMALS," was deferred until Thursday, April 16, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1350) recommending that S.R. No. 114, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1350 and S.R. No. 114, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE ON HUMANE RESTRAINT AND CONFINEMENT OF PET ANIMALS," was deferred until Thursday, April 16, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1351) recommending that S.C.R. No. 171, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1351 and S.C.R. No. 171, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO RECOGNIZE THE THIRD SATURDAY OF EVERY APRIL AS "HAWAIIAN MONK SEAL DAY" AND TO COORDINATE THE IMPLEMENTATION OF THE RECOVERY PLAN FOR THE HAWAIIAN MONK SEAL WITH THE FEDERAL AND COUNTY GOVERNMENTS," was deferred until Thursday, April 16, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1352) recommending that S.R. No. 117, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1352 and S.R. No. 117, S.D. 1, entitled: "SENATE RESOLUTION URGING THE STATE OF HAWAII TO RECOGNIZE THE THIRD SATURDAY OF EVERY APRIL AS "HAWAIIAN MONK SEAL DAY" AND TO COORDINATE THE IMPLEMENTATION OF THE RECOVERY PLAN FOR THE HAWAIIAN MONK SEAL WITH THE FEDERAL AND COUNTY GOVERNMENTS," was deferred until Thursday, April 16, 2009.

#### ORDER OF THE DAY

#### AGREE/DISAGREE

#### MATTERS DEFERRED FROM THURSDAY, APRIL 9, 2009

S.B. No. 113 (H.D.1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 113, and requested a conference on the subject matter thereof.

#### FINAL ADOPTION

S.C.R. No. 47, S.D. 1, 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. 47, S.D. 1, and S.C.R. No. 47, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION PROCLAIMING 2009 AS THE YEAR OF THE NONCOMMISSIONED OFFICER CORPS OF THE UNITED STATES ARMY," was Finally Adopted.

#### FINAL READING

S.B. No. 886, S.D. 1, H.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 886, S.D. 1, and S.B. No. 886, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1055, H.D. 1:

On motion by Senator English, seconded by Senator Gabbard and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1055, and S.B. No. 1055, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

#### THIRD READING

#### MATTER DEFERRED FROM THURSDAY, APRIL 9, 2009

H.B. No. 1663, H.D. 1, S.D. 1:

Senator Gabbard moved that H.B. No. 1663, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator English.

Senator Tokuda then offered the following amendment (Floor Amendment No. 4) to H.B. No. 1663, H.D. 1, S.D. 1:

SECTION 1. House Bill No. 1663, H.D. 1, S.D. 1, is amended by deleting the contents of section 1 its entirety and replacing it with the contents of an earlier version of the measure, House Bill No. 1663, H.D. 1, as amended, to read as follows:

"SECTION 1. Kalo, the Hawaiian word for taro (*Colocasia esculenta*), is a culturally significant plant to the kanaka maoli (Hawaii's indigenous peoples) and the State of Hawaii. Kalo intrinsically embodies the interdependency of the past, the present, and the future, the essence of procreation and regeneration, as the foundation of any sustainable practice. Kalo expresses the spiritual and physical well-being of not only the kanaka maoli and their heritage, but also symbolizes the environmental, social, and cultural values important to the State. This relationship is represented in the use of the kalo plant on the crown of King Kalakaua. The state seal, adopted in 1959, includes eight taro leaves below the shield, honoring the connection between the health of the land and the health of the state. Today, the logo of the office of Hawaiian affairs and many commercial enterprises throughout the state use this symbol to communicate ohana, integrity, and a connection to Hawaiian culture. The State of Hawaii further recognized the cultural and historic significance of taro by designating it as the official state plant.

Over three hundred kalo varieties may have existed at the time of the arrival of European explorers (Pukui and Elbert, *Hawaiian Dictionary*, 1986). Of these, sixty-nine varieties are unique to the Hawaiian islands due to the horticultural skills of native Hawaiian farmers (according to *Bulletin 84: Taro Varieties in Hawaii*, 1939). Some varieties are extremely rare. Protecting and maintaining the genetic identity of these varieties is critically important to the recovery of old taro varieties in Hawaii.

Kalo is an important food crop in Hawaii and a complex carbohydrate the hypo-allergenic properties of which are life-saving for those with digestive disorders and allergies, including young children and the elderly. The health implications of non-taro genes in genetically engineered kalo have never been tested, nor have they been approved for human consumption.

Historically, there were thousands of acres under taro cultivation in Hawaii. Today, however, there remain less than five hundred acres of taro in production. In 2007, the most recent year for the National Agricultural Statistics Service market values, 4,000,000 pounds were produced on three hundred eighty acres of commercial taro land (10,526 pounds per acre) at a farm gate value of \$2,360,000, amounting to an estimated per acre value of \$6,210, excluding luau leaf. Raw taro and value-added taro products represent a multi-million dollar crop in Hawaii with great potential for further growth as the State moves towards food security and self-sufficiency. Control of the single worst taro pest, the apple snail (*Pomacea canaliculata*), will increase taro production on existing acreage by as much as twenty-five per cent (Levin 2006). Cold water and adjusting growing regimes will further reduce taro disease. Neither of these issues requires a genetically engineered taro solution. Most locally-grown taro is consumed within the State, indicating a highly specialized market. Millers and consumers have specifically and consistently rejected the use of genetically modified taro or poi.

The 2008 legislature established the two-year taro security and purity task force under Act 211, Session Laws of Hawaii 2008, to address non-genetically modified organism alternatives to taro farmer issues, including land and water concerns, threats from pests, diseases and taro imports, educational opportunities, and economic issues. In November of 2008, the county of Hawaii passed Bill No. 361 banning the testing, propagating, cultivating, raising, planting, growing, introduction, or release of genetically modified taro on that island.

The purpose of this Act is to further protect:

- (1) The cultural integrity of kalo as part of the heritage of the Hawaiian people and the State;
- (2) The genetic biodiversity and integrity of Hawaiian taro varieties in the State as part of the sacred trust between the State and the indigenous peoples of Hawaii; and

(3) Hawaii taro farmers' raw taro, poi, luau, and value-added markets, by establishing a ban on developing, testing, propagating, releasing, importing, planting, and growing of genetically modified Hawaiian taro in the State of Hawaii.

Because proponents of the ban have expressed concern about the possibility of cross-pollination of Hawaiian taro with genetically modified non-Hawaiian taro, this Act also establishes additional prohibitions on the conduct of certain activities relating to genetically modified non-Hawaiian taro."

SECTION 2. House Bill No. 1663, H.D. 1, S.D. 1, is amended by amending section 2 to read as follows:

"SECTION 2. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**"CHAPTER  
GENETICALLY ENGINEERED TARO**

**§ -1 Definitions.** As used in this chapter:

"Genetically engineered" means alterations to a life form or its living progeny at the nucleic acid level, using the techniques collectively referred to as recombinant DNA technology.

"Hawaiian taro" means taro species that are unique to Hawaii, as listed in *Bulletin 84: Taro Varieties in Hawaii, 1939*.

"Recombinant DNA technology" means the transfer of genes, regulatory sequences, or nucleic acid between hosts by the use of vectors or laboratory manipulations and includes the insertion, excision, duplication, inactivation, or relocation of specific genes, regulatory sequences, or sections of nucleic acid. This term does not apply to a material or an organism developed exclusively through traditional methods of breeding, hybridization, or nondirected mutagenesis.

"Release" means a discharge, emission, or liberation of any genetically engineered organisms, or the product of a genetically engineered organism, into the open environment.

**§ -2 Genetically engineered Hawaiian taro; prohibited.** No genetically engineered Hawaiian taro shall be developed, tested, propagated, released, imported, planted, or grown in the State of Hawaii.

**§ -3 Genetically engineered non-Hawaiian taro; certain prohibitions.** (a) No non-Hawaiian taro, to wit, those varieties that are not unique to Hawaii, including, but not limited to, the Chinese taro (Bun long) and araimo varieties, shall be genetically engineered outside an enclosed laboratory. No genetic engineering of non-Hawaiian taro shall be allowed inside an enclosed laboratory, unless entry into the enclosed laboratory is prohibited to the general public.

(b) No genetically engineered non-Hawaiian taro shall be tested, propagated, planted, or grown outside an enclosed structure. No genetically engineered non-Hawaiian taro shall be tested, propagated, planted, or grown inside an enclosed structure, unless entry into the enclosed structure is prohibited to the general public."

SECTION 3. House Bill No. 1663, H.D. 1, S.D. 1, is amended by amending section 4 to read as follows:

"SECTION 4. This Act shall take effect on July 1, 2009; provided that this Act shall be repealed on June 30, 2014."

Senator Tokuda moved that Floor Amendment No. 4 be adopted, seconded by Senator Kokubun.

Senator Tokuda rose to speak in support of the motion as follows:

"The purpose of this floor amendment is to better represent the Senate position on the issue of the genetic modification of taro. In deference and out of respect for native Hawaiian cultural beliefs, this amendment will prohibit the genetic modification of taro varieties unique to Hawai'i and will further

protect those varieties by prohibiting the field testing, propagation and planting of genetic modification of any genetically modified taro in Hawai'i. That being said, this bill will allow for the genetic modification and research upon those varieties of taro not unique to Hawai'i, including but not limited to Bun-Long and araimo, under strict laboratory conditions. It is also important to note that this is a compromise position that has been offered by taro growers from around the state and presents a balanced approach to this very controversial issue."

The motion to adopt Floor Amendment No. 4 was put by the Chair and carried.

By unanimous consent, H.B. No. 1663, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TARO SECURITY," was placed on the calendar for Third Reading on Thursday, April 16, 2009.

**THIRD READING**

H.B. No. 1148, H.D. 1:

Senator Taniguchi moved that H.B. No. 1148, H.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 5) to H.B. No. 1148, H.D. 1:

Section 1. House Bill No. 1148, H.D. 1, is amended by amending section 3 to read as follows:

"SECTION 3. Section 92-8, Hawaii Revised Statutes, is amended by amending subsections (a) and (b) to read as follows:

"(a) If a board finds that an imminent peril to the public health, safety, or welfare requires a meeting in less time than is provided for in section 92-7, the board may hold an emergency meeting; provided that:

- (1) The board states in writing the reasons for its findings;
- (2) Two-thirds of all members to which the board is entitled agree that the findings are correct and an emergency exists;
- (3) An emergency agenda and the findings are filed ~~[with the office of the lieutenant governor or the appropriate county clerk's office, and in the board's office; and]~~ at the locations or in the manner specified for notices in section 92-7; and
- (4) Persons requesting notification on a regular basis are contacted by ~~[mail or]~~ telephone or their requested method of notification as soon as practicable[-]; provided that the requested method of notification has been established by the board.

(b) If an unanticipated event requires a board to take action on a matter over which it has supervision, control, jurisdiction, or advisory power, within less time than is provided for in section 92-7 to notice and convene a meeting of the board, the board may hold an emergency meeting to deliberate and decide whether and how to act in response to the unanticipated event; provided that:

- (1) The board states in writing the reasons for its finding that an unanticipated event has occurred and that an emergency meeting is necessary and the attorney general concurs that the conditions necessary for an emergency meeting under this subsection exist;
- (2) Two-thirds of all members to which the board is entitled agree that the conditions necessary for an emergency meeting under this subsection exist;
- ~~(3) The finding that an unanticipated event has occurred and that an emergency meeting is necessary and the agenda for the emergency meeting under this subsection are filed with the~~

~~office of the lieutenant governor or the appropriate county clerk's office, and in the board's office;]~~

- (3) An emergency agenda and the findings are filed at the locations or in the manner specified for notices in section 92-7;
- (4) Persons requesting notification on a regular basis are contacted by ~~[mail- or]~~ telephone or their requested method of notification as soon as practicable; provided that the requested method of notification has been established by the board; and
- (5) The board limits its action to only that action which must be taken on or before the date that a meeting would have been held, had the board noticed the meeting pursuant to section 92-7.””

Senator Taniguchi moved that Floor Amendment No. 5 be adopted, seconded by Senator Takamine.

Senator Taniguchi rose to speak on the amendment as follows:

“With regard to this floor amendment, it basically just adds language to clarify that a board has to transmit notice of an emergency meeting to an individual by the requested method of communication only if the board has that method established. The current language in the bill could be interpreted to require a board to communicate through any means requested.”

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

By unanimous consent, H.B. No. 1148, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS,” was placed on the calendar for Third Reading on Thursday, April 16, 2009.

Stand. Com. Rep. No. 1241 (H.B. No. 1031, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1241 be adopted and H.B. No. 1031, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 6) to H.B. No. 1031, S.D. 2:

SECTION 1. House Bill No. 1031, S.D. 2, is amended by amending section 5 to read as follows:

“SECTION 5. This Act shall take effect on July 1, 2075.”

Senator Taniguchi moved that Floor Amendment No. 6 be adopted, seconded by Senator Takamine.

Senator Taniguchi rose to speak on the amendment as follows:

“Currently in S.D. 2, there is an effective date which would be upon approval with a retroactive date to January 1, 1998. The amendment we’d like to propose would make defective the effective date to allow further discussion in conference.”

The motion to adopt Floor Amendment No. 6 was put by the Chair and carried.

Senator Taniguchi then moved that Stand. Com. Rep. No. 1241 be received and placed on file, seconded by Senator Takamine and carried.

By unanimous consent, H.B. No. 1031, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES,” was placed on the calendar for Third Reading on Thursday, April 16, 2009.

Stand. Com. Rep. No. 1314 (H.B. No. 984, H.D. 4, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1314 be adopted and H.B. No. 984, H.D. 4, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Fukunaga then offered the following amendment (Floor Amendment No. 7) to H.B. No. 984, H.D. 4, S.D. 2:

SECTION 1. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Section 2 relating to the purpose of establishing the Hawaii broadband commissioner.

SECTION 2. House Bill No. 984, H.D. 4, S.D. 1, is amended by adding a new Section 2 that provides the department of commerce and consumer affairs with the authority to apply for and expend federal moneys received under the American Recovery and Reinvestment Act of 2009, federal funds from fiscal years 2009 and 2010 appropriation measures, and other applicable federal Acts. Also, authorizes the department to use these moneys for the purchase of broadband facilities, services, and equipment, to enter into contracts for broadband related projects, and for the purposes of the measure.

SECTION 3. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Section 3 that established a new chapter in Hawaii Revised Statutes to establish the Hawaii broadband commissioner.

SECTION 4. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Sections 4 through 53, that incorporated conforming amendments to the Hawaii Revised Statutes to accommodate the establishment of the Hawaii broadband commissioner as a new chapter in Hawaii Revised Statutes.

SECTION 5. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Sections 54 through 58, relating to the establishment of rules, policies, procedures, and similar guidelines to be developed by the department of commerce and consumer affairs and the public utilities commission and the transfer of positions, records, contracts, funds, etc., from the department to the commission related to the establishment of the Hawaii broadband commissioner.

SECTION 6. House Bill No. 984, H.D. 4, S.D. 1, is amended by replacing in Section 59 the Hawaii broadband commissioner with the director of commerce and consumer affairs who shall convene a work group to develop procedures for streamlined permitting functions that are applicable to the development of broadband services, and renumbering Sections 59 and 60 as Sections 3 and 4, respectively.

SECTION 7. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting Section 61, relating to the requirement for the legislative reference bureau to review all relevant laws relating to broadband technology that currently exist in the Hawaii Revised Statutes.

SECTION 8. House Bill No. 984, H.D. 4, S.D. 1, is amended by adding a new Section 5 that establishes a subaccount in the compliance resolution fund to receive American Recovery and Reinvestment Act of 2009 moneys.

SECTION 9. House Bill No. 984, H.D. 4, S.D. 1, is amended by amending Section 62, by requiring the deposit of federal funds into a subaccount created under the compliance resolution fund, rather than the commissioner special fund and authorizing appropriations from that subaccount for fiscal years 2009-2010 and 2010-2011, and renumbering that section as Section 6.

SECTION 10. House Bill No. 984, H.D. 4, S.D. 1, is amended by deleting the authority of the Hawaii broadband commissioner to amend or repeal any decision or order executed by the public utilities commission prior to the



enactment of this Act as contained in Section 64, and renumbering that section as Section 7.

Senator Fukunaga moved that Floor Amendment No. 7 be adopted, seconded by Senator Baker.

Senator Fukunaga rose to speak on the amendment as follows:

“The purpose of this amendment is to provide additional opportunities for the Senate to further its discussion of Senate priorities on this measure. There was a Senate Majority package bill which did not survive in the House; by promoting further discussion of the Senate priorities, we hope to regain many of the areas that we would like to see in the final measure.”

The motion to adopt Floor Amendment No. 7 was put by the Chair and carried.

Senator Fukunaga then moved that Stand. Com. Rep. No. 1314 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 984, H.D. 4, S.D. 2<sup>1</sup>, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY,” was placed on the calendar for Third Reading on Thursday, April 16, 2009.

Stand. Com. Rep. No. 1322 (H.B. No. 611, H.D. 1, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1322 be adopted and H.B. No. 611, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Fukunaga then offered the following amendment (Floor Amendment No. 8) to H.B. No. 611, H.D. 1, S.D. 1:

SECTION 1. House Bill No. 611, H.D. 1, S.D. 1, is amended by amending the clarification in section 1, the purpose section (at page 1, lines 11-14), which expresses the legislature’s intent regarding the application of the measure’s amendments to section 235-110.7, Hawaii Revised Statutes, relating to the capital goods excise tax credit. As amended, the purpose clause clarifies the legislature’s intent that the amendments made to section 235-110.7 apply to property placed in service in taxable years beginning before July 1, 2009, rather than taxable years beginning before January 1, 2010.

SECTION 2. House Bill No. 611, H.D. 1, S.D. 1, is amended by amending the new section 235-B, Hawaii Revised Statutes, (at page 26, lines 13-14) to delete the application of the capital goods excise tax credit under section 235-110.7, Hawaii Revised Statutes, to property purchased pursuant to a binding contract in taxable years beginning after December 31, 2011.

SECTION 3. House Bill No. 611, H.D. 1, S.D. 1, is amended by adding a new section 10 to read as follows:

“SECTION 10. The department of taxation shall perform an evaluation of the following tax exemptions and submit a report of the evaluation to the legislature by no later than twenty days prior to the convening of the 2010 regular session:

- (1) Section 237-24, Hawaii Revised Statutes (general excise tax; amounts not taxable); and
- (2) Section 237-28.1, Hawaii Revised Statutes (general excise tax; exemption of certain shipbuilding and ship repair business).

The evaluation of the tax exemptions in this section shall achieve the objectives identified and set forth in subsections (e) and (f) of section 8 of this Act.”

SECTION 4. House Bill No. 611, H.D. 1, S.D. 1, is amended by adding a new part III to read as follows:

### “PART III

SECTION 11. Section 373K-2, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

“(a) Where any client company uses the services of assigned employees and co-employs assigned employees with a professional employment organization, the client company and the professional employment organization, with respect to the assigned employees, shall not be exempt from the requirements of any federal, state, or county law, including labor or employment laws, collective bargaining rights, anti-discrimination provisions, or other laws with respect to the protection and rights of employees, including chapters 377 and 378, that would apply to the assigned employees if the assigned employees were employees of the client company alone, and were not co-employees of the professional employment organization.

These employee rights shall not be abrogated by any contract or agreement between the client company and the professional employment organization, or the professional employment organization and the assigned employee, which contains terms or conditions that could not be lawfully contained in a contract or agreement directly between the client company and the assigned employee in which no professional employment organization is involved. [~~Notwithstanding any statute, local ordinance, executive order, rule, or regulation to the contrary, where the laws, rights, and protections referred to in this section define or require a determination of the “employer”;~~] For purposes of chapter 237, the employer shall be deemed to be the client company and not the professional employment organization. The department of labor and industrial relations shall notify the department of taxation in writing of any violation of this subsection.””

SECTION 5. House Bill No. 611, H.D. 1, S.D. 1, is amended by renumbering the existing sections 10 and 11, as sections 12 and 13, respectively.

Senator Fukunaga moved that Floor Amendment No. 8 be adopted, seconded by Senator Baker.

Senator Fukunaga rose to speak on the amendment as follows:

“Madam President, the amendments proposed in Senate Floor Amendment No. 8 provide corrections to H.B. No. 611, S.D. 1, which were previously submitted to the Committee on Ways and Means but were not included in S.D. 1. These amendments will ensure that we are able to obtain the maximum revenue gain from the capital goods suspension.”

The motion to adopt Floor Amendment No. 8 was put by the Chair and carried.

Senator Fukunaga then moved that Stand. Com. Rep. No. 1322 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 611, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was placed on the calendar for Third Reading on Thursday, April 16, 2009.

Stand. Com. Rep. No. 1324 (H.B. No. 1766, H.D. 2, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1324 be adopted and H.B. No. 1766, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Galuteria then offered the following amendment (Floor Amendment No. 9) to H.B. No. 1766, H.D. 2, S.D. 2:

SECTION 1. House Bill No. 1766, H.D. 2, S.D. 2, is amended by adding a new Section 3 to read as follows:

<sup>1</sup> Two versions of HB984, SD2 were inadvertently filed – see Day 47 for second version that was decked for 48 hour notice as required by Constitution

“SECTION 3. Section 200-8, Hawaii Revised Statutes, is amended to read as follows:

“~~§200-8~~ **Boating program; payment of costs.** The cost of administering a comprehensive statewide boating program, including, but not limited to, the cost of:

- (1) Operating, maintaining, and managing all boating facilities under the control of the department; provided that any fees collected within each small boat harbor shall only be expended on costs related to the operation, upkeep, maintenance, and improvement of the small boat harbor from which the fee revenues were collected;
- (2) Improving boating safety;
- (3) Operating a vessel registration and boating casualty investigation and reporting system; and
- (4) Other boating program activities, shall be paid from the boating special fund. The amortization (principal and interest) of the costs of capital improvements for boating facilities appropriated after July 1, 1975, including, but not limited to, berths, slips, ramps, related accommodations, general navigation channels, breakwaters, aids to navigation, and other harbor structures, may be paid from the boating special fund or from general revenues as the legislature may authorize in each situation. Revenues provided in this chapter for the boating special fund shall be at least sufficient to pay the special fund costs established in this section.”

SECTION 2. House Bill No. 1766, H.D. 2, S.D. 2, is amended by renumbering Sections 3, 4, 5, 6, and 7 as Sections 4, 5, 6, 7, and 8, respectively.

Senator Galuteria moved that Floor Amendment No. 9 be adopted, seconded by Senator Chun Oakland.

Senator Galuteria rose to speak on the amendment as follows:

“Madam President, this amendment supports a harbor fund for the Ala Wai Harbor that can only be used for harbor improvements in the Ala Wai Harbor, and a harbor fund for Ke‘ehi Harbor that can only be used for harbor improvements in the Ke‘ehi Boat Harbor, in addition to a harbor fund for each of the small harbors throughout Hawai‘i. The new DLNR Recreational Renaissance plan designates 3 special funds that would allow the transfer of harbor funds to any of 60 land-based projects—hiking trails, public park facilities and roadway improvements—and 29 water-based projects for a total of 90 statewide projects. It is my understanding that roughly one-third of the distribution of bond funds would be allocated to harbor improvements. Boaters have voiced concern over the increases of harbor user fees and worry that they would be carrying a disproportionate share of financing the Recreational Renaissance plan. If this amendment is passed and other small harbors have specific funds to repair their harbors, these harbors could generate more revenue so Hawai‘i might be more successful in attracting local residents and all visitors who come to our island state. So this amendment is offered in support of addressing a way to set up funds for the specific use of improving, repairing and maintaining our small boat harbors, including Ala Wai and Ke‘ehi. For all the reasons I have outlined, I seek these amendments to H.B. No. 1766, H.D. 2, S.D. 2.”

The motion to adopt Floor Amendment No. 9 was put by the Chair and carried.

Senator Galuteria then moved that Stand. Com. Rep. No. 1324 be received and placed on file, seconded by Senator Chun Oakland and carried.

By unanimous consent, H.B. No. 1766, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO SMALL

BOAT HARBORS,” was placed on the calendar for Third Reading on Thursday, April 16, 2009.

### THIRD READING

H.B. No. 1070, S.D. 1:

On motion by Senator Baker, seconded by Senator Ige and carried, H.B. No. 1070, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1538, H.D. 1, S.D. 1:

On motion by Senator Ige, seconded by Senator Sakamoto and carried, H.B. No. 1538, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENVIRONMENTALLY-SENSITIVE PRODUCTS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 34, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.B. No. 34, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE BONDS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1495, H.D. 1, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.B. No. 1495, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE INCOME TAX,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 349, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 349, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1470, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 1470, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1512, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 1512, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1351, H.D. 2, S.D. 1:

On motion by Senator Hee, seconded by Senator Tokuda and carried, H.B. No. 1351, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PRIVATE AGRICULTURAL PARKS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 730, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 730, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 274:

On motion by Senator Fukunaga, seconded by Senator Baker and carried, H.B. No. 274, entitled: "A BILL FOR AN ACT RELATING TO PATRIOT DAY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 293, H.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 293, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 294, H.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 294, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL LIABILITY OF TRUSTEE TO THIRD PARTIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1600, H.D. 1, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.B. No. 1600, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1226 (H.B. No. 1404, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1226 was adopted and H.B. No. 1404, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1227 (H.B. No. 267, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1227 was adopted and H.B. No. 267, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1229 (H.B. No. 814, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1229 was adopted and H.B. No. 814, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1230 (H.B. No. 1270, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1230 was adopted and H.B. No. 1270, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1231 (H.B. No. 1378, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1231 was adopted and H.B. No. 1378, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1232 (H.B. No. 1696, H.D. 2, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1232 was adopted and H.B. No. 1696, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE RENTAL INDUSTRY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1233 (H.B. No. 618, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1233 was adopted and H.B. No. 618, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1234 (H.B. No. 869, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1234 was adopted and H.B. No. 869, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1235 (H.B. No. 1040, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1235 was adopted and H.B. No. 1040, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1239 (H.B. No. 1422, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1239 was adopted and H.B. No. 1422, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1240 (H.B. No. 1414, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1240 was adopted and H.B. No. 1414, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1242 (H.B. No. 615, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1242 was adopted and H.B. No. 615, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1243 (H.B. No. 271, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1243 was adopted and H.B. No. 271, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1244 (H.B. No. 1152, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1244 was adopted and H.B. No. 1152, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMITTED PERSONS' ACCOUNTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1246 (H.B. No. 586, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1246 was adopted and H.B. No. 586, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1250 (H.B. No. 1807, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1250 was adopted and H.B. No. 1807, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1253 (H.B. No. 242, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1253 was adopted and H.B. No. 242, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1256 (H.B. No. 1627, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1256 was adopted and H.B. No. 1627, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE

REVENUE BONDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1257 (H.B. No. 1665, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1257 was adopted and H.B. No. 1665, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN FISHPONDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1262 (H.B. No. 1045, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1262 was adopted and H.B. No. 1045, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1263 (H.B. No. 1628, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1263 was adopted and H.B. No. 1628, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1264 (H.B. No. 1678, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1264 was adopted and H.B. No. 1678, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1265 (H.B. No. 1692, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1265 was adopted and H.B. No. 1692, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1269 (H.B. No. 1483, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1269 was adopted and H.B. No. 1483, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR BETTER PLACE HAWAII, INC.," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1273 (H.B. No. 427, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1273 was adopted and H.B. No. 427, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1283 (H.B. No. 876, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1283 was adopted and H.B. No. 876, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1284 (H.B. No. 1379, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1284 was adopted and H.B. No. 1379, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1285 (H.B. No. 358, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1285 was adopted and H.B. No. 358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG TREATMENT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1286 (H.B. No. 366, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1286 was adopted and H.B. No. 366, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1287 (H.B. No. 1537, H.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1287 was adopted and H.B. No. 1537, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1288 (H.B. No. 1059, H.D. 2, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1288 was adopted and H.B. No. 1059, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1289 (H.B. No. 1074, H.D. 2, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1289 was adopted and H.B. No. 1074, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1291 (H.B. No. 426, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1291 was adopted and H.B. No. 426, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1293 (H.B. No. 739, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1293 was adopted and H.B. No. 739, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY ASSISTANCE TO NEEDY FAMILIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1296 (H.B. No. 1057, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1296 was adopted and H.B. No. 1057, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1297 (H.B. No. 1064, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1297 was adopted and H.B. No. 1064, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF HUMAN SERVICES TO ADDRESS THE BUDGET SHORTFALL," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1306 (H.B. No. 975, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1306 was adopted and H.B. No. 975, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1307 (H.B. No. 142, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1307 was adopted and H.B. No. 142, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTRA-STATE AVIATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1308 (H.B. No. 343, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1308 was adopted and H.B. No. 343, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1311 (H.B. No. 1015, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1311 was adopted and H.B. No. 1015, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OBLIGATIONS OF THE DEPARTMENT OF

HAWAIIAN HOME LANDS TRUST FUND,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1318 (H.B. No. 1686, H.D. 2, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1318 was adopted and H.B. No. 1686, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1319 (H.B. No. 1776, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1319 was adopted and H.B. No. 1776, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1320 (H.B. No. 1103, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1320 was adopted and H.B. No. 1103, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1321 (H.B. No. 381, H.D. 2, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1321 was adopted and H.B. No. 381, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE OF HAWAII ENDOWMENT FUND,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1323 (H.B. No. 986, H.D. 1, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1323 was adopted and H.B. No. 986, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1329 (H.B. No. 1071, H.D. 3, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1329 was adopted and H.B. No. 1071, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1337 (H.B. No. 1415, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1337 was adopted and H.B. No. 1415, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1338 (H.B. No. 262, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1338 was adopted and H.B. No. 262, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE FRAUD,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1339 (H.B. No. 590, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1339 was adopted and H.B. No. 590, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1341 (H.B. No. 981, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1341 was adopted and H.B. No. 981, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1342 (H.B. No. 1316, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1342 was adopted and H.B. No. 1316, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TORTS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1344 (H.B. No. 1101, H.D. 1, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1344 was adopted and H.B. No. 1101, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

### THIRD READING

#### MATTERS DEFERRED FROM THURSDAY, APRIL 9, 2009

Stand. Com. Rep. No. 1184 (H.B. No. 591, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1184 be adopted and H.B. No. 591, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Ige.

Senator Hemmings rose in opposition to the measure and stated:

“I would like to preface my remarks by letting you know that I personally—and I think I speak for my colleague—feel a deep sense of responsibility to offer an alternative to business-as-usual in this legislative process and that our point of view hopefully does represent those that are concerned with the path the state’s on and we’re on with bills such as these that end up probably creating more havoc in the economic marketplace and more hardship for consumers than we intend. And I know everyone in this room has the best of intentions.

“This bill very simply will, as testified by DCCA, raise the rates paid by electric consumers. We should all note that here in Hawai‘i—and it was just reported in a nationally-publicized article—that we pay the highest electrical rates in the nation. At

the height of the fuel crisis last year, I think you realize that we were paying electric rates that were 190 percent above the national average, far in excess of the rates caused by the greedy, big oil companies that everybody seems to want to demonize. Electric rates in Hawaii are prohibitive and that is due to the politics of a one-company monopoly, which we will not get into now.

“This bill also, besides raising costs for consumers—North Hawaiian Electric—will sustain fossil fuels. If we are to look into the future, the real solution to our energy problems is eliminating the internal combustion engine. It would not only help the environment, but it would also help eliminate our dependency on foreign fuel. By subsidizing fossil fuels, we sustain the use of the internal combustion engine when the great effort (like going to the moon) that our nation should be undertaking to retool our number one industry—car production (or one of our biggest industries)—should be electric cars.

“Also, in third world countries, this type of mentality has proved to be disastrous where we are literally taking our land that should be utilized to grow food to grow energy, and oftentimes energy is more productive financially, so we’re opting out for the dollar rather than the wisdom of doing what’s best for the people in the long term—feeding them.

“And secondly, thirdly, fourthly, or fifthly, whatever point I’m on, the creates a labor and environmentally intensive way to get fuel. We know that a lot of the crops used for fuel, mostly sugar, are very water consumptive so it is not in the best interest of the environment, it’s not in the best interest of consumers, and it’s certainly not in the best interest for energy diversity in the future.

“So, I’d urge my colleagues to really take a look at these bills and the long-term implications before rubber-stamping them with your ‘yea’ vote. I will be voting ‘no.’”

Senator Baker rose in support of the measure and stated:

“I believe the good Senator from the other side of the island has misread this measure. This measure is an attempt to assist agriculture in their energy production which they also sell to an electric company. And I’d like to take just a moment to read some of the words from the agricultural community that really talks about how this measure is focused on renewable energy and not on fossil fuel. And I know that on my island we have a very important agricultural entity and their form of electric generation is bagasse.

“In the testimony submitted to the Committee on Commerce and Consumer Protection, representatives of the agriculture community noted that ‘Hawai’i was a world leader in renewable energy production up to the 1980’s. Other countries came to Hawai’i to see how it was done. Rural areas of Hawai’i obtained most of their energy from agriculture. The sugarcane companies not only produced energy to meet their own needs, but provided for the community as well. This is the model we need to increase our level of energy self-sufficiency,’ and that’s what many of the measures are later on in our Order of the Day talk about. How can we promote and continue to preserve not only agriculture, but switch to energy generation from renewables?

“The testimony further notes that ‘our farms and ranches all need energy, whether it’s to run refrigeration to cool their produce or for processing plants, as many of our ranches look to vertically integrate to process their own beef. The excess energy could then be sold to the utility as in the sugarcane model and help agriculture be viable. By producing their own energy, our farms and ranches can reduce the load on the utility company. The proposed preferential rate would incentivize our farms and ranches to move in this direction.’ And he cites an example on the Big Island: ‘Kahua Ranch on the Big Island is a

prime example. It utilizes various forms of energy production (solar, wind and PV) to provide for its operation as well as for the residents on the ranch. They are a true model of self-sufficiency.’

“Madam President, colleagues, that’s what this bill is about: It is renewable energy and self-sufficiency that benefits both consumers and our agriculture industry that is in great need. *Mahalo.*”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1184 was adopted and H.B. No. 591, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

### THIRD READING

H.B. No. 834, H.D. 2, S.D. 1:

Senator Ige moved that H.B. No. 834, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Gabbard.

Senators Hooser, Ihara, English, and Kim requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senators Tsutsui and Green requested their votes be cast “no,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 834, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 4 (English, Hooser, Ihara, Kim). Noes, 2 (Green, Tsutsui).

H.B. No. 1212, H.D. 1, S.D. 1:

Senator Taniguchi moved that H.B. No. 1212, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Ihara rose in opposition to the measure and stated:

“Madam President, this bill relates to consumer complaints against regulated businesses. This issue here is whether the public should have the right to know if complaints have been filed against a business regulated by state government.

“I must object to H.B. No. 1212 because it seeks to solve a specific problem by removing from public disclosure potentially all information on certain government records. This bill allows an exception to the open records law that involves nondisclosure of consumer complaints against business persons regulated by government, particularly when a person makes a right to privacy claim to keep the complaints secret. Government regulates businesses to protect consumers and I don’t believe government should withhold from consumers frivolous complaints by eliminating potentially all complaints from public review, including those that may turn out to be valid. I believe this bill should not move forward because the concern about frivolous complaints can be addressed administratively. DCCA could implement its website policy and remove all complaints filed over five years ago. The Department can also more clearly advise its website viewers that pending complaints indicate only the fact that the complaint has been filed, which may or may not be worthy and valid. I believe consumers smart enough to find DCCA’s website will more than likely understand that a complaint that is pending does not mean that the business did anything wrong.

“Madam President, I would like to encourage fellow Senators to look at this bill from the consumer’s point of view. Government regulates businesses to protect consumers, and I believe consumers want to know if fellow consumers have filed

complaints against businesses they might want to employ. I urge the Senate to defeat this attempt to open a significant hole in the State's open records law. I believe the public policy of transparency for consumers outweighs the narrow concern about frivolous consumer complaints. Thank you, Madam President."

Senators Bunda, Chun Oakland, Ige, Fukunaga, Baker, and Kidani requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 1212, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION PRACTICES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 6 (Baker, Bunda, Chun Oakland, Fukunaga, Ige, Kidani). Noes, 2 (Espero, Ihara).

At 10:06 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:08 a.m.

H.B. No. 332, H.D. 2, S.D. 1:

Senator Takamine moved that H.B. No. 332, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Chun Oakland.

Senator Slom rose in opposition to the measure and stated:

"Let's remember how this bill got here. It was originally an unemployment compensation bill tied to domestic violence and rights of employees or beneficiaries, and it was gutted and replaced with the bill that pops up annually for the last 5 years to force employers to retain all existing employees if there is a sale, transfer, or merger. Every business organization testified against this bill because it is a bad business bill. It ties the hands of employers. It makes them responsible for their actions but does not allow them the very basic tenets of hiring and firing. The bill says that this is necessary in these economic times, and I would argue that just the opposite is true because we're seeing businesses shut down; we're seeing massive layoffs. If we want to preserve businesses, then we must preserve the ability for those employers to take whatever necessary steps they must to secure the continuation of the business. This absolutely guarantees the opposite, and as the Kuaa'i Chamber of Commerce said, 'It will also guarantee bankruptcies.' Thank you."

Senator Takamine rose in support of the measure and stated:

"In the interest of time, I respectfully request that the remarks made by me on March 6, 2009, in support of S.B. No. 688 be inserted into the Journal." The Chair so ordered.<sup>1</sup>

Senators Ihara, Ige, Green, Nishihara, and Kim requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 332, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 5 (Green, Ige, Ihara, Kim, Nishihara). Noes, 3 (Hemmings, Sakamoto, Slom).

H.B. No. 35, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 35, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"Under the Constitution, the taxpayers, the residents of Hawai'i, are due a tax refund if there are two consecutive

periods of tax surplus. And while it seems a little silly right now that we're debating this in times of economic crisis, the Constitutional amendment is important, and it is also important that we have a rational and reasonable amount of return in those good times that are going to return to the State. So, to relegate this to an unspecified amount and to put the money in the general fund, rather than to return it, would be a mistake. Thank you."

The motion was put by the Chair and carried, H.B. No. 35, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

H.B. No. 573, H.D. 1, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.B. No. 573, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY AND BUDGET RESERVE FUND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

H.B. No. 1544, H.D. 1, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.B. No. 1544, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

H.B. No. 1550, H.D. 2, S.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.B. No. 1550, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

H.B. No. 1744, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 1744, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Hooser requested his vote be cast "aye, with reservations," and the Chair so ordered.

At 10:13 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:14 a.m.

Senators Tsutsui, Taniguchi, Takamine, Kokubun, Tokuda, Ige, Chun Oakland, English, Fukunaga, and Ihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

Senator Kim requested comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Kim's remarks read as follows:

"Madam President, I rise in support of House Bill 1744. No one said it would be easy or that we would get buy ins but the Legislature must balance the needs of the counties against the State's programs and expenses supported by the general fund through a review and reallocation of the Transient Accommodations Tax (TAT).

"The direct tax allocation of TAT to the counties has really been a windfall. The counties pleaded for complete control of the real property tax at the 1978 Constitutional Convention. The counties contended that with complete control over the real

<sup>1</sup> Request withdrawn at later date.



property tax, they would be able to raise the revenues they needed. Even after getting complete control of the real property tax, the counties continued to seek State financial support by requesting grants-in-aid or other taxing powers in the early 1980's. And in the late 1980's the Legislature used some of the TAT funds to make a one-time grant to the counties.

"Later, when the TAT was earmarked for the convention center, lawmakers earmarked a fixed percentage of TAT collections for each county. Over the years, counties shifted more and more of the real property tax burden onto nonresidential classes of property, creating the illusion that more programs could be provided without raising property taxes on residential property. Now it appears that the nonresidential properties have been tapped out. Politically, the counties have avoided the option to go back to homeowners and ask for increases in their property taxes to keep receiving the same level of county services.

"Your Committee recognizes that county governments have not experienced the tremendous decline in revenues experienced by state government.

"HB 1744, HD1, SD1, to suspend the TAT distributions to the counties came from the House as a means to help support the huge mess of the State Hospitals on the neighbor islands. As a former Councilmember for 14 years, I am very sensitive to the counties reliance on the TAT. So I amended the bill to suspend the TAT distributions starting in FY 2011, allowing the counties time to reassess their budgetary priorities and give them the authority option to implement a TAT surcharge of up to five percent. Would they rather have the TAT outright? Of course. Do I wish we didn't have to do this? Of course.

"The 5% surcharge is estimated to bring in \$66.5 million (Oahu County); \$47.5 million (Maui County); \$20.0 million (Hawaii County); and \$15 million (Kauai County). Estimated general fund revenues gain is \$97.6M (FY11); \$103.0M (FY12); \$109.3M (FY13); \$116.1M (FY14); and \$123.6M (FY15).

"The funds will still benefit the counties indirectly through State funded services. For example, the \$30 million general fund subsidy to the HHSC regions allows its facilities to continue serving its communities, primarily rural communities on the neighbor islands, at the same levels of service and to work on important initiatives to expand needed services. For some counties, HHSC is the sole source for emergency health care.

"For years, the counties have sought home rule and taxing authority. This measure will do just that."

The motion was put by the Chair and carried, H.B. No. 1744, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 11 (Chun Oakland, English, Fukunaga, Hooser, Ige, Ihara, Kokubun, Takamine, Taniguchi, Tokuda, Tsutsui). Noes, 6 (Baker, Bunda, Espero, Green, Hemmings, Slom).

H.B. No. 1747, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 1747, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"This is the second of many more bills to raise taxes, and it seems that the popular thing in our nation and in our community is to try to have class warfare and say, 'We're going to tax the rich.' The problem is when most families in this community who are forced to work more than one job look around at their

total gross income, they find out, 'Oh! I'm the rich and we're taxed.' To be taxing anyone—but particularly individuals, families and small businesses at this time—taxing them more than they're already taxed third highest in the nation, is not going to help us. It's going to hurt our economy and slow our recovery more. So, I urge our members to consider this and vote 'no.' Thank you."

Senator Hemmings rose in opposition to the measure and stated:

"I'd like to, in speaking against it, just share some thoughts regarding wealth. Honest wealth comes from productivity, it comes from ingenuity, it comes from innovation, it comes from risk taking—attributes that we should be certainly encouraging throughout our society. Wealth is not a finite commodity. The harder you work, the more productive you are, the more ingenuity you use, the more wealth you can create.

"There seems to be a growing tendency, as the good Senator from Hawai'i Kai mentioned, in this nation to evoke class warfare as an excuse to raise taxes. It should be noted that by far and away, most of the taxes paid are paid by the wealthy. I'd like to ask a rhetorical question since people seem to be so quick to condemn wealth and wealthy people, although most of us aspire to attain that status: How do the wealthy hurt us? I would suggest how fortunate we are to have wealth in our nation, to have wealth in our state, and to have wealthy people here, because they do not hurt us. They're the ones that pay for the welfare that we give out to those who are less fortunate than us. They're the ones in large part who pay for the benefits of running a large, expensive government. So taxing the wealthy may make an additional incentive for the wealthy to go elsewhere to live. It's done all the time.

"But as usual there are alternatives that are being ignored in addressing our fiscal problems. Those alternatives are what most poor people and indeed some wealthy do when financial times get difficult. They stop spending. They become wiser in how they spend their money. They do not, in this particular case of government, cater to some special interest groups that are being fed from the trough of big government and high taxes. So you may think that you're incurring favor with the people of Hawai'i by taxing the wealthy with that rhetorical statement when indeed it is not true. This does increase taxes and takes it from the producers and the private sector and puts it into government, oftentimes to be spent inefficiently and ineffectively to benefit those people who government should be benefitting. I'd urge my colleagues to vote 'no' against this legislation."

Senator Hooser rose in support of the measure and stated:

"I'll keep my comments very brief. There are going to be several bills that we're going to be voting on and discussing here today that relate to the state budget; several of those involve taking the discussion forward to increasing fees and taxes. And I don't think any of us really look forward to raising fees and taxes, but I think looking at the entire situation—the state budget—we realize that everyone, everyone in our state must share in the burden of balancing the budget, and this proposal levels the playing field. And I think most of us here in this room support a progressive tax system, and we're much criticized for having a very regressive tax system here. But when you take all of the taxes combined citizens in Hawai'i pay, the very poorest of our citizens pay an average of 12.6 percent in taxes, state-local taxes combined. The very poorest pay 12.6 percent, while the top 1 percent pay a net 5.8 percent of their total tax burden. And as you can see, in terms of leveling the playing field, in terms of shifting the burden somewhat, this bill will certainly help in that. I think no one here, certainly I've heard no one here today say, 'Vilify or demonize the rich and the wealthy.' We clearly count on

entrepreneurs and business to build wealth, but this is a case of everyone helping and leveling the playing field somewhat, and I urge my colleagues to vote in support. Thank you, Madam President.”

Senator Hemmings rose in rebuttal and said:

“The previous speaker illuminated some situations that I think oftentimes are a matter of perspective. He mentioned sharing the burden. Well, there’s one group that isn’t sharing any burden. They’re not taking any pay cuts. They’re pretty much immune from accountability as far as the quality of their work goes, and we just saw the quality of their work in the Ways and Means Committee the other day. By a massive ignorance of their own job, they’re not taking a pay cut—at least they’re negotiating not to—and they have some of the most benevolent benefits of any employees in the nation. And that, of course, is our public workers who this budget and tax exercise we go through is designed to benefit. And I don’t want to take anything away from most public workers. I think they do an excellent job, but they along with the rest of us are being cheated by their fellow workers who don’t, and we don’t seem to have any recourse to hold them accountable.

“It was also mentioned by the previous speaker that no one’s offering an alternative. Yes, there is an alternative. I think the budget can be balanced through meaningful pay cuts across the board and through other innovative things that some special interests don’t want us to do, but the Governor has offered means to balance the budget without raising these problems that we’re addressing in this bill.

“And the third thing I’d like to mention is by every standard measurement of fairness in the nation, Hawai‘i is amongst the highest taxed people in the nation and we are, by every standard, taxed the most regressively. Now you can spin out any figures you want to paint the picture you want, such as income tax burden. But when you combine all the taxes that we pay, including the extremely regressive tax on food, on certain medical care and over-the-counter pharmaceuticals, and all the other tax impacts, there’s no doubt by most everybody—including our standard deductions, by the way—that Hawai‘i’s poor pay the disproportionate largest part of their income in taxes. But we shouldn’t be pitting the poor against the wealthy, and we should not have a tax environment that penalizes anybody to the extent that we can reduce government spending in a lot of innovative ways rather than consistently going in year out when we have economic hard times to find ways to squeeze more money out of the people of Hawai‘i to continue the folly of our own government. And I use the word ‘folly’ very explicitly. We saw it the other day, just as I said in the Ways and Means Committee where the people testifying, employees of state government... How can I put this nicely? I think someone in the Committee wisely said it was ‘embarrassing’ and that’s probably the nicest thing one could say about it. So, we really have to look at better ways to balance the budget rather than increasing taxes because inevitably it hurts the rich and the poor, and it’s just not the right thing to do in a bad economic environment. Thank you, Madam President.”

Senator Hooser rose in rebuttal and said:

“I want to clarify that the numbers I quoted were the combined tax burden for the very poorest in our community and the very wealthiest. And again, it shows the very poorest pay 12.6 percent combined all taxes, and the very wealthiest pay 5.8 percent.

“I’d also like to say for the record, what the previous speaker said that public workers have not been asked to give on this situation in our budget I think is going to be a reoccurring theme here today. I think it’s easy to use public workers as a whipping boy. I am personally insulted on behalf of the

thousands of public workers who do a fine job for our state in all areas. And for the record, in Ways and Means we did vote, and we’re going to vote here again today. We voted to cut wages for the executive, judicial and legislative branches. I believe those wages are public worker wages. And for the record, the only person to vote against cutting those wages was the Minority Leader who voted against cutting his own wages while everybody else on the committee supported that. There’s a long process we have to go through yet to balance the budget. This is but one small part and I believe again we must all share in this. So, thank you, Madam President.”

Senators Bunda, Ige, and Fukunaga requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 1747, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 3 (Bunda, Fukunaga, Ige). Noes, 4 (Gabbard, Green, Hemmings, Slom).

H.B. No. 813, H.D. 1, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, H.B. No. 813, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

H.B. No. 39, H.D. 2, S.D. 1:

Senator Kim moved that H.B. No. 39, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“This bill would raid most special funds, put them in the general treasury, would also take interest from other general funds, would jeopardize those special funds that are required by the federal government for federal deposits or federal matching, and would set yet another bad precedent involving special funds in this community. Thank you.”

Senator Hooser rose in support of the measure and stated:

“I was initially going to vote with some reservations, but it’s a very small part of the bill. I want it to be on the public record that the Hawai‘i Elections Campaign Fund is named and it’s part of a check-off box; and I believe that consumers, when they check off the box, expect it to go to a certain place and so I’m hesitant to support that particular measure. But again, there’s lots of measures that we’re going to be voting on today and they’re all important to making the budget work in the end, and so I’m voting in support and urging my colleagues to do likewise. Thank you.”

Senator Hemmings rose in opposition to the measure and stated:

“We have done this so many times before, and I would suggest that the Majority party—and I certainly agree with the previous statement made on this floor. I’m rising to speak against this legislation, Madam President, for point of clarification. No one’s a whipping boy here. I will say, and I’ll say it again, because I know I’ll be accused of bashing public workers. Most public workers are good, hardworking people and deserve the pay they earn so diligently, but some are not, and some exploit their fellow workers.

“This is a raid on the funds to fatten the general fund for collective bargaining. So the collective bargaining process—and we all know the labor unions and so-called ‘public workers’

are, in these difficult times, basically negotiating to freeze their salaries, and not take a pay cut or be laid off like everyone else in the community, which may be very foolish because if we run out of money, they will be laid off because we cannot pay them. This transfers special funds. There could be a constitutional question in some of these issues, as we learned from the insurance compliance fund—we've done this before. In order to fatten the last round of collective bargaining I think four sessions ago, we actually raided special funds and held hostage all the human service programs. That's what this is all about. Let's be honest about it. This isn't about balancing the budget. This is about fattening up the general fund so collective bargaining for public workers can walk away not helping to balance the budget through sharing in the pain of what we're going through here, especially those 40,000 plus citizens who no longer have a job. It was so bad one year we were actually going to shut down the DCCA and take all their money and put it in the general fund so it'd be a nice, fatted cow for the collective bargaining process. That's what this is all about, and anybody who says otherwise is either extremely deceptive or naive. I would suggest that I am for a balanced economy. I am for fairness in the marketplace and public employment. I'm very much in favor of rewarding those hard public workers that do a good job. But likewise, I'm in favor of holding everyone accountable in the process and making sure that public workers participate in contributing to the economic welfare of the entire state. And by no means, as the previous speaker said, am I pointing out one particular group as a whipping boy. I'm just putting on the table the honest assessment of what's going on here, and it's not fair. Thank you, Madam President."

Senator Sakamoto rose in support of the measure and stated:

"Unfortunately, some of the focus has been placed on public workers, but I believe the focus should be on balancing the budget and maintaining the services that our state needs to provide. If the state doesn't need to provide certain things that we're currently doing, I believe the people who can most control that are the Administration. They've been governing and they manage, so they can determine which services could be more efficient or should be more efficient, and perhaps which services should go. On the other hand, in recent months, some services have been put on the chopping block and we can see the results. Why are people shot? Why are people stabbed? Why are there potholes in the road? Why are the prisons overflowing? Why are people complaining about services that our state government should perform better? They're complaining because our state government should perform them better and it's not the fault of the public workers. It's the fault of a system that could be more efficient and some of that efficiency requires the correct amount of dollars for the system to perform the work properly. You can't push a car 10 miles when you fill in only 90 miles of gas and you want to go 100 miles. You can't ask public workers to push 10 miles, and then you say, 'Why don't you get there on time?' We need to fuel our system and run our system efficiently. Unfortunately, the economy, global and national matters have caused our budget to be in a problematic state. We need to do all we can do, and if there are funds sitting in accounts that are not being used, we ought to use them because we need to maintain the services for the people of Hawai'i. Thank you very much."

Senator Baker rose in support of the measure with reservations and stated:

"I'd like to return to the bill at hand and look at the various funds that are being proposed to contribute some of their seemingly unrequired balances for purposes of budget balancing. And I know that the Chair of Ways and Means is looking at some of these funds reluctantly. She has only so many quivers in her packet of arrows and tools that she can use, and so I applaud the effort that she's making because I know

it's not an easy task. I would just ask that as this measure goes to conference, that perhaps if there are some of the smaller funds that in fact do support health and human service areas that we don't look at the whole 5 percent on central services assessment but perhaps assess a smaller percentage. I'm concerned that while some of the University funds are being excluded from assessment, others are not, and one that is particularly important to me because it's important to our state, is the Cancer Research Fund. It appears to me that it may still be in this measure not to raid but to require payment of a central services assessment fee and I would hope that as it advances, perhaps another look can be taken at that one because those funds are definitely needed for building out the expansion of CRCH and to make sure that we keep our NCI designation. I think that it's important. As we move forward, we have to look at all of the funds at our discretion to see how best we can come up with an overall plan that's going to move us forward. The economic situation was not of this body's making, and it's certainly wasn't of our public employees' making and it wasn't our residents' making, so we need to figure out how we can best balance all of the legitimate and competing interests we have, and I applaud Ways and Means for making a valiant effort."

Senator Kim rose in support of the measure and stated:

"Madam President, this measure takes excess funds, and it doesn't jeopardize any federal funds. And I'd just like to state that the Ways and Means staff has worked very tirelessly on looking at every single one of these funds. They have looked at the expenditures, the revenues over the period of years, and have estimated based on talks with the departments as to what in fact they need of these funds in order to be able to continue to do their services. And with all of that information, Madam President, we were able to identify certain amount of sums for each of these. There are many other funds that we looked at. After discussions with the departments and various people, we were not able to take those funds because of just that fact: That they need that in order to operate. This is no different, Madam President, from the Governor taking the Bottle Bill Fund, taking the money from PUC, 9-11, and so this just goes along that line. If we're going to say 'no' to a lot of revenue measures, then we'd better look at everything else that's on the table because at the end of the day, we're not going to have enough money for all of your projects that many of you have requested. Thank you."

Senator Green rose in support of the measure and stated:

"I just wanted to say that we're all trying to strike a balance here today. I'm voting in favor of some tax increases and against others, and I commend the Chair of Ways and Means for bringing this bill forward because I think it does take the pressure off of some of the tax increases in order to get us where we need to be for our state. Thank you."

The motion was put by the Chair and carried, H.B. No. 39, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE REVENUES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Baker). Noes, 3 (Gabbard, Hemmings, Slom).

H.B. No. 1605, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 1605, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"I, like I'm sure most of my colleagues, support home rule, and we had this debate-discussion a number of years ago when the City and County of Honolulu was given an increase in the general excise tax for the rail. Even the Governor argued that

that was home rule. It was not home rule because it specified what county could do what, what they couldn't do, what the rate would be and everything else. This bill here purports to give a retail sales tax authority to the counties, but it sets the maximum rate at 1 percent. And in other bills we're going to be taking, or proposing to take away, existing revenues from the counties. So you can't really talk about the idea of home rule; what you're really talking about is yet another tax increase. And this would be even more interesting because on top of the general excise tax, on top of the general excise surcharge in the City and County of Honolulu, you could now have the possibility of a sales tax. This would be an absolute nightmare for businesses that would have to have two sets of information to differentiate between the general excise tax and between the sales tax. It also leaves many unanswered questions, and I am absolutely confident that, of course, this is something to take us into conference committee with, but I see that a number of the bills we're just throwing them out there to see who salutes and what the ultimate is going to be. However, if they all came home to roost and they all were passed, what we would see is we would absolutely go from number three in the nation on tax burden to number one at a time when we cannot afford it. So, you know, it's interesting if we want to talk about home rule, then let's go all the way and let's turn over all taxing authorities to the counties without any kind of limitation or recognition of what the money is going to be used for. Thank you."

Senator Kim rose in support of the measure and stated:

"Madam President, after decades of lobbying and fighting for home rule and additional taxing authority—and I should know because I spent 14 years on the Honolulu City Council—it's interesting now that the counties are now shying away from any taxing authority and instead would like us to raise the GET tax. Never mind that the GET tax is regressive and will hurt businesses across the state. They certainly didn't shy away in 2004 when Honolulu pushed for the ½ percent GET tax for rail; and it's my understanding that other counties now wish that they'd opted for the ½ percent tax. In fact, I'm told that the Big Island mayor has been lobbying the House for this option early on during the Session.

"By allowing each county to implement a retail sales tax of up to 1 percent on the sale of tangible, personal property, the counties will be able to demonstrate greater self-sufficiency by enhancing their authority to generate revenues necessary to fund vital programs and services within their jurisdiction. According to DoTax, assuming that the tax rate is 1 percent, the annual revenue gains would be, for the respective counties: \$143 million for Honolulu, \$39 million for Maui County, \$29 million for Hawai'i County, and \$16 million for Kaua'i County.

"The retail sales tax does not pyramid like the GET. And although much of the conversation regarding this bill focused on the county's loss of the potential TAT revenues, this measure does not address the TAT, which is a separate issue. But, Madam President, at the end of the day, if the counties do not want this tax, then certainly I'm not going to vote in favor of it. Thank you."

Senators Fukunaga, Taniguchi, Tokuda, Ige, Gabbard, Green, and Ihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 1605, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 7 (Fukunaga, Gabbard, Green, Ige, Ihara, Taniguchi, Tokuda). Noes, 4 (Baker, Bunda, Hemmings, Slom). Excused, 1 (Sakamoto).

H.B. No. 1272, H.D. 1, S.D. 1:

On motion by Senator Gabbard, seconded by Senator Fukunaga and carried, H.B. No. 1272, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Sakamoto).

H.B. No. 1809, H.D. 2, S.D. 1:

On motion by Senator Gabbard, seconded by Senator Baker and carried, H.B. No. 1809, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

H.B. No. 754, H.D. 1, S.D. 1:

On motion by Senator Nishihara, seconded by Senator Kim and carried, H.B. No. 754, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

H.B. No. 1364, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 1364, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in opposition to the measure and stated:

"Madam Chair, in speaking against this bill, I want to highlight a problem that's been spoken of before peripherally but not in very much detail. I will give you some concerns that I think all Americans, especially those of us in Hawai'i who are rapidly becoming the highest taxed people in the nation, have regarding American Recovery and Reinvestment Act. This Act is unprecedented and it really puts us in a very difficult place at the state levels because it's going to provide us with a lot of revenue but will also leave us with increased debt to pay it off. It's important to note that some states and the federal government's spending are out of control—in fact some have stayed at the national level. The American Recovery and Reinvestment Act combined with budget increases and future spending initiatives at the federal level are going to take the federal government down the same path as the State of California. Prior to January 20th of this year, the deficit (that's the one year deficit spending for the federal government) was projected to be \$500 billion. In the few short months since that time, our national deficit for one year has soared to \$1.7 trillion. It's hard to understand that number. Nevertheless, that's what it is. Someone's going to have to pay that back or more drastic things will happen to our economy.

"There's another problem that has been highlighted before but never quite recognized by many, especially those in the federal government, and unfortunately too many in state governments. What's going on with the American Recovery and Reinvestment Act is when they're giving us the money, it comes with a tremendous amount of strings attached. It is in some instances so bizarre that the actual legislation President Obama signed into law says that the governor shall spend the money without necessarily having legislative oversight. Who needs us? But it violates a much more important principle to the very structure of our government and that is—I had mentioned this before but I thought I'd whip it out and read it—Federalist Papers No. 4, where Madison, in writing to Publius, a fictitious person in New York, regarding the Constitution said, 'The powers delegated by the proposed Constitution to the federal government are few and defined. Those which remain in the state governments are numerous and indefinite. The

former will be exercised principally on external objects (war, peace, negotiation of foreign commerce) with which the last power of taxation will, for the most part, be connected. The powers reserved to the several states will extend to all the objects which, in the ordinary course of affairs, concerns the lives, the liberties, the properties of the people in the internal order in improvement and prosperity of the states.’ So obviously our government was built to have us control our destiny here in the State of Hawai‘i, not politicians in Washington, D.C. They are literally printing money and spending what they don’t have. I will admit, in Washington, people on both sides of the aisle are guilty of this. It’s going to bankrupt our nation and more importantly, it’s going to take away control of our destiny from the Hawaiian Islands. The Reinvestment Act is mandating numerous initiatives to where we do not control our destiny. The Reinvestment Act funds programs that really don’t have any justification at the national level. Jimmy Carter started the federal Department of Education. It’s gone downhill ever since. There are numerous federal initiatives that take away our ability to control our destiny. The genius of the constitutional structure of our government is that we have states and a federal system, wherein the states control our destiny. We have many different needs and obligations here in Hawai‘i than the people of Maine or Minnesota, and that is something we should cherish and encourage. This American Recovery and Reinvestment Act is a step in the wrong direction, and I would seriously consider not taking the money if it weren’t for the fact that we have to pay it back. So I’ll be voting ‘no’ to make that point. Thank you, Madam President.”

The motion was put by the Chair and carried, H.B. No. 1364, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BUDGET,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

H.B. No. 1739, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 1739, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Baker requested her vote be cast “aye, with reservations,” and the Chair so ordered.

Senator Kim requested comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Kim’s remarks read as follows:

“Madam President, I rise in support of House Bill 1739. This measure started out as a conformity bill to standardize the penalties that tax preparers pay for improperly filing state tax documents so they would be at the same level as federal penalties these tax preparers would pay for improper filing of federal tax documents. During the hearing, many tax professionals testified that they are not opposed to the conformity of the penalties but asked that if they are to conform to the federal penalties, they should be given the same safeguards and appeals process that are built into the federal code.

“With this in mind, the Committee on Ways and Means proceeded to amend the bill with the help of tax professionals and the Department of Taxation to conform not only to the federal penalties but to provide the same safeguards and appeals process that are in the federal code.

“More specifically, the measure:

- Amends the definition of ‘tax preparer’ to conform with the IRC’s definition

- Provides for an expedited administrative appeals program
- Authorizes the department to undertake temporary rulemaking
- Makes documents submitted to the tax review board public information
- Clarifies the burden of proof with respect to issues relating to false or fraudulent tax returns and the intent to evade taxes be more in-line with the federal standard

“The belief is that this measure changes Hawaii’s tax law to conform with the Internal Revenue Code (IRC) with respect to issues relating to tax preparers and the deterrence of tax fraud. The changes in the current measure will provide tax payers and practitioners with more guidance and notice of the tax department’s policies through the issuance of preliminary rules and the availability of tax review board documents. The department will also be able to respond more quickly to tax appeals through the expedited appeals program.”

The motion was put by the Chair and carried, H.B. No. 1739, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Baker). Noes, 1 (Bunda).

H.B. No. 1741, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 1741, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Chun Oakland.

Senator Slom rose in opposition to the measure and stated:

“The bill talks about redistribution or temporary distribution of the conveyance tax funds, but what it also does is have the provision in there to raise the conveyance tax. We’ve gone through this before. I’ve spoken against the increase in conveyance tax because it also affects every recorded document, whether it’s a rental or lease agreement or anything else. And so, again, we’re talking about yet another tax increase. Thank you.”

Senator Hooser rose in support of the measure with reservations and stated:

“Madam President, colleagues, I want to commend the Chair of the Ways and Means Committee and the Vice President here. They’re working together on an amendment which dramatically improves the bill, as opposed to when it was first introduced to the Committee. And it does dramatically improve it, but I do have some concerns that when it goes into conference that it might slip back and further negatively impact the Legacy Land Fund, the NARS funds, and affordable housing. And so I am expressing my reservations. Thank you.”

Senator Kokubun rose in support of the measure and stated:

“I want to first thank the Chair of Ways and Means for allowing me to work on this bill. With respect to the concerns that have been raised about the additional taxes, I think that the way the structure is now, there is a graduated scale for certain values, and that graduated scale has just been extended into the higher value lands and residences that are being exchanged. So I think it’s consistent in that regard, and I think what’s even more important is that these moneys will be used for some very, very good programs. And it’s something that I think, you know, we need to continue to support, and I think in the long run it’s going to be beneficial to the entire state. So with that, I ask my colleagues to support this measure. Thank you.”

Senators Hooser, Ihara, Baker, Ige, English, Taniguchi, and Espero requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senator Kim requested comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Kim’s remarks read as follows:

“Madam President, I rise in support of HB 1741 HD1 SD1 – Relating to the Conveyance Tax. Temporarily retaining a greater share of conveyance tax in the general fund will help maintain core services funded by the general fund, while easing the loss of revenue to these important programs. Specifically, this measure changes the distribution of conveyance tax revenue beginning July 1, 2009 to June 30, 2012, by temporarily reducing the distribution of conveyance tax revenue to the Land Conservation Fund (from 10% to 5%), Rental Housing Trust Fund (from 30% to 25%), and Natural Area Reserve Fund (from 25% to 20%), respectively.

“The measure recognizes that the rise in property values in the State and the increases in residential home investment will provide the State with additional revenue.

- For properties valued in excess of \$1 million, the conveyance tax rate ranges from THIRTY CENTS to \$1.00 per \$100 of value for properties valued from \$1 million to \$10 million or more.
- For properties that do not qualify for a county homeowner’s exemption, the rates range from FORTY CENTS to \$1.25 per \$100 of value for properties valued from \$1 million to \$10 million or more.

“Finally, it should be noted that with the restoration of the five percent reductions to the Land Conservation Fund, Rental Housing Trust Fund, and Natural Area Reserve Fund in June 2012, these programs will be poised to receive greater conveyance tax revenue in light of the increased tax rates on high-value real property and residential investments.”

The motion was put by the Chair and carried, H.B. No. 1741, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Ayes with Reservations, 7 (Baker, English, Espero, Hooser, Ige, Ihara, Taniguchi). Noes, 7 (Bunda, Gabbard, Green, Hemmings, Slom, Tokuda, Tsutsui).

H.B. No. 135:

Senator Fukunaga moved that H.B. No. 135 pass Third Reading, seconded by Senator Baker.

Senator Slom rose in support of the measure and stated:

“It is so good to be able to talk about a bill of great importance that doesn’t involve finances, taxation, spending or debt. This bill would name the Kamehameha butterfly as the state insect, and as you know, we have the state tree and the state mammal, and the state everything else. The Kamehameha butterfly is one of two native species of butterfly. Actually the Kamehameha part was misnamed when the name first was used after the death of the last of the Kamehameha king line. In our Committee there was testimony from one class of one school children, so I really am a little concerned, even though I’m supporting the bill, that the bill was not properly vetted. I know that there was talk about yanking the bill from Committee onto the Senate floor so that we’d have further discussion but that did not happen. And since the time that the bill passed, I have been besieged by constituents, and I’m sure many of my colleagues also, by what they consider to be the true insect of the State of Hawai’i. When we think of Hawai’i and we think

of insects, of course we think naturally of the cockroach. And when we think of the cockroach, we think of a very important industry in the state that goes also with it: the slipper. But even though the cockroach did not get its day and its due in the Committee, I will support the will of our *keiki* in school because as you know, Madam President, everything we do in this building, every tax we raise, every special fund we create, every debt that we incur, is ultimately going to be paid by our *keiki*. So, I stand in support of the beautiful butterfly, Madam President. Thank you.”

The motion was put by the Chair and carried, H.B. No. 135, entitled: “A BILL FOR AN ACT RELATING TO THE STATE INSECT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 1260, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 1260, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Taniguchi.

Senators Taniguchi, Ihara, Chun Oakland, Fukunaga, Tsutsui, Tokuda, Ige, Green, and Bunda requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 1260, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 9 (Bunda, Chun Oakland, Fukunaga, Green, Ige, Ihara, Taniguchi, Tokuda, Tsutsui). Noes, 3 (Baker, Hemmings, Slom).

H.B. No. 1536, H.D. 2, S.D. 1:

Senator Taniguchi moved that H.B. No. 1536, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Kim.

Senator Bunda rose in support of the measure with reservations and stated:

“The subject of legislative pay raises in my mind is one of the most controversial issues before us this session. Of course, there are opponents and supporters of most every bill, but the legislature seems and appears to be the only source of support for a pay increase during this economic downturn. Per column inch in the newspapers, it has received the glaring amount of negative attention where opinions expressed in letters and commentaries have been critical and even derogatory. While public outcry normally causes us to take notice of any issue, we seem to be unusually calm about accepting pay raises in the face of such criticism. As someone who has walked these hallways since 1982, I am sympathetic for those legislators who devote themselves full-time to what is still meant to be a part-time commitment. However, in light of the extreme fiscal challenges before us, no one can claim to be above making sacrifices. No matter how long it takes, we should all come out of this whole at the end of this economic crisis. Madam President, I believe that the 5 percent reduction specified in this bill will be perceived as a token gesture and not enough to count towards our economic recovery. This may be a time when we will have to ask the public to tighten their belts beyond the belt notch. Who are we fooling? We should do our part and lead by example. This bill should be amended in conference, and at the end of the day it should provide a much greater contribution to the collective effort it will take to balance our state’s budget. For these reasons, Madam President, I am voting ‘with reservations’ on this bill.”

Senator Hemmings rose in opposition to the measure and stated:

"In proceeding, I want to point out that one of the astute observations from the other side of the aisle regarding previous legislation enumerated—or illuminated, I think would be the better word—the fact that I voted against this bill in committee, which I did. But my vote here today is not a vote of political convenience, so I sound self-righteous by knocking back my pay by 5 percent and knocking back the pay of executive and judicial branch of government 5 percent. My vote is hopefully a vote of conscience because it is extremely unfair.

"The collective cost of executive, legislative and judicial salaries is approximately \$20 million. The collective cost of collective bargaining salaries—unionized employees—is about 70 percent of A Fund expenditures, over \$3 billion. This is a token measure, at best. And people have been talking about let's be fair, let's be fair, let's be fair. Well let's be fair. The fairest solution, which would go a huge, huge way in balancing our budget, is to cut everybody collecting a paycheck from government's salary 5 percent. That would be fair. We would all share in balancing the budget in a fair and equitable way. But that's not what's happening.

"I have to add, to cut overhead we should cut programs that could be done better by the private sector and cut programs that aren't working at all. Public workers in the State of Hawai'i enjoy some of the best compensation, oftentimes far in excess of the people in the private sector. Public workers are indeed getting paid a fair wage for fair work. What's not mentioned oftentimes in discussion, and certainly not mentioned here, are the fringe benefits. Extrapolate from numbers. The fringe benefits of public workers are 37 percent of the cost of employment. The private sector is lucky if it's 20 percent. We pay for an enormous amount of benefits: 13 paid holidays a year and 14 in an election year—I think you all know where they are on Election Day because right in your manual they say they elect their bosses—21 paid sick days, which can accumulate to be a vast sum of money, and 21 days of holidays. Private sector people are lucky if they get 15 days after 15 years of employment. Sick leave is exploited to a great extent because you don't need a doctor's note; oftentimes you just call in and take a day off, and get paid. So the combined salaries and benefits of public workers exceed, in many instances, those of the private sector. And for them to not be sharing in this process of reducing spending is unconscionable.

"And I want to say once again that I'm not here to single out or bash or use any particular group for a whipping boy. I'm just putting the facts on the table and asking us to be fair with everybody and have everybody equally share in the burden and cost of these financial hard times. It was very astutely said by a previous speaker: much of these hardships that we're enduring now have not been heaped on us because of our own problems or misdoings here. But certainly, the burden of them should be shared on a fair and equitable basis for everybody, and we should be reducing the pay for everyone collecting a government paycheck, not just a select few, especially when that pay cut amounts to pennies in relationship to the cuts that need to be made. Thank you, Madam President."

Senator Slom rose in support of the measure and stated:

"I agree with many of the remarks made by the good Senator from the North Shore that primarily this is symbolic; it's not going to help balance the budget or anything else. But you know, Madam President, I've spoken on this floor before about my real concerns and disdain for the so-called Salary Commission. We had a constitutional amendment several years ago, and the public voted to allow for these Salary Commissions. I don't believe the public fully realized what they were going to get in return for the Commission. The Commission is a stealth way of allowing salaries and compensation to be raised without benefit of any public hearing, without benefit of any public vote, without benefit of any

adjustment. I certainly agree with, again, the Senator from the North Shore that many legislators of both houses take this part-time job and they spend a great deal of time and effort year-round. They work really hard. There was not a salary increase granted and maybe one should have been. But to the extent that it was 36 percent, most people would agree that that was too large, particularly during this period in time. But we never had the opportunity, as I said, of a hearing, of a vote, or to say, 'Well, maybe 36 percent is too large, but maybe 10 percent is okay and justified.' We also, in taking this action in this bill, are taking the action in freezing the salaries as of June 30 of this year. July 1st of the last two years, both the executive branch and the judiciary received handsome salary increases, and they were due to receive yet another one on July 1st.

"So, the whole point is there's something wrong with the whole process. And we should all be up in arms when we talk so much about having hearings and about public input and about transparency, and there is no transparency on the granting of compensation for those in the executive branch, judicial branch and those of us here. So while it is a flawed bill and while it is probably more symbolic than anything else, I will support it and hope that in the future we can look at abolishing the Salary Commissions and being honest about debating whether or not people, want, deserve, and should have salary increases. Thank you."

Senator Kim rose in support of the measure and stated:

"This is one of those measures, damned-if-you-do and damned-if-you-don't. And certainly we can talk all we like about whether or not we should take greater cuts or take no cuts or turn back the raises, but I haven't seen any floor amendments. Certainly anyone here wishing and seriously enough that they could have offered a floor amendment. Instead, we got none. So, with that, Madam President, I will be voting in favor. Thank you."

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

"I want to find out if I heard correctly: Is the Majority party going to hear Republican floor amendments and be willing to consider them in a democratic fashion?"

The Chair then responded:

"Senator Hemmings, we won't know until you try. And since you didn't try, you don't know. I think I have answered your inquiry."

Senator Hemmings continued:

"Madam President, very quickly and incisively so. Congratulations."

The motion was put by the Chair and carried, H.B. No. 1536, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALARIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Bunda). Noes, 1 (Hemmings).

H.B. No. 128, H.D. 1, S.D. 1:

Senator Taniguchi moved that H.B. No. 128, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Takamine.

Senator Ihara rose in support of the measure with reservations and stated:

"Madam President, this bill relates to consumer complaints against regulated businesses. This issue here is whether the public should have the right to know if complaints have been filed against a business regulated by state government.

"I must object to H.B. No. 1212 because it seeks to solve a specific problem by removing from public disclosure potentially all information on certain government records. This bill allows an exception to the open records law that involves nondisclosure of consumer complaints against business persons regulated by government, particularly when a person makes a right to privacy claim to keep the complaints secret. Government regulates businesses to protect consumers and I don't believe government should withhold from consumers frivolous complaints by eliminating potentially all complaints from public review, including those that may turn out to be valid. I believe this bill should not move forward because the concern about frivolous complaints can be addressed administratively. DCCA could implement its website policy and remove all complaints filed over five years ago. The Department can also more clearly advise its website viewers that pending complaints indicate only the fact that the complaint has been filed, which may or may not be worthy and valid. I believe consumers smart enough to find DCCA's website will more than likely understand that a complaint that is pending does not mean that the business did anything wrong.

"Madam President, I would like to encourage fellow Senators to look at this bill from the consumer's point of view. Government regulates businesses to protect consumers, and I believe consumers want to know if fellow consumers have filed complaints against businesses they might want to employ. I urge the Senate to defeat this attempt to open a significant hole in the State's open records law. I believe the public policy of transparency for consumers outweighs the narrow concern about frivolous consumer complaints. Thank you, Madam President."

Senator Hemmings rose in support of the measured and stated:

"I too want to speak in favor of truth, limiting ambiguity, and speak in favor of transparency. And, what is not transparent is the incredible benefit a certain group of our populous gets on election days and how that benefit turns into an in-kind contribution to their selected candidates. And I do know the laws from campaigning myself, that if you receive in-kind goods, you have to report them. But on Election Day, 48,000 people get a paid day off, and they're public union workers. That costs taxpayers well over \$10 million. That's an in-kind contribution of enormous sense.

"I know many good candidates who stand on the side of the road and wave signs in the primary. They confront a great number of people; seeking their votes, they wave at them. In the general election, which falls on a weekday, they have a hard time getting their sign wavers out because they're all at work, but oftentimes their opponent has 10, 20, 30 sign wavers. One of my friends who is running for office and a member of my party, which is struggling—if that's not an understatement, I don't know what is—asked one of his opponent's sign wavers, 'Why are you here? I've never seen you here before. Why are you holding signs?' And the answer was quite honest. He said, 'We got told to.' So this is just another example of how the system is skewed in favor of one special interest group to the detriment of open, honest, transparent government. And so when we pass bills like this, we really should look at the big picture and make it transparent across the board so we really know where the money's going and where the big money's being spent at the cost of the process. Thank you, Madam President."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Taniguchi rose to request comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Taniguchi's remarks read as follows:

"I am supporting HB 128, HD1, SD1 for the following reasons. The bill as introduced is based on the Campaign Spending Commission's recodification committee. Your Committee on Judiciary and Government Operations made further amendments to recodify current law into new parts and sections to make it easier to read and understand the campaign finance laws. I believe that we will be further revising this bill but at least we are moving in a direction to provide clarification. Your Committee also made substantive amendments including permitting candidate committees to make donations to schools and public libraries from campaign funds without the limitation currently imposed on community donations; allowing a vacancy on the Campaign Spending Commission to be filled from one of two nominations from the Judicial Council and providing discretionary fine amounts in lieu of mandatory fines for violations. I want to note that the last substantive amendment came at the request of the Campaign Spending Commission.

With these amendments and further work on this bill, I believe we will be moving towards a better law that is easier for candidates and the public to understand."

Senators Tsutsui and Ige requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 128, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 4 (Ige, Ihara, Slom, Tsutsui). Noes, none.

H.B. No. 31, S.D. 1:

Senator Takamine moved that H.B. No. 31, S.D. 1 pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and stated:

"This bill would create a new discriminatory practice against employers, those employers that use credit history checks as a means of being one tool for hiring or discharging an employee. We, by passing this bill, raise this practice to the level of discrimination by race, color, creed, national origin, and so forth, and create another opportunity for attorneys to sue. It was testified to that of course there are a number of occupations that require that credit history be not only checked, but also be taken into consideration. And so the bill was amended to exempt those who are employed pursuant to any federal or state law and also with any occupation that has to do with federal financial requirements. However, what does that do to employers who have employees in other areas, particularly in these difficult economic times, particularly as the retail merchants testified, where you have a lot of people—non-supervisory, non-mandatory—that are handling money and cash all the time? While there are opportunities for misuse of this information and while we are all familiar with identity theft right now, there is an opportunity to explain any kind of conditions. But for an employer not to utilize all tools at hand and take all of this information into consideration, I think, is criticism of the employer. What we're trying to do is interfere with that hiring process.

"Now there is one other amendment that was made to the bill in its current form, and that says that you can look into the credit history of any employee, but only after an offer of employment has been made. Now if you make an offer of employment to someone, then you check the credit history and it is such that it would be a red flag for any prudent person, and then you try to deny that person that employment history, that



person will also seek an attorney and go after you because you have a bona fide contract for employment. So, for these reasons, Madam President, let's stick with the laws that we have for real discrimination and allow employers to do their business in hiring and firing. Thank you."

The motion was put by the Chair and carried, H.B. No. 31, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Galuteria, Tsutsui).

H.B. No. 200, H.D. 1, S.D. 1:

Senator Kim moved that H.B. No. 200, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in support of the measure and stated:

"In your wisdom and knowing all the transparent position you hold, I think you realize that I share apprehensions about this budget and voted, I believe, 'no' in WAM. After hearing myself speak so eloquently about it, I decided to vote 'no.' One of the reasons I am, Madam President, is because, rest assured, know that I want to be on conference committee and so it would be definitely difficult to be on such, and I've just been informed that amendments from Republicans will be eagerly looked forward to. So we hope they'll be democratically considered. So, thank you, Madam President.

"This budget comes at a very difficult time when the State should be reducing spending to really balance the budget. And as with all economies, you cannot escape the immutable truths about supply and demand, regarding spending and revenue generating. And we do have targeted cuts in this budget. But when you look at the big picture, there's no doubt that there has to be dramatic tax increases somewhere to do what the Constitution mandates us to do: balance the budget, which is a good mandate. I would like to suggest the first thing people do is say, 'Well okay, what program do you want to cut?' Do you want to cut aid to the *keiki*? Do you want to cut aid to the sick and elderly, which has been done in the past to balance budgets? Tell us what program you want to cut. There really is a huge opportunity that we have been speaking about for years to make this budget more cost-effective and accountable. We advocated, way back in 2004, to restructure public education. The budget for the department then was \$1.7 billion a year. It's now \$2.4 billion. The DOE balked, and there was literally a threat from the head of the Department of Education; Patricia Hamamoto said to give her the money and she would be held accountable and do a better job—I think is what she told us here. Well, we did and she didn't. We don't know where the \$2.4 billion goes because the Department of Education hasn't been audited. I would suggest to the Superintendent of Education: If does she want to close something to save money, don't close the schools. Close the Department of Education and save a huge amount of money. But we'll never know because we don't know exactly where the money goes, and I would suggest that they don't either because they have not had a management audit since 1974.

"We know we can cut money on incarcerating prisoners, and there's a very positive thing being done about that. We can release and with technology monitor, prisoners who don't pretend to be, nor are they, an immediate threat to the health and welfare of the people. We know that sending prisoners to Arizona cuts the cost in half for incarcerating them. Yet, we want to bring prisoners home, adding to the cost of the budget. We know—and excuse me for using this blasphemous word on the floor—we know that the private sector through something called 'privatization' can do a public service oftentimes quicker, faster, and for less money. And I'll give you an example

because we're headed in that direction now, not because we want to, but because we have to. And that's privatization of the state medical hospitals. And you've heard those arguments for the last 3 or 4 years now, of how the CON process protects the government monopoly on hospitals to protect certain jobs at the expense of health and safety and cost to all taxpayers.

"So this budget is an honest effort, and I do commend the Chairman of the Ways and Means Committee on trying to balance a very difficult situation because income has plummeted and costs remain the same. But over the long haul, the real solution is to give the people back the power to control their destiny economically without increasing taxes. And to put out a state budget that for once cuts spending, it's important to note that the economy grows sometimes 2, 3, 4 percent a year; if we're real lucky, 5 or 6. It's stagnating now and that's why we call it a recession. But down to the years with single digit growth of the private sector economy that pays the taxes that employs everybody, the state budget has oftentimes grown 2 or 3 times the rate of the private sector. And I would suggest to you that over the long haul, it will lead to bankruptcy. It's not a new thought. It's like many things in life. The exercise we're going through here has been done through the millenniums of societies or governments, and leaders try to make things happen.

"I'd like to quote from one of my favorite reading materials. I won't tell you where my favorite place is to read it, but it's one of my favorite reading materials: the Small Business Hawai'i tabloid. 'The budget should be balanced. The treasury should be refilled. Public debt should be reduced. The arrogance of officialdom should be tempered and controlled. And the 'assistance'—and this doesn't apply here but it worthy of reading for national government—'to foreign lands should be curtailed lest Rome become bankrupt. People must again learn to work instead of living on public assistance.' Cicero, 55 B.C.

"This budget is a budget that is necessary and I'm voting in favor of it so hopefully some voices of moderation can be heard in the conference committee. But nevertheless, it continues the formula of fattening up the general fund for the purposes of some special interest groups and to the detriment of everyone, including those special interest groups that pay some of the highest taxes in the nation to fund it. So, I'm hoping as this session goes on and we get near the adjournment sine die, that we'll take further consideration of alternatives to taxing and spending, because it will never buy our way back to economic prosperity. Thank you, Madam President."

Senator Kim rose in support of the measure and stated:

"Madam President, before I speak on the specifics of the Senate draft of H.B. No. 200, I take this opportunity to acknowledge a number of people. Madam President, chairing WAM for the first time during the worst budget deficit in our state's history, coupled with a completely new Ways and Means staff has been very challenging, and many have asked me why would I want to do this at this time, but I've always loved a good challenge, Madam President. I was very fortunate to be able to entice back to the Senate to help on the budget some very capable individuals. They were able to get me up and running right from Day One. Their tireless efforts, their long hours, and essentially no social life were fundamental to the development of our proposed state financial plan and budget. The Ways and Means staff is led by Brian Hallett, our committee coordinator; I would ask if he would rise, Brian? And members you can save your applause to the very end because I'm going to introduce them all. I think they deserve it. They worked very hard. The budget chief, Rod Becker. Ross Tsukenjo, my bills chief. The three of them, Madam President, colleagues, have been valuable to me throughout this entire process, and I thank them very much. Also, our capital improvement program specialist, Keira Kamiya; she's not here

today. The budget analysts are Jenae Barona, Brian Davies, George Gray, Jennifer Larson, Mona Maehara, Susan Maracle-Sweeny, and Stacy Ogimi. Bill researchers: Victoria Corkhill, Robert Tassie who is on funeral leave today, Anthony Valdez, and Cathy Yasuda. My office staff, also new to the Legislature, Madam President, played an integral role in supporting the work of the Committee. My office manager, Gina Williams. My committee clerk, Debbie Hiramoto, here on the floor. Arline Gorkan, WAM clerk. And our legislative aides: Francis Nakamura, Elizabeth Narkon, Hiroku Nakamura, and we have one volunteer, Kalani Koko Abrams. All of them, Madam President, colleagues, have worked weekends, late into the night, and I really have a profound respect for all past WAM staff and for this staff. I give you all a round of applause. Thank you.

“Madam President, I also would like to thank the members of the Ways and Means Committee, and especially my Vice Chair from Maui, Senator Tsutsui. I also thank the members of the House, representatives of the many executive agencies, and the numerous members of the public whom I’ve met both individually and collectively. I’m also appreciative of all of your input from members, the countless phone calls and e-mails my office have received that have conveyed both support and concern for the various state programs. And finally, my thanks to you, Madam President, and your staff for your assistance. And I also want to thank the two former WAM Chairs for their guidance throughout this process.

“Madam President, we are well aware there are many competing needs with limited state resources. An examination of the Governor’s proposed budget and that proposed by the House of Representatives could not make this more apparent. To balance their financial plans, both found it necessary to reduce certain programs and services that many find important. Various revenue measures, further budget reductions, the availability of federal stimulus funds, and state special funds have allowed your Committee to respond to calls to restore funding for Adult Dental Services, Partnerships in Community Living, Healthy Start, respite care, the Disability and Communications Access Board, the State Health Planning and Development Agency, and Career Kokua. In order to help fund these programs, the Committee employed a number of techniques to locate general fund savings. In addition to accepting most reductions proposed by the Governor, starting in fiscal year 2010, 105 vacant positions beyond those proposed by the Governor will be reduced, resulting in a savings of \$4.7 million.

“At this point, Madam President, I must correct an error reported by one of the major newspapers that we eliminated 315 field positions in this measure. The majority of the 315 positions reported on are in fact vacant. A very limited number of filled positions are being reduced on our draft. They include 17 exempt positions that result in \$1.2 million in savings. Most of the filled positions proposed for reduction are 42.5 positions related to the State’s occupational safety program. However, this reduction does not take effect until fiscal year 2011 and will allow us time to transfer this program to federal jurisdiction. Fifty-four positions equaling \$19 million will be shifted to non-general funds for additional general funds savings. We also identified \$7.6 million that was budgeted in excess of the requirements needed for out-of-state inmate contract. And a number of other adjustments were also made in an effort to reach the Governor’s 20 percent target reduction amounts to discretionary spending.

“Madam President, the availability of federal stimulus funds under the American Recovery and Reinvestment Act of 2009 has allowed the Committee to provide a higher level of support for education than afforded by the Governor. The vague details of the Governor’s financial plan have left the Committee unable

to accept some of its proposals. Of note is the \$278 million in savings targeted to be achieved through savings in collective bargaining agreements. It is unclear how this late-coming proposal would attain such savings. Further, the lack of a Governor’s message to adjust the proposed budget by this amount leaves the Committee unsure of the seriousness of this proposal.

“Your Committee also made a conscious effort not to raid the Hurricane Relief Fund and the Emergency Budget Reserve Fund in the State’s financial plan. At this juncture, we were able to balance the budget without relying on these funds, but that could change in conference. If it does, we must be mindful of not exhausting the rainy day fund that may be needed should the financial condition of the State further deteriorate.

“Though no one can really say with certainty how the economic downturn will continue to unfold, responses to a recent survey of my community were unanimous that Hawai‘i has not seen the worst of it yet. Speeches made at the start of the legislative session stated that it would not be business as usual, and that people would be walking across the aisle to work together on the fiscal situation confronting us. Indeed, most have worked together in this spirit, and for that I am truly appreciative. And I encourage those who have not yet participated in this spirit to join us, to stop unnecessarily limiting options and to stop attempting to pit the House against the Senate or divide neighbor islands against O‘ahu. We in the Senate pledged early on to keep all options on the table and we have done that. Yeah, it might have been with a lot of ‘with reservations’, Madam President, but we’ve done that. We’ve moved out all of our revenue measures, including the GET, and hopefully by the end of today we will send most of the House’s revenue bills into conference.

“Madam President, your Ways and Means Committee has earnestly considered all recommendations received throughout the process of developing this budget. Colleagues, the measure before you strives to address your priorities, the desires of the community, and the concerns of the executive. We all knew at the beginning of this session that expenditures would have to be cut and some tough choices would have to be made. And although there are no tax increases in this bill, our financial plan does identify revenues to support this budget. Despite the need for cuts, many of you asked for additions, and each somehow expected someone else’s budget would be cut. And no matter how non-core a function may be, there will always be a group somewhere vehemently opposed, and the knee-jerk reaction is to put it back in. But what do we cut in its place? ‘Just find more revenues,’ you say. Okay, but we said ‘no’ to gambling and ‘yes’—you did say ‘yes’—to a possible raise in the GET. However, the House said ‘no’ to both, while the Governor promised she would veto a GET increase. We even tried borrowing the transit surcharge from the City, as you, Madam President, and our good Senator from Mānoa proposed. But the Mayor opposed that, too. And so, with limited revenue bills and a growing deficit, the Committee had no option but to consider the House’s bill retaining the entire transit accommodation tax, which I might add, would provide the Hawai‘i Health Systems Corporation \$30 million each year of the biennium to support its hospitals and the lion’s share of which would be needed by neighbor island facilities.

“So, Madam President, colleagues, the time for tough choices is upon us. I urge you to join me in supporting the product of our shared efforts to shape a responsible expenditure plan that enhances government efficiency and minimizes impacts to vital state services. Thank you, Madam President.”

Senator Slom rose in support of the measure with reservations and stated:

“First of all, I too would commend the Ways and Means Chair, the Committee, and the staff for their hard work. I can say that this probably without a doubt has been the most difficult budget that we’ve had to work with in anyone’s memory. And I commend the Chair because of the transparency that’s gone into the budget. But it is a big budget and there are other bills—tax bills and others—and I am one of those voices that says that really, if we want to genuinely improve the economy and standard of living for everyone, then it is a question of enhancing the business climate, the investment climate, so that more people are willing to do business, create jobs, pay salaries, stay in business, and make a profit in this state. And if I had my way, we would revert to a zero-based budget so that every two years we would start from zero and have to put back each point, point by point. Part of the problem is—and the Ways and Means Chair indicated this—everyone has their pet projects and they say, ‘Well, I’m all for cutting, except for this project and that project.’ And, of course, that highlights the problem that we’ve had year after year and that is: We continue to add new programs, new offices, and more money to existing programs even though we don’t hold them accountable. I don’t think that we’ve done as good a job as we could in terms of absolute prioritizing because we’re not looking at this from a business model, an investment model. We’re looking at it from a political model.

“So we will go into conference committee, and we’ll see what happens there. The only problem is for the public: there’s no input from the public in the conference process. Most of us, even if we’re on the committee, don’t see any action until the very last moment when a conference committee draft is proposed.

“In all of this, we’re still overlooking the fact that all of the money, all of the revenue, doesn’t come from the people in this room, in this hall; it comes from the taxpayers, the families, the small businesses out there. And I think it disingenuous that we talk about holding the line and making serious cuts as we’re proposing here in the budget when in the other bills we’re seeking new tax increases, more mandates, more prohibitions, more regulations. And in fact even the so-called ‘stimulus funds,’ which I look at as greater debt for all of us, as I’ve pointed out before, the stimulus bill itself is 1,000 pages but there are 66 pages of prohibitions and restrictions and mandates as to what the state must do, what the departments must do, and some of those mandates may not be in our best interest. And now we’ve seen in the last couple days that some of the institutions that have already been the recipients of stimulus money have tried to give it back and they were denied by the federal government. Others tried not to accept it. And they were told by the federal government, ‘You will accept it, and you will accept our rules.’ And so, in a state that is so much concerned about sovereignty, I think we have to be extra careful that we don’t give away even more of our sovereignty for the lure of federal dollars, all of which—federal dollars, state dollars, county dollars—all come from the same pockets of the hardworking men and women in this state. Thank you, Madam President.”

Senator Hooser rose in support to this measure and stated:

“I want to just add my accolades, if you would, for a moment, to the Chair of the Committee and the Vice Chair. I think the Chair did an excellent job steering the Committee through some very turbulent waters. And the Committee members themselves also, through these discussions, have come to realize that it’s not all about what we’re going to pay for, but it’s also about how we’re going to pay for it.

“You know, I would be less than honest if I said I liked it all, and I don’t. I think most of us have some mixed emotions on this. We prefer less cuts to our particular subject matter preferences. I’d prefer that we would’ve supported human

services, education, environmental programs more, prefer not to raise taxes, but then I realized, Madam President, colleagues, that we cannot have it all. And I think to vote here in support of the budget and to vote against the revenue components that we’ve already had on our agenda is somewhat disingenuous because we cannot—we cannot—do what we’re proposing to do here without making some of those hard revenue choices. So those throughout this chamber who are not supporting those, I encourage you to reconsider and give it some serious thought on how we’re going to pay for this, or else go to the Chair and express what areas of the budget you’d like to further cut rather than raise those taxes or raid those funds.

“There’s some very difficult choices we have to make. The Governor’s made some of those choices. The House has made some of those choices. And now we move forward to reconcile our differences. Like everyone here the past 3 months, you know, my door has been full, my office has been full, a line extending out the door sometimes. People lining up to say, ‘No, don’t cut my program. Don’t cut my job. Don’t cut the environment. Don’t cut education. Don’t cut human services. Don’t cut business. Don’t cut high tech tax credits. You name it; everyone says, ‘No, no, no, no.’ Very few have come and said, ‘You know, I understand. You folks have to cut some. Please cut me a little bit and save these important parts.’ And I know the Chair and the Committee is very grateful to those departments and those programs who have taken that approach and helped us make these tough decisions. You know, so we have to make these tough decisions. Some would say that we can’t. Business cannot pay a price, tourists cannot pay a price, wealthy cannot pay a price, but it’s okay for the mentally ill, schools and libraries, health and human services to pay the price. But this budget, I believe, spreads the pain, spreads the benefits throughout and, President, colleagues, given the circumstance, this budget and related bills does attempt to spread those impacts throughout. I encourage everyone to vote in support, and before I close, I want to add my accolades also to the staff of the Ways and Means Committee who are the audience today. I’m here late and I’m here early, and usually there’s someone from Ways and Means working before I get here and working after I go home. And they burn the midnight oil. They’ve done above and beyond the call of duty, and for the record, they’re all public workers, and I think we should applaud them and I encourage my colleagues to vote in support. Thank you.”

The motion was put by the Chair and carried, H.B. No. 200, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE STATE BUDGET,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Stand. Com. Rep. No. 1228 (H.B. No. 1362, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1228 be adopted and H.B. No. 1362, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and stated:

“There’s no question that genetics, genetic engineering, and everything to do with genetics is extremely important nationally, as well as locally. As far as creating another licensing program, however, it’s my understanding that the legislative auditor said that this is unnecessary. And I think we should be looking at things if they’re unnecessary, we should not be doing them at this time. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1228 was adopted and H.B. No. 1362, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GENETIC COUNSELORS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1236 (H.B. No. 1417, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1236 was adopted and H.B. No. 1417, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILE BILLBOARDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1237 (H.B. No. 1642, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1237 was adopted and H.B. No. 1642, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PURCHASES OF HEALTH AND HUMAN SERVICES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1238 (H.B. No. 643, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1238 be adopted and H.B. No. 643, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"Certainly, I think we should all be concerned about illegal immigrants working, whether it's in contracting or anything else. This bill penalizes contractors however; singles them out and allows for revocation or suspension of their license, putting the burden of proof on them rather than the burden of proof on illegal immigrants. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1238 was adopted and H.B. No. 643, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1245 (H.B. No. 1763, H.D. 2, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1245 be adopted and H.B. No. 1763, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Galuteria rose in support of the measure and stated:

"Colleagues, this bill repeals the Hawai'i Tourism Authority and establishes a Department of Tourism to replace it. As a veteran of the travel industry, please know that this action is not contemplated without due consideration. Furthermore, as a freshman in this esteemed body, even I know that the creation of a new state department is a drastic measure. However, as legislators, we're tasked with asking the hard questions and making the hard calls. And during these trying economic times, it's doubly important to take those measures of accountability and recalibrate, if necessary, and therein lies the basis for my comments.

"So colleagues, I'm convinced of the necessity for much greater industry accountability after sitting through numerous hearings in Chair Nishihara's Tourism Committee where I asked time and time again the same questions: 'Who runs tourism? Who's in charge? Who's accountable?' As straightforward as these questions seem, they were not answered simply or succinctly by any of the top players of the industry. But ironically after further review, it wasn't due to their perceived evasiveness; I suspect the fundamental make up of visitor industry accountability is in question. As an example,

our state Tourism Strategic Plan 2005-2015 indicates, as its strategic framework, nine areas or strands of responsibility that range from access—which is the maintenance and improvement of all access points to and from and within Hawai'i, that's the airports and harbors and so on—to marketing, natural resources, research and planning, safety and security, Hawaiian culture, tourism product development, communications and outreach, and workforce development. The Hawai'i Tourism Authority is recognized as the lead agency in three of these strands and support agency for the rest. However, the HTA has asked to be the sinew or the facilitator of discussion between the other designated lead agencies—DLNR, DOT, DLIR, and the State Foundation on Culture and the Arts. Now they do this via the board of directors where the agencies sit as ex-officio members. Now in a perfect world, dialogue that affects the industry would be engaged on that table. In fact, however, quite often these ex-officio board members did not even attend the board meetings. There is little to suggest that initiatives, such as the DLNR's Recreational Renaissance or DOT's airport or harbors modernization initiative, entered into any meaningful dialogue with the travel industry. They could have, perhaps, but there's nothing on record for review. So the question arises once again, where's the accountability?

"Repealing HTA and creating the Department of Tourism is not meant to be or intended to be a short-term fix. Colleagues, it will be setting the foundation for a healthy and strong tourism industry which is vitally important to our state's financial well-being far into the future when none of us are here, and none of the current leaders in the travel industry will be here either. Furthermore, I'd like to clear up any obvious confusion that might arise as a result of having this measure proposed while simultaneously advancing several other measures that were intended to strengthen the HTA. Systematic accountability requires immediate action and the other measures, H.B. No. 754 and H.B. No. 960, would provide a vehicle to drive us in that direction until we can institute a more permanent, strong and viable solution. Moreover, a new Department of Tourism would not be up and operational in timely enough a manner to face head-first the current, serious tourist-related difficulties. But, it does prepare for a new administration to develop a department for the major industry in our state.

"In closing, I'd like to propose a question that perhaps you might feel is a little glib, but if we must have a Department of Agriculture, then why wouldn't we have a Department of Tourism? We have 15 state departments and agencies, and tourism is tucked neatly into one of them almost as an afterthought. That is not acceptable. Tourism is Hawai'i's economic engine and it deserves to have a seat at the big table, represented by a cabinet-level official. As I see it, along with several other colleagues, this is the best step that we can take to ensure that the central questions—Who runs tourism? Who's in charge? Who's accountable?—can be answered. And the answer, we have before us, colleagues, it's called the Department of Tourism. For these reasons, I strongly support H.B. No. 1763, H.D. 2, S.D. 1 and I urge you to support it as well. Thank you, Madam President."

Senator Slom rose in opposition to the measure and stated:

"I, too, attended the hearings in the Tourism Committee and listened to the debate and the discussion, and I can say in full disclosure, years ago I was in opposition to the creation of the Hawai'i Tourism Authority. It's just something in my DNA; I don't like the word 'authority,' you know, involved in this organization. But the industry wanted it, those in government wanted it at the time, and they wanted an independent body staffed by and volunteered by those professionals within the industry. They felt that was much better than a government department telling the industry what to do.

“I think, generally speaking, the HTA has proven itself quite well in most instances. I recall, however, that a number of years ago, there were problems with the Board not getting information, or the Board not being diversified, the Board not attending certain meetings. And to some extent that has been rectified, but we still have a problem with people that have not participated fully. But I view this kind of legislation as announcing that you’re going to replace the basketball coach during half-time of the big game. Even though a proposed Department of Tourism won’t be up and running for some time, this sends a message, not only to the employees and leaders and volunteers in the HTA, but also to the industry that we’re trying to stabilize and trying to enhance. If the state government doesn’t have credibility with or support of the HTA, then those vendors and those people that the HTA does business with will not have that support and credibility also. So I think that this maybe something that we want to look at and probably determine later on. I don’t think this is the time to do it and I don’t think putting this all under government is the way to go. I think we heard in some of the comments, the political ramifications of doing this, rather than allowing the semi-autonomous or independent status of the HTA. I think what we should be doing is rectifying those areas that we feel are not being done properly, taking a very close look at the funding and the marketing programs and all that, but without a doubt, without this industry as strong as it can be, all of us suffer because it is Hawai’i’s number one industry. I don’t see any savings that have been proposed. I don’t see any more effectiveness or productivity by having it state government. The HTA still comes to the big table, they still have the influence, they still have the ability to turn the industry around, and I think we should give them our support. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1245 was adopted and H.B. No. 1763, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1247 (H.B. No. 899, H.D. 1, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1247 be adopted and H.B. No. 899, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in support of the measure with reservations and stated:

“I think that we need to take a much closer look at the OHA budgeting and OHA expenditures, and I’m particularly troubled by the portion in the bill that allows for OHA to issue revenue bonds without any oversight or jurisdiction by the State Legislature. Let’s remember if we can: OHA is a state agency, and OHA should be subject to the same requirements as any other state agency. And we usually put these other agencies under a great deal of scrutiny particularly when it comes to finances, but we let that slide with OHA, and I think it’s time that we take a closer look and have more transparency. Thank you.”

Senator Hemmings rose in opposition to the measure and stated:

“You know, we’re all sharing in these problems that we face in the state, and everybody has to tighten their belts during this and raid funds and oftentimes raid human service programs, and cut back on programs that literally help the sick and the hungry and those in most need in our society. And the good Senator from Hawai’i Kai is exactly right. OHA is a state agency, and I’m very pleased that the very astute Chairman of the Ways and Means Committee saw fit in certain areas to have OHA pay for

more of its own management running through its own resources.

“But I should point out to all of us that there are a number of targeted Hawaiian programs that are not paid for by OHA, including Department of Hawaiian Home Lands; and it’s important to note that the Office of Hawaiian Affairs is sitting on over \$300 million in trust assets. These assets are very clearly and fairly set aside to benefit the Hawaiians, and they should, and they should, through the budget process. So, you were looking for ways to better improve the budget without necessarily having to raise taxes. My suggestion would be, quite constructively, to have the trust fund help pay for Hawaiian programs, including Department of Hawaiian Home Lands. Clearly, that’s what that money’s supposed to do—benefit the Hawaiians—and clearly it should, and this would be a huge savings because many programs that are currently benefitting specifically the Hawaiians are being funded through A Funds or other special funds. So, with that in mind, I think this is an opportunity to have this budget be more accountable to the larger picture here in Hawai’i. That is my suggestion. Thank you, Madam President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1247 was adopted and H.B. No. 899, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Slom). Noes, 1 (Hemmings).

At 12:01 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:39 p.m.

Stand. Com. Rep. No. 1248 (H.B. No. 1175, H.D. 3, S.D. 2):

Senator Tsutsui moved that Stand. Com. Rep. No. 1248 be adopted and H.B. No. 1175, H.D. 3, S.D. 2 pass Third Reading, seconded by Senator Chun Oakland.

Senator Slom rose in opposition to the measure and stated:

“I oppose it because it’s a tax increase. I oppose it because it is another bill aimed at people who are becoming more and more of a minority in this state: cigarette smokers who are involved in a legal activity. And yet, we’re taxing them to the brink where they will not purchase their products here, thus hurting also those retailers that deal in these products. And we do it just enough; we just raise the tax enough each year so that they continue to provide revenue for other services. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1248 was adopted and H.B. No. 1175, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 1 (Slom). Excused, 5 (Bunda, English, Kim, Sakamoto, Takamine).

Stand. Com. Rep. No. 1249 (H.B. No. 1371, H.D. 1, S.D. 2):

On motion by Senator Tsutsui, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 1249 was adopted and H.B. No. 1371, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH CARE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20. Noes, none. Excused, 5 (Bunda, English, Kim, Sakamoto, Takamine).

Stand. Com. Rep. No. 1251 (H.B. No. 111, S.D. 2):

On motion by Senator Tsutsui, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 1251 was adopted and H.B. No. 111, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE SALARIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Kim, Sakamoto, Takamine).

Stand. Com. Rep. No. 1252 (H.B. No. 179, S.D. 2):

On motion by Senator Tsutsui, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 1252 was adopted and H.B. No. 179, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, none. Excused, 4 (Bunda, Kim, Sakamoto, Takamine).

Stand. Com. Rep. No. 1254 (H.B. No. 895, H.D. 2, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1254 be adopted and H.B. No. 895, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Hooser rose in support to this measure with reservations and stated:

"Madam President, colleagues, I have no problem raising the taxes on most of these products—the ones that are targeted toward children, the flavored cigarettes, the new methods of delivery that the tobacco companies have come up with to deliver nicotine. If we tax some of those very bad products out of existence, I would be okay with that.

"There is a subcategory in this; that is hand-rolled cigars made from locally-grown tobacco on Kaua'i and I believe other places in the state. It's a specialty product. It's aimed at adults. It's more of, again, a specialty product; it's definitely not marketed to children, and I'm hoping that the conference committee will consider making this a separate category, and raise the taxes as they must but perhaps not as much as the other products. So, therefore, I am expressing a vote of reservations. Thank you."

Senator Slom rose in opposition to the measure and stated:

"Unlike the previous speaker, I do take umbrage with raising the taxes, and this tax is particularly onerous on tobacco products other than cigarettes. It raises the tax to 60 percent of the wholesale price this year, then it goes to 70 percent, then in two years goes to 90 percent. It's confiscatory taxation and it doesn't allow for any alternatives to legal tobacco use. Thank you."

Senator Baker rose in support of the measure and stated:

"Madam President, statistics have shown us that when we raise the tax on cigarettes it has a deterrent effect, particularly among young people. The similar will be true on snuff and assorted other tobacco products that are just as harmful to a person's health. It's also been shown that if there is a precipitous rise in the tax on one product and not on the other, that you're just shifting people over to that other product. This is an attempt to level the playing field with similar taxes on all of these products that have a deleterious effect on peoples' health. Thank you, Madam President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1254 was adopted and H.B. No. 895, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES,"

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Hooser). Noes, 1 (Slom). Excused, 2 (Bunda, Sakamoto).

Stand. Com. Rep. No. 1255 (H.B. No. 1204, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1255 was adopted and H.B. No. 1204, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1258 (H.B. No. 1676, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1258 was adopted and H.B. No. 1676, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1259 (H.B. No. 574, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1259 was adopted and H.B. No. 574, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1260 (H.B. No. 960, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1260 was adopted and H.B. No. 960, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1261 (H.B. No. 991, H.D. 2, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1261 be adopted and H.B. No. 991, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"Yes, thank you, Madam President, I'm voting 'no' on this because of the creation of a new special revolving fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1261 was adopted and H.B. No. 991, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1266 (H.B. No. 36, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1266 was adopted and H.B. No. 36, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1267 (H.B. No. 1166, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1267 was adopted and H.B. No. 1166, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1268 (H.B. No. 541, H.D. 1, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1268 be adopted and H.B. No. 541, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"What this bill would do is to extend civil service benefits and coverage to those that, in fact, have not yet been covered by civil service. I think it's premature, and if they become civil service employees, then they can get the benefits there, too. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1268 was adopted and H.B. No. 541, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE PERSONNEL," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1270 (H.B. No. 317, H.D. 1, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1270 be adopted and H.B. No. 317, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"Primarily, I don't object to having a mobile medical van, but I think that it clearly is an inappropriate use of the homeland security funds for this purpose, and in fact may be challenged later. Thank you."

Senator Green rose in support of the measure with reservations and stated:

"Having mobile medical vans and providing extra care is good, especially in rural areas, but we have to be careful that it not distract us from the greater job at hand, which is stabilizing the health care system, and we do have some very comprehensive legislation to do that. I think that people sometimes get the wrong ideas when they hear that we've solved the problem with a quick fix or we're just putting our thumb in the dam, but this will really provide only very minimal care as compared to our community hospitals on the neighbor islands. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1270 was adopted and H.B. No. 317, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILE MEDICAL CARE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Green). Noes, 1 (Slom). Excused, 1 (Bunda).

Stand. Com. Rep. No. 1271 (H.B. No. 183, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1271 was adopted and H.B. No. 183, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1272 (H.B. No. 371, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1272 was adopted and H.B. No. 371, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1274 (H.B. No. 519, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1274 was adopted and H.B. No. 519, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INMATES," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1275 (H.B. No. 982, H.D. 3, S.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1275 was adopted and H.B. No. 982, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1276 (H.B. No. 983, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1276 was adopted and H.B. No. 983, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1277 (H.B. No. 994, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1277 was adopted and H.B. No. 994, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1278 (H.B. No. 1405, H.D. 2, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1278 be adopted and H.B. No. 1405, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"I oppose this bill as I've always opposed this bill. This bill not only is an increased tax on the consumers of Hawai'i, but now it's no longer a backdoor tax on the Internet. It's a full frontal attack on the Internet. It's not just a question of trying to recapture tax funds that are due us, but it is an entirely new direction of all of the states and the federal government looking at the Internet because it's so popular and because it offers true choice and alternatives for consumers all over the country. So the immediate response is, 'Let's tax it and let's tax it well.' I think it's a mistake. I think it's going to be costly to our residents, particularly. Thank you."

Senator Fukunaga rose in support of the measure and stated:

"I rise to speak in support of this measure and to correct some of the comments that were made by the prior speaker. On the contrary, this bill is really seeking to level the playing field for Hawai'i retailers, and the bill in its original form would have sought to capture those e-commerce sales taxes that would accrue through what is commonly known as 'click-throughs.'

So if you have a local website and you redirect traffic from your website to other retailers like eBay or Amazon.com, then you as a small, Hawai'i e-commerce retailer receive affiliate fees from the larger, Internet web retailer to assist you in defraying the costs of your website. However, the Streamlined Sales and Use Tax Project is really an effort to help states collect all use taxes on out-of-state purchases, so unlike the situation that the prior speaker was referring to, we have amended the bill to provide a more comprehensive means of collecting use taxes on catalog sales, direct mail, as well as e-commerce. For those reasons, I would urge my colleagues to vote in support of this measure. Thank you."

Senator Hemmings rose in opposition to the measure and stated:

"In talking about 'clicking,' I would imagine in the future, with us heading towards an economy that's worldwide through the Internet and goods and services being provided by off-shore countries and businesses, that people will very easily click through to buying their airline ticket, for instance, through New Zealand or buying their Land's End shirt directly from China, and therefore we will not collect any taxes. So, this may be a huge step in the wrong direction for balancing the playing field to the advantage of our foreign economies and foreign competitors. Thank you, Madam President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1278 was adopted and H.B. No. 1405, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1279 (H.B. No. 1016, H.D. 2, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1279 be adopted and H.B. No. 1016, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in support of the measure with reservations and stated:

"This is our annual bill where we pay off people. I would still urge—because as the bill goes further, the amounts get larger—that we look at the individual expenditures much closer, and that we urge in many cases that action be taken rather than just settle or pay people off. Otherwise, we are in the tradition of the Somali pirates where we have things taken and we simply pay for them. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1279 was adopted and H.B. No. 1016, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Stand. Com. Rep. No. 1280 (H.B. No. 1611, H.D. 2, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1280 was adopted and H.B. No. 1611, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABELING OF MEAT AND FISH PRODUCTS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 1281 (H.B. No. 1273, H.D. 1, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1281 be adopted and H.B. No. 1273, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and stated:

"This bill is back again, the so-called 'clothesline' bill. And while it was amended and is not as onerous as it was last year, it still interferes with contracts and with associations and communities who want to regulate their own sense of appeal. And while I certainly don't discourage the use of clotheslines, I do discourage the use of government intervention in private contracts. Thank you."

Senator Kidani requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1281 was adopted and H.B. No. 1273, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Kidani). Noes, 1 (Slom).

Stand. Com. Rep. No. 1282 (H.B. No. 28, H.D. 1, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1282 was adopted and H.B. No. 28, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEAD HUMAN BODIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1290 (H.B. No. 395, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1290 was adopted and H.B. No. 395, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1292 (H.B. No. 610, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1292 was adopted and H.B. No. 610, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1294 (H.B. No. 863, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1294 was adopted and H.B. No. 863, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A COUNTY TRANSIT ORIENTED DEVELOPMENT INFRASTRUCTURE REVOLVING FUND," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1295 (H.B. No. 989, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1295 was adopted and H.B. No. 989, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).



Stand. Com. Rep. No. 1298 (H.B. No. 333, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1298 was adopted and H.B. No. 333, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1299 (H.B. No. 694, S.D. 2):

On motion by Senator Tsutsui, seconded by Senator Chun Oakland and carried, Stand. Com. Rep. No. 1299 was adopted and H.B. No. 694, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kim).

Stand. Com. Rep. No. 1300 (H.B. No. 1098, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1300 was adopted and H.B. No. 1098, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL ASSISTANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1301 (H.B. No. 1284, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1301 was adopted and H.B. No. 1284, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1302 (H.B. No. 1354, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1302 was adopted and H.B. No. 1354, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1303 (H.B. No. 1471, H.D. 2, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1303 be adopted and H.B. No. 1471, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"I'm all for the food certification pilot program, but it does establish yet another new special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1303 was adopted and H.B. No. 1471, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 1304 (H.B. No. 1525, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1304 was adopted and H.B. No. 1525, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1305 (H.B. No. 1831, H.D. 2, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1305 be adopted and H.B. No. 1831, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"I support the bill, everything about the military affairs, but not the special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1305 was adopted and H.B. No. 1831, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MILITARY AFFAIRS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1309 (H.B. No. 1504, H.D. 1, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1309 be adopted and H.B. No. 1504, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"We continue to talk nationally and locally about universal health care. If any state has the closest thing to universal health care, it's been Hawai'i for more than 35 years. It's not universal health care that will solve our health problems, and universal health care is only a convenient way of transferring who gets to pay. If we're concerned about making reforms and changes within health care, then we should pinpoint and focus on those changes. But just having additional spending, taxation and shifting the burden of payment under universal health care is not going to improve the system. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1309 was adopted and H.B. No. 1504, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hemmings, Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 1310 (H.B. No. 1491, H.D. 2, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1310 be adopted and H.B. No. 1491, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senators Tsutsui and Hooser requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1310 was adopted and H.B. No. 1491, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL FACILITY TAX CREDIT," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 2 (Hooser, Tsutsui). Noes, 2 (Hemmings, Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 1312 (H.B. No. 1451, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1312 was adopted and H.B. No. 1451, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 1313 (H.B. No. 1782, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1313 was adopted and H.B. No. 1782, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO HEALTH INFORMATION EXCHANGE,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 1315 (H.B. No. 300, H.D. 1, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1315 be adopted and H.B. No. 300, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1315 was adopted and H.B. No. 300, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE JUDICIARY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Slom). Noes, none. Excused, 1 (Hee).

Stand. Com. Rep. No. 1316 (H.B. No. 900, H.D. 2, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1316 be adopted and H.B. No. 900, H.D. 2, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1316 was adopted and H.B. No. 900, H.D. 2, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Stand. Com. Rep. No. 1317 (H.B. No. 1728, H.D. 1, S.D. 1):

Senator Kim moved that Stand. Com. Rep. No. 1317 be adopted and H.B. No. 1728, H.D. 1, S.D. 1 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“I think it is bad precedent to put fees in statute form, rather than allowing for administrative fee determination. If you have the administration or the agency determining, they must have a public hearing. There can be input and so forth. There can be increases, as well as decreases, as we’ve seen recently in DCCA. If you put it in statute, there’s no hearings, there’s no discussion, there’s no movement on the fees. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1317 was adopted and H.B. No. 1728, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FEES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1325 (H.B. No. 1712, H.D. 2, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1325 was adopted and H.B. No. 1712, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FISHING,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1326 (H.B. No. 1552, H.D. 2, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1326 be adopted and H.B. No. 1552, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“I don’t think we’ve come to grips with adequately determining and defining people living in the parks, and we have problems associated with the homeless, and we have a Supreme Court decision talking about specific legislation. And I think we need to do much more work on this if in fact we are going to allow people to live in the parks, whether or not that’s a good idea. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1326 was adopted and H.B. No. 1552, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1327 (H.B. No. 1464, H.D. 3, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1327 was adopted and H.B. No. 1464, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENERGY RESOURCES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1328 (H.B. No. 1271, H.D. 3, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1328 was adopted and H.B. No. 1271, H.D. 3, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1330 (H.B. No. 686, H.D. 1, S.D. 2):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Stand. Com. Rep. No. 1330 was adopted and H.B. No. 686, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO REDUCED IGNITION PROPENSITY CIGARETTES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 1331 (H.B. No. 1174, H.D. 3, S.D. 2):

Senator Kim moved that Stand. Com. Rep. No. 1331 be adopted and H.B. No. 1174, H.D. 3, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“There is a lot of controversy and a lot of concern about the management of the Mauna Kea lands, but for me the vote is real simple because it establishes a Mauna Kea special fund. Thank you.”

Senator Tokuda rose in support of the measure and stated:

“While much has been said about this bill and the proponents behind it, we must wade through the rhetoric and the years of mistrust to see this measure for what it really is: a chance for the University of Hawai’i and for all of us to do the right thing for Mauna Kea. I think we can all agree that in the past serious mistakes were made, and in the absence of best practices, Mauna Kea was not given the respect it deserved and suffered severe damage. But since that time, we’ve seen the creation of the 2000 Master Plan; the establishment of the Office of Mauna Kea Management; a recognition of the importance of Hawaiian

culture and knowledge through the advice and counsel of the Kahu Ku Mauna Council; the need to protect the mountain from inappropriate behavior through the Mauna Kea Ranger Corps; and most recently, the completion and final acceptance by the State Land Board of the comprehensive master plan. These are all important pieces that need one thing to bring them together: the ability to promulgate and enforce culturally sensitive and appropriate rules to manage the Mauna Kea lands.

"Oftentimes we are critical of departments or agencies for not following through on the recommendations of the Office of the State Auditor. In both her 1998 and 2005 reports, while she notes improvements made, it clearly states that the University still faces management challenges, specifically the lack of administrative rulemaking authority. They state that under the general lease, the University is responsible for the protection of cultural and natural resources within its jurisdiction, but currently does not provide protection due to its lack of authority to establish or enforce administrative rules for the science reserve. This measure would directly address and follow through on these Auditor's specific recommendations.

"Recently, statements have been made that this bill directly contradicts the Land Board's ruling last week, would allow the University to restrict public access, would limit cultural practices, and establish a private police force. Having sat through an extensive hearing with all parties involved at the table, I can assure you that these statements are absolutely not true. What is true is the chair of the Land Board has testified in support of granting UH rulemaking authority so as to allow them to manage and regulate activities on Mauna Kea. Both the University and the DLNR have fully acknowledged and recognized that the Land Board has the final authority to approve all land uses within conservation lands and all uses would be subject to final review and approval by the Land Board. This bill would not change nor challenge this authority. On the contrary, this measure would provide a management framework to manage the valued cultural and natural resources on Mauna Kea. This bill will also not allow the University to restrict public access or limit cultural practices. Your Senate Committees, in an effort to strengthen the bill's recognition of native Hawaiian's cultural practices and rites, has strengthened the measure's PASH language and has required the University to develop and enforce rules and fines in consultation with the Office of Hawaiian Affairs. We have also strongly encouraged, in the committee report, that the University consult with the plaintiffs in the civil case Mauna Kea Anaina Hou vs. the BLNR in all of their efforts moving forward. This bill would not establish a private police force. The Ranger Corps form under the jurisdiction of the Office of Mauna Kea Management, which is based out of the University of Hawai'i at Hilo, and like the University, are subject to the terms and conditions of the lease agreement with the Board of Land and Natural Resources. Currently, all the Ranger Corps can do is witness the desecration and damage being inflicted upon the mountain. By granting rulemaking authority and allowing the University to assess and collect administrative fines, we can now truly protect and preserve this culturally and ecologically important area.

"Parallel and complimentary to this bill is the final approval and conditions imposed upon the Comprehensive Management Plan by the Land Board. One of the concerns raised during our hearing was that this bill would allow the University to have an unlimited capacity to increase telescope construction and commercialize the mountain while offering no plan to remove obsolete telescopes. Any new telescope or any new commercial activity or use would have to go through an extensive public process including DLNR's own CDUP process. In addition, while the University has acknowledged that they were going to begin to look at the process of decommissioning telescopes, one of the Land Board's conditions will be requiring them to develop a sub-plan on this very issue within one year.

"We could go on and on debating the merits and dispelling the myths surrounding this measure and the management of Mauna Kea, but at the end of the day, colleagues, I hope that you will support the passage of this measure as a means of truly protecting and preserving this important area. Thank you."

Senators Ihara, Hooser, Kim, and Gabbard requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1331 was adopted and H.B. No. 1174, H.D. 3, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 4 (Gabbard, Hooser, Ihara, Kim). Noes, 4 (Chun Oakland, Galuteria, Hee, Slom).

Stand. Com. Rep. No. 1332 (H.B. No. 690, H.D. 2, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 1332 be adopted and H.B. No. 690, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and stated:

"Hawai'i's prepaid health care act requires right now that an employer must provide health insurance coverage for any employee working more than 19 hours per week. What this bill does is reduce that number to 15. It's going to have a deleterious effect on both employers and employees because a number of employees already are having their hours cut back. This will ensure that their hours are cut back more because the employers will not be able to afford coverage for the employee and their family as required by this act. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1332 was adopted and H.B. No. 690, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1333 (H.B. No. 1503, H.D. 1, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 1333 was adopted and H.B. No. 1503, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITED LIABILITY COMPANIES," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1334 (H.B. No. 1713, H.D. 2, S.D. 2):

On motion by Senator Taniguchi, seconded by Senator Kim and carried, Stand. Com. Rep. No. 1334 was adopted and H.B. No. 1713, H.D. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1335 (H.B. No. 640, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1335 be adopted and H.B. No. 640, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senators Fukunaga, Hooser, Ige, Ihara, and Baker requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1335 was adopted and H.B. No. 640, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO

ENVIRONMENTAL IMPACT STATEMENTS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 5 (Baker, Fukunaga, Hooser, Ige, Ihara). Noes, none.

Stand. Com. Rep. No. 1336 (H.B. No. 819, H.D. 2, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1336 be adopted and H.B. No. 819, H.D. 2, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in support of the measure and stated:

“This is the so-called ‘Karen’s Law’ legislation, and I’m happy that we’re going to be passing it today. However, I am a little disappointed that the bill was amended that limits the applicability to murder in the first degree. The original legislation had murder in the first degree and second degree, and also to cases where the minor has not been charged with any other criminal offenses arising from the same incident. But this is a very positive piece of legislation. Unfortunately, it came too late for Karen Ertell.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1336 was adopted and H.B. No. 819, H.D. 2, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CRIME,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1340 (H.B. No. 952, H.D. 1, S.D. 2):

Senator Taniguchi moved that Stand. Com. Rep. No. 1340 be adopted and H.B. No. 952, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

“You know, we can dress it up any way we want, this card check bill, this unionization bill. What it does though is basically take away the right of secret ballot and voting from employees. Secondly, what it does is to allow union organization to be exempted from trespass and other property violation laws, and it’s just a bad piece of legislation all the way around. Even at the federal level, they are still jockeying back and forth in trying to amend that position, but this is probably the broadest piece of legislation of any of the states. And when we talk about supporting business—we talk about supporting employers, we talk about creating a better business climate—this is the number one bill that all business organizations have testified against. The Chamber of Commerce had more than 100 business owners here the other day, visiting all of our offices. This was the number one thing that they said: ‘Please do not pass this bill.’ I urge my colleagues to rethink supporting this bill. Thank you.”

Senators Kim, Chun Oakland, Gabbard, Ige, Espero, and Kidani requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 1340 was adopted and H.B. No. 952, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LABOR,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 6 (Chun Oakland, Espero, Gabbard, Ige, Kidani, Kim). Noes, 4 (Hemmings, Nishihara, Sakamoto, Slom).

Stand. Com. Rep. No. 1343 (H.B. No. 1479, H.D. 2, S.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Stand. Com. Rep. No. 1343 was adopted and H.B. No. 1479, H.D. 2, S.D. 1, entitled: “A BILL FOR AN

ACT RELATING TO LABOR,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Stand. Com. Rep. No. 1345 (H.B. No. 589, H.D. 1, S.D. 2):

On motion by Senator Hee, seconded by Senator Tokuda and carried, Stand. Com. Rep. No. 1345 was adopted and H.B. No. 589, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

## RECONSIDERATION OF ACTIONS TAKEN

### MATTER DEFERRED FROM THURSDAY, APRIL 9, 2009

S.B. No. 715 (H.D. 1):

Senator English moved that the Senate reconsider its action taken on April 6, 2009, in disagreeing to the amendments proposed by the House to S.B. No. 715, seconded by Senator Gabbard and carried.

Senator English moved that the Senate agree to the amendments proposed by the House to S.B. No. 715, seconded by Senator Gabbard.

Senator English noted:

“Madam President, the changes were technical in nature—commas and capitalization of the word ‘State’—so we’ve agreed to the amendments.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 715, and S.B. No. 715, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” was placed on the calendar for Final Reading on Thursday, April 16, 2009.

## AGREE/DISAGREE

### MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Hse. Com. No. 406, returning S.B. No. 426, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 9, 2009, was placed on file.

Senator Baker moved that the Senate agree to the amendments proposed by the House to S.B. No. 426, seconded by Senator Ige.

Senator Baker noted:

“Colleagues, there were some stylistic and technical, non-substantive amendments made to this measure, but it’s basically the Senate position.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 426, and S.B. No. 426, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DENTISTRY,” was placed on the calendar for Final Reading on Thursday, April 16, 2009.

Senator Kim rose on a point of personal privilege and requested that she be allowed to insert comments on various House bills into the Journal, and the Chair so ordered.

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

“Since so many of my colleagues expressed their concern today with voting for tax increases, and how they don’t like tax increases, and how we all know tax increases are bad, I’d like to invite all of my colleagues to join with the public tomorrow at

the State Capitol from 4:00 to 7:00 p.m. for the Tax Protest Tea Party. You don't even have to bring your own tea; it'll be supplied. Thank you, Madam President."

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

**APPOINTMENT OF CONFEREES**

S.B. No. 113, (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 113, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Green, Slom as managers on the part of the Senate at such conference.

**ADJOURNMENT**

At 1:22 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, April 16, 2009.

## FORTY-SEVENTH DAY

**Thursday, April 16, 2009**

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

The Divine Blessing was invoked by the Honorable Sam Slom, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Ihara who was excused.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 608 to 611) were read by the Clerk and were placed on file:

Gov. Msg. No. 608, informing the Senate that on April 14, 2009, the Governor signed into law House Bill No. 520, H.D. 1, S.D. 1, as Act 4, entitled: "RELATING TO BUILDINGS."

Gov. Msg. No. 609, informing the Senate that on April 14, 2009, the Governor withdrew the nomination of MARC A. MORTIMER to the Statewide Council on Independent Living, under Gov. Msg. No. 299, dated January 29, 2009.

In compliance with Gov. Msg. No. 609, the nomination listed under Gov. Msg. No. 299 was returned.

Gov. Msg. No. 610, informing the Senate that on April 14, 2009, the Governor withdrew the nominations of LINDA ANN WATSON to the State Rehabilitation Council, under Gov. Msg. No. 304, dated January 29, 2009, and the Statewide Council on Independent Living, under Gov. Msg. No. 305, dated January 29, 2009.

In compliance with Gov. Msg. No. 610, the nominations listed under Gov. Msg. Nos. 304 and 305 were returned.

Gov. Msg. No. 611, informing the Senate that on April 14, 2009, the Governor withdrew the nomination of GARRETT F. SAIKLEY to the Statewide Health Coordinating Council, under Gov. Msg. No. 471, dated March 12, 2009.

In compliance with Gov. Msg. No. 611, the nomination listed under Gov. Msg. No. 471 was returned.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 419 to 566) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 419, returning S.B. No. 1, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 420, returning S.B. No. 19, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 19, S.D.1, and requested a conference on the subject matter thereof.

Hse. Com. No. 421, returning S.B. No. 21, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 21, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 422, returning S.B. No. 34, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 34, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 423, returning S.B. No. 43, S.D. 2, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 43, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 424, returning S.B. No. 44, S.D. 2, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 44, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 425, returning S.B. No. 50, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 50, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 426, returning S.B. No. 53, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 53, and requested a conference on the subject matter thereof.

Hse. Com. No. 427, returning S.B. No. 62, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 62, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 428, returning S.B. No. 91, S.D. 2, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 91, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 429, returning S.B. No. 109, S.D. 2, as amended in H.D. 3, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

















On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1664, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 549, returning S.B. No. 1665, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1665, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 550, returning S.B. No. 1673, S.D. 2, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1673, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 551, returning S.B. No. 1674, S.D. 2, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1674, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 552, returning S.B. No. 1677, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1677, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 553, returning S.B. No. 1678, S.D. 3, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1678, S.D. 3, and requested a conference on the subject matter thereof.

Hse. Com. No. 554, returning S.B. No. 1679, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1679, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 555, returning S.B. No. 39, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 556, returning S.B. No. 119, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 557, returning S.B. No. 160, S.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 558, returning S.B. No. 162, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 559, returning S.B. No. 163, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 560, returning S.B. No. 164, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 561, returning S.B. No. 528, S.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 562, returning S.B. No. 862, S.D. 2, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 563, returning S.B. No. 878, S.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 564, returning S.B. No. 880, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 565, returning S.B. No. 947, S.D. 1, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

Hse. Com. No. 566, returning S.B. No. 1108, which passed Third Reading in the House of Representatives on April 14, 2009, was placed on file.

At this time the Chair said:

“Conferees will be named in accordance with the action sheet to be distributed to your offices at a later date.”

#### STANDING COMMITTEE REPORTS

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1353) recommending that the Senate advise and consent to the nominations to the Hawai'i Workforce Development Council of the following:

JONATHAN J. CHUN, in accordance with Gov. Msg. No. 357;

ALLEN M.F. CHUNG, in accordance with Gov. Msg. No. 358;

LILI HALLETT, in accordance with Gov. Msg. No. 359;

LILI HALLETT, in accordance with Gov. Msg. No. 360; and

MARCIA M. TAIRA, in accordance with Gov. Msg. No. 362.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1353 and Gov. Msg. Nos. 357, 358, 359, 360 and 362 was deferred until Friday, April 17, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1354) recommending that the Senate advise and consent to the nomination of NOA EMMETT ALULI to the Kaho'olawe Island Reserve Commission, in accordance with Gov. Msg. No. 531.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1354 and Gov. Msg. No. 531 was deferred until Friday, April 17, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1355) recommending that the Senate advise and consent to the nominations to the Natural Area Reserve System Commission of the following:

ARLENE BUCHHOLZ, in accordance with Gov. Msg. No. 533;

RONALD RAPANOT, in accordance with Gov. Msg. No. 534; and

JOHN SINTON, in accordance with Gov. Msg. No. 535.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1355 and Gov. Msg. Nos. 533, 534 and 535 was deferred until Friday, April 17, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1356) recommending that S.C.R. No. 136, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1356 and S.C.R. No. 136, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE CENTERS FOR DISEASE CONTROL AND PREVENTION ESTABLISH A CHRONIC OBSTRUCTIVE PULMONARY DISEASE PROGRAM," was deferred until Friday, April 17, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1357) recommending that S.C.R. No. 158, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1357 and S.C.R. No. 158, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ESTABLISHING A LEGISLATIVE INTERIM TASK FORCE TO IDENTIFY AND DEVELOP A PRIMARY HEALTH CARE TRAINING AND RECRUITING PLAN FOR RURAL AND MEDICALLY UNDERSERVED AREAS OF THE STATE," was deferred until Friday, April 17, 2009.

Senators Hee, Fukunaga and Tokuda, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Economic Development and Technology and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1358) recommending that S.C.R. No. 154, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1358 and S.C.R. No. 154, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION TO COMPLETE THE 2006 ARCHAEOLOGICAL WORKING GROUP'S REPORT AND EXPAND THE WORKING GROUP AND TO WORK IN CONJUNCTION WITH THE UNIVERSITY OF HAWAII AT MANOA'S APPLIED ARCHAEOLOGY GRADUATE PROGRAM TO DEVELOP AN INTERNSHIP PROGRAM AND PROFESSIONAL STANDARDS," was deferred until Friday, April 17, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1359) recommending that S.C.R. No. 173, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1359 and S.C.R. No. 173, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE KAUAI POLICE DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING REGARDING THE ENFORCEMENT OF STATE LAWS AND COUNTY ORDINANCES AT ANAHOLA AND ALIOMANU BEACH AREA," was deferred until Friday, April 17, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep.

No. 1360) recommending that S.R. No. 120, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1360 and S.R. No. 120, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE KAUAI POLICE DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING REGARDING THE ENFORCEMENT OF STATE LAWS AND COUNTY ORDINANCES AT ANAHOLA AND ALIOMANU BEACH AREA," was deferred until Friday, April 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1361) recommending that S.C.R. No. 96, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1361 and S.C.R. No. 96, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE REAL ESTATE COMMISSION TO ADOPT AND SUBMIT A STRATEGIC PLAN TO ALLOW DEVELOPERS AND ATTORNEYS TO SUBMIT CONDOMINIUM REGISTRATION FILINGS IN ELECTRONIC FORMAT," was deferred until Friday, April 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1362) recommending that S.R. No. 113, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1362 and S.R. No. 113, S.D. 1, entitled: "SENATE RESOLUTION URGING THE REAL ESTATE COMMISSION TO ADOPT AND SUBMIT A STRATEGIC PLAN TO ALLOW DEVELOPERS AND ATTORNEYS TO SUBMIT CONDOMINIUM REGISTRATION FILINGS IN ELECTRONIC FORMAT," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1363) recommending that S.C.R. No. 84, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1363 and S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT AN IMMEDIATE FINANCIAL STATEMENT AUDIT OF THE WATERS OF LIFE PUBLIC CHARTER SCHOOL FOR FISCAL YEAR 2006-2007 AND FISCAL YEAR 2007-2008," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1364) recommending that S.C.R. No. 39, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1364 and S.C.R. No. 39, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO INCLUDE THE KUKUI GARDENS AFFORDABLE HOUSING PROJECT IN THE STATE'S LIST OF SHOVEL-READY PROJECTS FOR THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS PLAN," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1365) recommending that S.C.R. No. 31, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1365 and S.C.R. No. 31, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE

PERFORMANCE OF THE MANAGEMENT OF THE PUUWAI MOMI AND WEST OAHU ASSET MANAGEMENT PROJECTS (KNOWN AS AMP 30 AND AMP 44) TO COMPARE THE PERFORMANCE OF STATE OPERATED AND PRIVATELY OPERATED PUBLIC HOUSING PROPERTIES; AND TO DETERMINE THE RELATIVE CONTRIBUTIONS OF FUNDING LEVELS, MISMANAGEMENT, AND TENANT AND VISITOR ACTIONS TO THE FAILURE TO MEET PERFORMANCE STANDARDS FOR THESE PROPERTIES," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1366) recommending that S.C.R. No. 34, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1366 and S.C.R. No. 34, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A FEASIBILITY STUDY TO EXAMINE THE FISCAL, CURRICULUM, AND OTHER IMPACTS OF A FOUR-DAY SCHOOL WEEK FOR SCHOOL COMPLEXES," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1367) recommending that S.C.R. No. 35, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1367 and S.C.R. No. 35, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF ATHLETIC TRAINERS," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1368) recommending that S.R. No. 66, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1368 and S.R. No. 66, S.D. 2, entitled: "SENATE RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1369) recommending that S.C.R. No. 53, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1369 and S.C.R. No. 53, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF REAL ESTATE APPRAISAL MANAGEMENT COMPANIES," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1370) recommending that S.C.R. No. 68, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1370 and S.C.R. No. 68, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A MANAGEMENT AND PERFORMANCE AUDIT OF THE BOARD OF TRUSTEES OF THE STATE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATOR CONTRACTED BY THE BOARD," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1371) recommending that S.C.R. No. 78, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1371 and S.C.R. No. 78, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS SEAWARD OF TAX MAP KEY: (2) 4-3-2: 27, AT KAAPALI, MAUI, FOR CONCRETE PIER BLOCK REMNANTS PURPOSES," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1372) recommending that S.C.R. No. 108, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1372 and S.C.R. No. 108, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1373) recommending that S.C.R. No. 170, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1373 and S.C.R. No. 170, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE LEGISLATURE TO CONVENE A HAWAII HEALTH CARE SUMMIT TO DEVELOP A STRATEGIC AND COMPREHENSIVE PLAN FOR HEALTH CARE IN HAWAII," was deferred until Friday, April 17, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1374) recommending that S.C.R. No. 188, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1374 and S.C.R. No. 188, S.D. 2, 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 deferred until Friday, April 17, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1375) recommending that S.C.R. No. 95, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1375 and S.C.R. No. 95, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE REAL ESTATE COMMISSION TO MODIFY AND ADOPT RULES TO REFLECT CHANGES IN THE CONDOMINIUM LAW UNDER CHAPTER 514B, HAWAII REVISED STATUTES," was deferred until Friday, April 17, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1376) recommending that S.C.R. No. 183, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1376 and S.C.R. No. 183, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF THE WORLD WAR II HONOLIULI INTERNMENT CAMP AS A NATIONAL MONUMENT,



MUSEUM, AND RESTORED MEMORIAL PARK FOR THE STATE OF HAWAII," was deferred until Friday, April 17, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1377) recommending that S.R. No. 91, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1377 and S.R. No. 91, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE TO RECOGNIZE THE HISTORICAL SIGNIFICANCE OF THE FALLS OF CLYDE AS A SAILING SYMBOL OF HAWAII," was deferred until Friday, April 17, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1378) recommending that S.C.R. No. 138, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1378 and S.C.R. No. 138, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE TO RECOGNIZE THE HISTORICAL SIGNIFICANCE OF THE FALLS OF CLYDE AS A SAILING SYMBOL OF HAWAII," was deferred until Friday, April 17, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1379) recommending that S.C.R. No. 152, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1379 and S.C.R. No. 152, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR TO PLACE IOLANI PALACE ON THE NOMINATION LIST TO THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC, AND CULTURAL ORGANIZATION FOR WORLD HERITAGE SITE DESIGNATION," was deferred until Friday, April 17, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1380) recommending that S.R. No. 104, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1380 and S.R. No. 104, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR TO PLACE IOLANI PALACE ON THE NOMINATION LIST TO THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC, AND CULTURAL ORGANIZATION FOR WORLD HERITAGE SITE DESIGNATION," was deferred until Friday, April 17, 2009.

#### ORDER OF THE DAY

#### AGREE/DISAGREE

#### MATTERS DEFERRED FROM TUESDAY, APRIL 14, 2009

S.B. No. 35, S.D. 1 (H.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 35, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 55, S.D. 1 (H.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed

by the House to S.B. No. 55, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 281 (H.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 281, and requested a conference on the subject matter thereof.

S.B. No. 382, S.D. 1 (H.D. 2)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 382, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 532, S.D. 1 (H.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 532, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 711, S.D. 1 (H.D. 2)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 711, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 932, S.D. 2 (H.D. 2)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 932, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 933, S.D. 2 (H.D. 2):

Senator Ige moved that the Senate agree to the amendments proposed by the House to S.B. No. 933, S.D. 2, seconded by Senator Baker.

Senator Ige rose to speak in support of the motion and said:

"The House made just technical, non-substantive amendments to this measure, and we are able to agree to that."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 933, S.D. 2, and S.B. No. 933, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY LICENSURE OF DENTISTS," was placed on the calendar for Final Reading on Friday, April 17, 2009.

S.B. No. 1066, S.D. 2 (H.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1066, S.D. 2, and requested a conference on the subject matter thereof.

S.B. No. 1073, S.D. 1 (H.D. 2)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1073, S.D. 1, and requested a conference on the subject matter thereof.

S.B. No. 1222, S.D. 1 (H.D. 1)

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1222, S.D. 1, and requested a conference on the subject matter thereof.

At this time the Chair said:

“Conferees will be named in accordance with the action sheet to be distributed to your offices at a later date.”

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1346 (Gov. Msg. Nos. 323, 324, 330, and 333):

Senator Ige moved that Stand. Com. Rep. No. 1346 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

PETER L. FRITZ, term to expire June 30, 2013 (Gov. Msg. No. 323);

MALCOLM “MARK” M. GIBLIN, term to expire June 30, 2013 (Gov. Msg. No. 324);

LUCY MILLER PHD, term to expire June 30, 2010 (Gov. Msg. No. 330); and

GLENN M. MORGAN, term to expire June 30, 2013 (Gov. Msg. No. 333),

seconded by Senator Green.

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

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

#### ADOPTION OF RESOLUTIONS

##### MATTERS DEFERRED FROM TUESDAY, APRIL 14, 2009

Stand. Com. Rep. No. 1347 (S.R. No. 33, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 33, S.D. 1, entitled: “SENATE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO MAKE IT A PRIORITY TO EDUCATE THE PUBLIC ON THE PROPER CLEANING OF PRODUCE,” was adopted.

Stand. Com. Rep. No. 1348 (S.C.R. No. 32, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 32, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION ENCOURAGING STAKEHOLDERS AND INTERESTED PARTIES TO WORK TOGETHER TO ESTABLISH PAID FAMILY LEAVE OR SIMILAR WAGE REPLACEMENT PROGRAMS TO ASSIST FAMILY CAREGIVERS,” was adopted.

Stand. Com. Rep. No. 1349 (S.C.R. No. 165, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 165, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE ON HUMANE RESTRAINT AND CONFINEMENT OF PET ANIMALS,” was adopted.

Stand. Com. Rep. No. 1350 (S.R. No. 114, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 114, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE ON HUMANE RESTRAINT AND CONFINEMENT OF PET ANIMALS,” was adopted.

Stand. Com. Rep. No. 1351 (S.C.R. No. 171, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 171, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO RECOGNIZE THE THIRD SATURDAY OF EVERY APRIL AS “HAWAIIAN MONK SEAL DAY” AND TO COORDINATE THE IMPLEMENTATION OF THE RECOVERY PLAN FOR THE HAWAIIAN MONK SEAL WITH THE FEDERAL AND COUNTY GOVERNMENTS,” was adopted.

Stand. Com. Rep. No. 1352 (S.R. No. 117, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 117, S.D. 1, entitled: “SENATE RESOLUTION URGING THE STATE OF HAWAII TO RECOGNIZE THE THIRD SATURDAY OF EVERY APRIL AS “HAWAIIAN MONK SEAL DAY” AND TO COORDINATE THE IMPLEMENTATION OF THE RECOVERY PLAN FOR THE HAWAIIAN MONK SEAL WITH THE FEDERAL AND COUNTY GOVERNMENTS,” was adopted.

#### FINAL READING

S.B. No. 426, H.D. 2:

On motion by Senator Baker, seconded by Senator Ige and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 426, and S.B. No. 426, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO DENTISTRY,” passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 715, H.D. 1:

Senator English moved that S.B. No. 715, H.D. 1 pass Final Reading, seconded by Senator Gabbard.

Senator Slom rose in opposition to the measure and stated:

“It’s a short bill and it looks very innocuous, but on page 2, lines 5-13, the way I read it and interpret it, it means that the State can be on the financial hook for a county-operated transportation system ‘that may require state financial assistance for a twenty-year period.’ The only county-operated transportation system I’m aware of is the City and County of Honolulu ‘train to nowhere’, the \$6 billion financial disaster. And for this bill to put the State in financial obligation for up to 20 years for this, I think is a gross mistake and a hardship on the taxpayers, and I urge consideration and a ‘no’ vote. Thank you.”

At 11:45 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:50 a.m.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 715, and S.B. No. 715, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” passed Final Reading on the following showing of Ayes and Noes:

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

#### THIRD READING

H.B. No. 1663, H.D. 1, S.D. 2:

Senator Gabbard moved that H.B. No. 1663, H.D. 1, S.D. 2 pass Third Reading, seconded by Senator English.

Senator Tokuda rose in support of the measure and stated:

“The issue of genetically modifying taro has drawn a wide range of supporters and detractors to the debate, and it is my belief that this bill strikes a middle ground and proposes a compromise that has been put forth by taro growers from across the state. While the measure does not call for the prohibition of transgenic research and development on all taro varieties, it does acknowledge and respects the cultural importance of Hawaiian varieties of taro unique to these islands. In addition to prohibiting the development, testing, propagation, release and importation of genetically modified Hawaiian varieties of taro in the State of Hawai‘i, this measure would also prohibit the field testing, propagation, and planting of any genetically modified taro. It should also be noted that while lab testing on those varieties not unique to Hawai‘i, such as Bun long and araimo, will be allowed, the tenets of the bill strictly dictate the security conditions that will be required to ensure the containment of the research to the facility.

“This measure would also sunset in 5 years. In the agricultural world, much can happen during this time and perhaps at that point we will be that much wiser in understanding the threats, the opportunities, and the safeguards needed to sustain traditional and non-traditional taro production in Hawai‘i. Leaf blight, the Alomae-Bobone virus, the taro beetle, and other threats have ravished and decimated taro production and severely impacted food supplies in our Pacific island neighbors of Samoa, Papua New Guinea and the Solomon Islands. While locally we have struggled with the apple snail and leaf blight, many in the industry know that it is just a matter of time when an even more serious and potentially devastating threat will arrive on our shores. With over one million pounds of unchecked and unaccounted for taro being imported into Hawai‘i each year, threats to our taro industry hide behind a cloud of federal preemption, currently making it impossible to adequately protect ourselves from possible blight and infestation. When that day comes, it is important that we have an arsenal of tools ready to combat these threats. This includes breeding techniques to improve disease resistance, an understanding of quarantine and field sanitation measures found to be successful in other countries, and the dissemination of disease-resistant cultivars. Being prepared also means having the best available science that can help us better understand the threats facing taro and ways to strengthen our crops. That is what this bill, as amended, hopes to achieve: a balance that respects the will and the desire of native Hawaiians to protect and preserve varieties unique to these islands, while allowing laboratory-based research to continue in preparation for that day when Hawai‘i’s taro industry will need all the help it can get.

“Colleagues, it is my sincerest hope that the discussions on how to best protect and preserve the purity of Hawaiian varieties of taro will continue, but at the same time, this bill is a step in the right direction towards the preferred future that we all want to see: a sustainable Hawai‘i, where the most ancient of taro varieties are preserved and perpetuated, and where all varieties contribute to the sustenance and economic vitality of our state. Thank you.”

Senator Hemmings rose in opposition to the measure and stated:

“I want to preface my comments by saying I really appreciate the hard work, diligence, and the efforts to reach some resolution on this matter by the previous speaker. It is a laudable effort, and we all do want to preserve the culturally rich heritage of taro growing and the taro itself here in Hawai‘i. But I would suggest that by passing this bill, we may put taro at great jeopardy.

“The previous speaker did enumerate some instances in the other South Pacific islands where entire crops have been wiped out; so could be true of taro here in Hawai‘i. We’re living in perilous times when it comes to the world and how fast diseases

and pandemics and blight travel around the world. Within five years, it’d very easily imaginable that the entire taro industry could be decimated, and Hawaiian taro as we know it could be wiped out entirely by some unknown blight.

“It was mentioned also in the previous speaker’s presentation to you that we can utilize breeding techniques to further protect endemic species. Well, that’s basically what genetic modification is; it is science speeding up the process of genetic modification to protect or enhance the value of a certain breed of plant or animal. Therefore we have within our power, because of the wisdom of humankind to protect and further make viable economically, the taros of Hawai‘i. Both of those goals, I think, we all would share. This bill does just the opposite. It will stop progress on protecting Hawaiian taro and protecting the integrity of the native Hawaiian plant—not only integrity of it but also the very survival of it.

“Something was mentioned about compromise. Compromise is a wonderful thing and it’s absolutely necessary in our process. However, sometimes when you compromise with wrong, what you end up with is wrong; and I would say this bill is the wrong bill at the wrong time for the best interests of Hawaiian taro. Thank you, Madam President.”

Senator Slom rose in opposition to the measure and stated:

“I, too, would like to thank the efforts of the Chair and the Committee. We’ve discussed this bill, or some style of it, for the last several years. And I think possibly that the real problem here is that in trying to stop research in this specific area, we are very selective in what we do. I think it’s been brought up on the Senate floor, for example, also in the last couple years, about research that’s going on in Kaka’ako dealing with potentially very deadly viruses that could, if not totally secure, hurt our entire human population here. We’ve also been very selective when we’ve discussed things like embryonic stem cell research and other areas as well. And if we look back over the testimony of the people that opposed this measure over the years, it is the scientific community, it is the agriculture community, the very community that stresses agricultural viability and also sustainability. So, I think that while we’re making a step in the right direction, the step is not far enough. And as the good Senate Minority leader said that if you’re compromising and you’re compromising with something that may be erroneous from the beginning, you still wind up with wrong result. Thank you.”

The motion was put by the Chair and carried, H.B. No. 1663, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TARO SECURITY,” passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1148, H.D. 1, S.D. 1:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 1148, H.D. 1, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS,” passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1031, S.D. 3:

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, H.B. No. 1031, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES,” passed Third Reading on the following showing of Ayes and Noes:

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

At this time, the Chair made the following announcement:

“Members, before proceeding any further, I would like to clarify the record on the next item on the Order of the Day—H.B. No. 984, S.D. 2.

“For the members’ information, two versions of this bill have been filed as H.B. No. 984, S.D. 2. The first was the draft filed with Standing Committee Report No. 1314 from the Committee on Ways and Means on April 9, 2009, which recommended that H.B. No. 984, S.D. 2 pass Third Reading.

“On Tuesday, April 14, we amended H.B. No. 984, S.D. 2 by adopting Floor Amendment No. 7. However, due to a typographical error, the bill attached to the floor amendment was designated as Senate Draft 2, which resulted in the creation of two versions of H.B. No. 984, S.D. 2.

“For the purpose of clarifying today’s Third Reading vote, we are voting on the second and subsequent version of H.B. No. 984, S.D. 2, that was attached to Floor Amendment No. 7. This version was printed and distributed to the members at Tuesday’s floor session and the constitutionally required 48-hour notice of its final form prior to today’s Third Reading vote has been satisfied.”

H.B. No. 984, H.D. 4, S.D. 2:

Senator Kim moved that H.B. No. 984, H.D. 4, S.D. 2 pass Third Reading, seconded by Senator Tsutsui.

Senator English rose to speak with reservations on the measure and said:

“Madam President, I’d like to register a ‘reservation’ on this measure because it took out the provisions protecting the PEG access group, so I’m hoping that that would be restored in conference. Thank you.”

Senators Slom, Tsutsui, and Kim requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 984, H.D. 4, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TECHNOLOGY,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 4 (English, Kim, Slom, Tsutsui). Noes, none. Excused, 1 (Ihara).

H.B. No. 611, H.D. 1, S.D. 2:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.B. No. 611, H.D. 1, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Third Reading on the following showing of Ayes and Noes:

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

H.B. No. 1766, H.D. 2, S.D. 3:

Senator Kim moved that H.B. No. 1766, H.D. 2, S.D. 3 pass Third Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in support of the measure and stated:

“I’d like to illuminate that the battle at the Ala Wai and, to a certain extent, at Ke’ehi Lagoon has been long-standing, and this bill will go a long way in providing the state the resources to improve the situations in both those harbors; most especially the Ala Wai, where you have certain long-term, vested special interest—specific boat owners that want to protect their dominion while the state likewise does not have the resources to improve our harbors. This bill will help solve those problems. But I would suggest, because of an amendment, this bill could go a lot farther, and it’s important for us to look at the maritime industry in our harbors. The findings clause to this bill says that the state operates and manages 21 harbors, 50 boat ramps, 2,122

moorings and berths, and 19 piers spread throughout the various counties of this state. ‘The legislature finds that these ocean recreation facilities, in light of the present demand, are in short supply’—that’s a very important statement. ‘In most cases, where they exist, are in dire need of long overdue repair and maintenance. Some facilities are in such need of repair and replacement that they cannot be used and pose a public safety hazard.’ That’s truly unfortunate and it is, unfortunately, so true. It’s important to add to those statistics that we are the fourth largest coastline in the nation—of course, Alaska, California, and Florida have more coastline—but yet with all the ocean activity that we have and could have here in Hawai‘i and considering the size of our coastline, we have the least amount of recreational mooring space for our public than any other state in the nation. In fact, it’s sad to say that many, if not most, of the land-locked states have more recreational space on their lakes than we have in the State of Hawai‘i. Not to mention that maritime industries could be a huge economic engine for the beleaguered Hawaiian economy.

“This bill took out a line that was in H.D. 2 which would have assisted the state in creating public-private partnerships to develop recreational resources, and that said, ‘the prior authorization by the legislature by concurrent resolution for the lease of submerged lands shall not be required.’ That should apply to every harbor. If we could lease submerged lands, we could have what most other states do: private-public partnerships in developing recreational resources for the people of Hawai‘i. Now I’ve heard it said that, ‘Well, we can’t do that because it is privatization and the public would not have access to leased facilities.’ That could be very easily remedied by leases that demand that the public does have 100 percent access, especially with regard to mooring ramps, and that a certain number of slips would be set aside at state rates. Right now, we have 100 percent access to nothing because of our limited space. So, if we had access through public-private partnerships and public access for people driving their boats from home or being allowed at state rates to lease space, it would create way more public access than we have now. So, I’m hoping in conference, when this bill goes there, that the leaders of the conference committees will take a look at opening up our state to public-private partnerships to develop marinas throughout this state, which is done healthily in other countries and in other parts of this nation. We could actually have a maritime industry, and Hawai‘i could really be one of the great stopping places for boats, recreational and otherwise, plying the Pacific basin. This step is a small step in the right direction, but it’s a small step and I’m hoping that we could take a much bigger one. Thank you, Madam President.”

The motion was put by the Chair and carried, H.B. No. 1766, H.D. 2, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS,” passed Third Reading on the following showing of Ayes and Noes:

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

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

#### APPOINTMENT OF CONFEREES

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 19, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 19, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

S.B. No. 34, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 34, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 35, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 35, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Espero, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 43, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 43, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tokuda, chair; Ige, Kim, co-chairs; Baker, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 55, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 55, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 62, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 62, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Hee, Taniguchi as managers on the part of the Senate at such conference.

S.B. No. 109, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 109, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 205, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 205, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Baker, co-chair; Galuteria, Kidani, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 281 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 281, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Gabbard, Slom as managers on the part of the Senate at such conference.

S.B. No. 300, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 300, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 309 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 309, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 350, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 350, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

S.B. No. 378, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 378, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Bunda, Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 382, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 382, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, Ige as managers on the part of the Senate at such conference.

S.B. No. 468, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 468, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; English, co-chair; Fukunaga, Slom as managers on the part of the Senate at such conference.

S.B. No. 532, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 532, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

S.B. No. 695, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 695, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Hee, Taniguchi as managers on the part of the Senate at such conference.

S.B. No. 711, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 711, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Gabbard, Slom as managers on the part of the Senate at such conference.

S.B. No. 714, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 714, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Gabbard, Slom as managers on the part of the Senate at such conference.

S.B. No. 887, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 887, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 892, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 892, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 932, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 932, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 1046, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1046, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tokuda, chair; Ige, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 1066, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1066, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Fukunaga, Kim, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1073, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1073, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Espero, co-chair; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1107, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1107, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Tsutsui, co-chair; Espero, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1218, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1218, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Kim, co-chair; Ige, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1222, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1222, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

S.B. No. 1223, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1223, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1250, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1250, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Takamine, co-chair; Bunda, Kidani, Slom as managers on the part of the Senate at such conference.

S.B. No. 1343, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1343, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Kim, co-chair; Kokubun as manager on the part of the Senate at such conference.

S.B. No. 1345, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1345, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Kokubun, Takamine, Hemmings as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1568, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 1665, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1665, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tokuda, chair; Takamine, Kim, co-chairs; Slom as manager on the part of the Senate at such conference.

S.B. No. 1674, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1674, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Tokuda, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 593, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 593, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Bunda, Fukunaga, Hemmings, as managers on the part of the Senate at such conference.

H.B. No. 1141, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1141, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Fukunaga, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1436, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1436, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Hee, co-chair; Galuteria, Kidani, Hemmings as managers on the part of the Senate at such conference.

**ADJOURNMENT**

At 12:05 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, April 17, 2009.

## FORTY-EIGHTH DAY

## Friday, April 17, 2009

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

The Divine Blessing was invoked by Kahu Wendell B. K. Davis, Chaplain of Kamehameha Schools Keaau Campus and Pastor of the Kahikolu Hawaiian Congregational Church, after which the Roll was called showing all Senators present.

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

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 612 to 613) were read by the Clerk and were placed on file:

Gov. Msg. No. 612, informing the Senate that on April 16, 2009, the Governor signed into law Senate Bill No. 1130, S.D. 2 as Act 5, entitled: "RELATING TO THE BUREAU OF CONVEYANCES".

Gov. Msg. No. 613, informing the Senate that on April 16, 2009, the Governor signed into law Senate Bill No. 108 as Act 6, entitled: "RELATING TO FAMILY COURT".

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 567 to 585) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 567, informing the Senate that on April 16, 2009, the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 28, H.D. 1 (S.D. 2);  
 H.B. No. 31 (S.D. 1);  
 H.B. No. 34 (S.D. 1);  
 H.B. No. 35, H.D. 1 (S.D. 1);  
 H.B. No. 36, H.D. 1 (S.D. 2);  
 H.B. No. 39, H.D. 2 (S.D. 1);  
 H.B. No. 111 (S.D. 2);  
 H.B. No. 128, H.D. 1 (S.D. 1);  
 H.B. No. 142, H.D. 1 (S.D. 1);  
 H.B. No. 179 (S.D. 2);  
 H.B. No. 183, H.D. 1 (S.D. 2);  
 H.B. No. 200, H.D. 1 (S.D. 1);  
 H.B. No. 242, H.D. 1 (S.D. 2);  
 H.B. No. 262, H.D. 2 (S.D. 2);  
 H.B. No. 267, H.D. 2 (S.D. 1);  
 H.B. No. 271 (S.D. 2);  
 H.B. No. 300, H.D. 1 (S.D. 2);  
 H.B. No. 317, H.D. 1 (S.D. 2);  
 H.B. No. 332, H.D. 2 (S.D. 1);  
 H.B. No. 333, H.D. 2 (S.D. 2);  
 H.B. No. 343, H.D. 1 (S.D. 2);  
 H.B. No. 349, H.D. 1 (S.D. 1);  
 H.B. No. 358, H.D. 1 (S.D. 1);  
 H.B. No. 366, H.D. 2 (S.D. 2);  
 H.B. No. 371, H.D. 2 (S.D. 2);  
 H.B. No. 381, H.D. 2 (S.D. 1);  
 H.B. No. 395, H.D. 1 (S.D. 2);  
 H.B. No. 426, H.D. 1 (S.D. 1);  
 H.B. No. 427, H.D. 1 (S.D. 1);  
 H.B. No. 519, H.D. 1 (S.D. 2);  
 H.B. No. 541, H.D. 1 (S.D. 1);  
 H.B. No. 573, H.D. 1 (S.D. 1);  
 H.B. No. 574, H.D. 2 (S.D. 2);  
 H.B. No. 586, H.D. 1 (S.D. 1);

H.B. No. 589, H.D. 1 (S.D. 2);  
 H.B. No. 590, H.D. 1 (S.D. 2);  
 H.B. No. 591, H.D. 1 (S.D. 2);  
 H.B. No. 610, H.D. 2 (S.D. 2);  
 H.B. No. 615, H.D. 1 (S.D. 2);  
 H.B. No. 618 (S.D. 2);  
 H.B. No. 640, H.D. 1 (S.D. 2);  
 H.B. No. 643, H.D. 2 (S.D. 2);  
 H.B. No. 686, H.D. 1 (S.D. 2);  
 H.B. No. 690, H.D. 2 (S.D. 2);  
 H.B. No. 694 (S.D. 2);  
 H.B. No. 730, H.D. 1 (S.D. 1);  
 H.B. No. 739, H.D. 2 (S.D. 2);  
 H.B. No. 754, H.D. 1 (S.D. 1);  
 H.B. No. 813, H.D. 1 (S.D. 1);  
 H.B. No. 814, H.D. 2 (S.D. 2);  
 H.B. No. 819, H.D. 2 (S.D. 2);  
 H.B. No. 834, H.D. 2 (S.D. 1);  
 H.B. No. 863, H.D. 1 (S.D. 2);  
 H.B. No. 869, H.D. 1 (S.D. 1);  
 H.B. No. 876, H.D. 1 (S.D. 2);  
 H.B. No. 895, H.D. 2 (S.D. 2);  
 H.B. No. 899, H.D. 1 (S.D. 1);  
 H.B. No. 900, H.D. 2 (S.D. 1);  
 H.B. No. 952, H.D. 1 (S.D. 2);  
 H.B. No. 960, H.D. 2 (S.D. 2);  
 H.B. No. 975, H.D. 1 (S.D. 1);  
 H.B. No. 981, H.D. 2 (S.D. 2);  
 H.B. No. 982, H.D. 3 (S.D. 1);  
 H.B. No. 983, H.D. 1 (S.D. 2);  
 H.B. No. 986, H.D. 1 (S.D. 1);  
 H.B. No. 989, H.D. 1 (S.D. 2);  
 H.B. No. 991, H.D. 2 (S.D. 2);  
 H.B. No. 994, H.D. 1 (S.D. 2);  
 H.B. No. 1015, H.D. 1 (S.D. 2);  
 H.B. No. 1016, H.D. 2 (S.D. 1);  
 H.B. No. 1040, H.D. 1 (S.D. 2);  
 H.B. No. 1045, H.D. 1 (S.D. 2);  
 H.B. No. 1057, H.D. 1 (S.D. 2);  
 H.B. No. 1059, H.D. 2 (S.D. 1);  
 H.B. No. 1064, H.D. 1 (S.D. 2);  
 H.B. No. 1070 (S.D. 1);  
 H.B. No. 1071, H.D. 3 (S.D. 2);  
 H.B. No. 1074, H.D. 2 (S.D. 1);  
 H.B. No. 1098, H.D. 2 (S.D. 2);  
 H.B. No. 1101, H.D. 1 (S.D. 1);  
 H.B. No. 1103 (S.D. 1);  
 H.B. No. 1152, H.D. 1 (S.D. 1);  
 H.B. No. 1166, H.D. 1 (S.D. 2);  
 H.B. No. 1174, H.D. 3 (S.D. 2);  
 H.B. No. 1175, H.D. 3 (S.D. 2);  
 H.B. No. 1204, H.D. 2 (S.D. 2);  
 H.B. No. 1212, H.D. 1 (S.D. 1);  
 H.B. No. 1260, H.D. 1 (S.D. 1);  
 H.B. No. 1270, H.D. 1 (S.D. 2);  
 H.B. No. 1271, H.D. 3 (S.D. 2);  
 H.B. No. 1272, H.D. 1 (S.D. 1);  
 H.B. No. 1273, H.D. 1 (S.D. 2);  
 H.B. No. 1284, H.D. 1 (S.D. 2);  
 H.B. No. 1316, H.D. 2 (S.D. 1);  
 H.B. No. 1351, H.D. 2 (S.D. 1);  
 H.B. No. 1354, H.D. 2 (S.D. 2);  
 H.B. No. 1362, H.D. 1 (S.D. 2);  
 H.B. No. 1364, H.D. 1 (S.D. 1);  
 H.B. No. 1371, H.D. 1 (S.D. 2);  
 H.B. No. 1378, H.D. 2 (S.D. 2);  
 H.B. No. 1379, H.D. 2 (S.D. 2);  
 H.B. No. 1404, H.D. 1 (S.D. 1);  
 H.B. No. 1405, H.D. 2 (S.D. 2);



H.B. No. 1414, H.D. 1 (S.D. 1);  
 H.B. No. 1415, H.D. 1 (S.D. 2);  
 H.B. No. 1417, H.D. 2 (S.D. 2);  
 H.B. No. 1422, H.D. 1 (S.D. 1);  
 H.B. No. 1451, H.D. 2 (S.D. 2);  
 H.B. No. 1464, H.D. 3 (S.D. 2);  
 H.B. No. 1470, H.D. 1 (S.D. 1);  
 H.B. No. 1471, H.D. 2 (S.D. 1);  
 H.B. No. 1479, H.D. 2 (S.D. 1);  
 H.B. No. 1483, H.D. 1 (S.D. 1);  
 H.B. No. 1491, H.D. 2 (S.D. 2);  
 H.B. No. 1495, H.D. 1 (S.D. 1);  
 H.B. No. 1503, H.D. 1 (S.D. 2);  
 H.B. No. 1504, H.D. 1 (S.D. 2);  
 H.B. No. 1512, H.D. 1 (S.D. 1);  
 H.B. No. 1525, H.D. 1 (S.D. 2);  
 H.B. No. 1536, H.D. 2 (S.D. 1);  
 H.B. No. 1538, H.D. 1 (S.D. 1);  
 H.B. No. 1544, H.D. 1 (S.D. 1);  
 H.B. No. 1550, H.D. 2 (S.D. 1);  
 H.B. No. 1552, H.D. 2 (S.D. 2);  
 H.B. No. 1600, H.D. 1 (S.D. 1);  
 H.B. No. 1605, H.D. 1 (S.D. 1);  
 H.B. No. 1611, H.D. 2 (S.D. 2);  
 H.B. No. 1627, H.D. 2 (S.D. 2);  
 H.B. No. 1628, H.D. 1 (S.D. 2);  
 H.B. No. 1642, H.D. 1 (S.D. 2);  
 H.B. No. 1665, H.D. 1 (S.D. 2);  
 H.B. No. 1676, H.D. 1 (S.D. 2);  
 H.B. No. 1678, H.D. 1 (S.D. 2);  
 H.B. No. 1686, H.D. 2 (S.D. 1);  
 H.B. No. 1692, H.D. 2 (S.D. 2);  
 H.B. No. 1696, H.D. 2 (S.D. 1);  
 H.B. No. 1712, H.D. 2 (S.D. 2);  
 H.B. No. 1713, H.D. 2 (S.D. 2);  
 H.B. No. 1728, H.D. 1 (S.D. 1);  
 H.B. No. 1739, H.D. 1 (S.D. 1);  
 H.B. No. 1741, H.D. 1 (S.D. 1);  
 H.B. No. 1744, H.D. 1 (S.D. 1);  
 H.B. No. 1747, H.D. 1 (S.D. 1);  
 H.B. No. 1763, H.D. 2 (S.D. 1);  
 H.B. No. 1776, H.D. 1 (S.D. 1);  
 H.B. No. 1782, H.D. 2 (S.D. 2);  
 H.B. No. 1807, H.D. 1 (S.D. 2);  
 H.B. No. 1809, H.D. 2 (S.D. 1); and  
 H.B. No. 1831, H.D. 2 (S.D. 2),

was placed on file.

Hse. Com. No. 568, transmitting H.C.R. No. 37, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 37, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING RELIGIOUS AND FAITH-BASED ORGANIZATIONS TO SERVE AS SAFE HAVENS FOR VICTIMS OF DOMESTIC VIOLENCE," was referred to the Committee on Human Services.

Hse. Com. No. 569, transmitting H.C.R. No. 94, H.D. 1, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 94, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY'S MAINTENANCE CONTRACTS," was referred to the Committee on Education and Housing, then to the Committee on Ways and Means.

Hse. Com. No. 570, transmitting H.C.R. No. 97, H.D. 1, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 97, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE A MEASURE TO REGULATE RESPIRATORY CARE PRACTITIONERS," was referred jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 571, transmitting H.C.R. No. 109, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, 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 referred jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 572, transmitting H.C.R. No. 145, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE BASE REALIGNMENT AND CLOSURE COMMISSION AND THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO CONTINUE THEIR DISCUSSIONS AND MAKE GOOD FAITH EFFORTS TO CONSUMMATE CONVEYANCE OF PARCELS OF LAND IN THE KALAELOA COMMUNITY DEVELOPMENT DISTRICT," was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Hse. Com. No. 573, transmitting H.C.R. No. 161, H.D. 1, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 161, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF REGULATING PRACTITIONERS OF TEETH-WHITENING," was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 574, transmitting H.C.R. No. 171, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR STUDY THE FEASIBILITY OF REMOVING AMATEUR BOXING FROM THE JURISDICTION OF THE STATE BOXING COMMISSION OF HAWAII," was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 575, transmitting H.C.R. No. 187, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 187, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON CONTROL MEASURES FOR VOLATILE ORGANIC COMPOUND EMISSIONS FROM PAINT SPRAY BOOTHS USED BY AUTO BODY REFINISHERS," was referred jointly to the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection.

Hse. Com. No. 576, transmitting H.C.R. No. 221, H.D. 1, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 221, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE ANALYSIS FOR THE REGISTRATION OF PET DEALERS IN HAWAII," was referred to the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means.

Hse. Com. No. 577, transmitting H.C.R. No. 222, H.D. 1, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 222, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE, IN CONSULTATION WITH THE DEPARTMENT OF HEALTH AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES, TO IDENTIFY STATE-OWNED AGRICULTURAL LANDS SUITABLE FOR DAIRIES TO MAXIMIZE THE LIKELIHOOD THAT THE LAND CAN BE USED AS PASTURES BY DAIRIES FOR MILK PRODUCTION," was referred to the Committee on Water, Land, Agriculture, and Hawaiian Affairs.

Hse. Com. No. 578, transmitting H.C.R. No. 225, H.D. 2, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 225, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR TO PLACE IOLANI PALACE ON THE NOMINATION LIST TO THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION FOR WORLD HERITAGE SITE DESIGNATION," was referred jointly to the Committee on Economic Development and Technology and the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 579, transmitting H.C.R. No. 266, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 266, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP A PLAN TO AUTHORIZE GRAY WATER RECYCLING SYSTEMS FOR RESIDENTIAL PREMISES UNDER APPROPRIATE CIRCUMSTANCES," was referred to the Committee on Energy and Environment.

Hse. Com. No. 580, transmitting H.C.R. No. 276, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 276, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO ENCOURAGE EACH HOLDER OF A CONCESSION CONTRACT AT A STATE AIRPORT TO GIVE FIRST RIGHT OF REFUSAL TO LOCAL VENDORS TO SUPPLY GOODS, WARES, MERCHANDISE, AND SERVICES TO THE CONCESSION," was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 581, transmitting H.C.R. No. 298, H.D. 1, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 298, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE

UNITED STATES PRESIDENT, SENATE, AND HOUSE OF REPRESENTATIVES TO ENACT LEGISLATION TO EXPEDITE IMMIGRANT VISAS FOR FAMILY REUNIFICATION OF CERTAIN FILIPINO VETERANS OF WORLD WAR II," was referred to the Committee on Public Safety and Military Affairs.

Hse. Com. No. 582, transmitting H.C.R. No. 303, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 303, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PEACE CORPS EXPANSION ACT OF 2009," was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 583, transmitting H.C.R. No. 304, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 304, entitled: "HOUSE CONCURRENT RESOLUTION CONDEMNING THE HUMAN-RIGHTS ATROCITIES AND VIOLENCE AGAINST CHILDREN IN NORTHERN UGANDA AND THE DEMOCRATIC REPUBLIC OF THE CONGO, AND URGING CONGRESS TO LEAD THE INTERNATIONAL COMMUNITY IN EFFORTS TO PROTECT THE CHILDREN OF UGANDA AND THE DEMOCRATIC REPUBLIC OF THE CONGO," was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 584, transmitting H.C.R. No. 309, which was adopted by the House of Representatives on April 16, 2009, was placed on file.

By unanimous consent, H.C.R. No. 309, entitled: "HOUSE CONCURRENT RESOLUTION DENOUNCING THE VIOLATION OF HUMAN RIGHTS IN TIBET," was referred to the Committee on Transportation, International and Intergovernmental Affairs.

Hse. Com. No. 585, informing the Senate that on April 16, 2009, the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 611, H.D. 1 (S.D. 2);  
H.B. No. 984, H.D. 4 (S.D. 2);  
H.B. No. 1031 (S.D. 3);  
H.B. No. 1148, H.D. 1 (S.D. 1);  
H.B. No. 1663, H.D. 1 (S.D. 2); and  
H.B. No. 1766, H.D. 2 (S.D. 3),

was placed on file.

#### STANDING COMMITTEE REPORTS AND ADOPTION OF RESOLUTIONS

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1381) recommending that S.C.R. No. 91, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 91, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO CONSOLIDATE ITS BACKLOG OF WARRANTS," was adopted.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1382) recommending that S.R. No. 56, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 56, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO CONSOLIDATE ITS BACKLOG OF WARRANTS," was adopted.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1383) recommending that S.C.R. No. 55, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 55, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING STATE AND LOCAL LAW ENFORCEMENT OFFICERS TO ABIDE BY STATE LAWS RELATING TO THE MEDICAL USE OF MARIJUANA," was adopted.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1384) recommending that S.R. No. 32, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 32, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING STATE AND LOCAL LAW ENFORCEMENT OFFICERS TO ABIDE BY STATE LAWS RELATING TO THE MEDICAL USE OF MARIJUANA," was adopted.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1385) recommending that S.C.R. No. 105, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 105, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING PUBLIC AND PRIVATE AGENCIES TO ENCOURAGE THEIR PARENT CLIENTS TO TURN ON CLOSED CAPTIONING WHEN THEIR CHILDREN WATCH TELEVISION," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1386) recommending that S.C.R. No. 155 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 155, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING HAWAII'S CONTINUED PARTICIPATION IN THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION (WICHE) AND THE EDUCATIONAL AND OTHER BENEFITS PROVIDED THROUGH FORTY YEARS OF HAWAII'S MEMBERSHIP IN WICHE," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1387) recommending that S.R. No. 106 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 106, entitled: "SENATE RESOLUTION SUPPORTING HAWAII'S CONTINUED PARTICIPATION IN THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION (WICHE) AND THE EDUCATIONAL AND OTHER BENEFITS PROVIDED THROUGH FORTY YEARS OF HAWAII'S MEMBERSHIP IN WICHE," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1388) recommending that S.C.R. No. 153, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 153, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SYSTEM TO DEVELOP A COMPREHENSIVE APPROACH TO THE TEACHING AND TRAINING OF ENGINEERING AT UNIVERSITY CAMPUSES STATEWIDE," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1389) recommending that S.R. No. 105, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 105, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII SYSTEM TO DEVELOP A COMPREHENSIVE APPROACH TO THE TEACHING AND TRAINING OF ENGINEERING AT UNIVERSITY CAMPUSES STATEWIDE," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1390) recommending that S.C.R. No. 97, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 97, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII COLLEGE OF ENGINEERING TO CONSIDER THE FEASIBILITY OF ESTABLISHING AN UNDERGRADUATE CERTIFICATE OF ROBOTICS AND EXPLORATION PROGRAM," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1391) recommending that S.R. No. 59, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 59, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE UNIVERSITY OF HAWAII COLLEGE OF ENGINEERING TO CONSIDER THE FEASIBILITY OF ESTABLISHING AN UNDERGRADUATE CERTIFICATE OF ROBOTICS AND EXPLORATION PROGRAM," was adopted.

Senators Tokuda and Fukunaga, for the Committee on Higher Education and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1392) recommending that S.C.R. No. 122, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 122, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII AT HILO, IN CONSULTATION WITH THE UNIVERSITY OF HAWAII SYSTEM VICE PRESIDENT FOR RESEARCH, TO CONSIDER THE FEASIBILITY OF ESTABLISHING AN OFFICE OF THE VICE CHANCELLOR FOR RESEARCH AND ECONOMIC DEVELOPMENT AT THE UNIVERSITY OF HAWAII AT HILO," was adopted.

Senators Tokuda and Fukunaga, for the Committee on Higher Education and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1393) recommending that S.R. No. 80, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 80, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNIVERSITY OF HAWAII AT HILO, IN CONSULTATION WITH THE UNIVERSITY OF HAWAII SYSTEM VICE PRESIDENT FOR RESEARCH, TO CONSIDER THE FEASIBILITY OF ESTABLISHING AN OFFICE OF THE VICE CHANCELLOR FOR RESEARCH AND ECONOMIC DEVELOPMENT AT THE UNIVERSITY OF HAWAII AT HILO," was adopted.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1394) recommending that S.C.R. No. 132, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 132, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SENATE PRESIDENT AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO ESTABLISH A TASK FORCE TO DETERMINE THE ECONOMIC VALUE OF CONSTRUCTION IN HAWAII," was adopted.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1395) recommending that S.R. No. 87, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 87, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE PRESIDENT TO ESTABLISH A TASK FORCE TO DETERMINE THE ECONOMIC VALUE OF CONSTRUCTION IN HAWAII," was adopted.

Senators English and Hee, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1396) recommending that S.C.R. No. 71, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 71, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT STATEWIDE COMMUNITY SCENIC BYWAYS EDUCATIONAL WORKSHOPS FOR PROPOSED FEDERAL DESIGNATIONS OF SCENIC BYWAYS INCLUDING THE PI'ILANI TRAIL ON MAUI," was adopted.

Senators English and Hee, for the Committee on Transportation, International and Intergovernmental Affairs and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1397) recommending that S.R. No. 42, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 42, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT STATEWIDE COMMUNITY SCENIC BYWAYS EDUCATIONAL WORKSHOPS FOR PROPOSED FEDERAL DESIGNATIONS OF SCENIC BYWAYS INCLUDING THE PI'ILANI TRAIL ON MAUI," was adopted.

Senator Sakamoto, for the majority of the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1398) recommending that S.C.R. No. 177 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.C.R. No. 177, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO APPOINT A TASK FORCE TO STUDY THE FEASIBILITY OF IMPLEMENTING A PILOT PROGRAM THAT USES PRIVATE SECTOR RESOURCES FOR A FINANCIAL AND ECONOMIC EDUCATION AND LITERACY PROGRAM FOR PUBLIC SCHOOL STUDENTS ON KAUAI AT NO COST TO THE DEPARTMENT OF EDUCATION," was adopted.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1399) recommending that S.C.R. No. 174, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 174, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING FEDERAL PROGRAMS FANNIE MAE AND FREDDIE MAC TO ALLOW SPECIAL RECONSIDERATION FOR A PRICING AND POLICIES EXCEPTION TO THE HAWAII REAL ESTATE MARKET AND FOR FIRST-TIME HOMEBUYERS WITH REGARD TO LOANS DELIVERED ON HAWAII CONDOMINIUMS," was adopted.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1400) recommending that S.C.R. No. 186, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 186, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO FACILITATE DISCUSSION WITHIN THE COMMUNITY ON THE FUNDING INADEQUACIES OF THE WEIGHTED STUDENT FORMULA, PARTICULARLY FOR SMALL AND RURAL SCHOOLS, AND EXPLORE ALTERNATIVE MODELS OR FORMULAS TO THE WEIGHTED STUDENT FORMULA IN THE INTEREST OF MAXIMIZING FUNDING EQUITY TO PUBLIC SCHOOLS," was adopted.

Senators Ige and Fukunaga, for the Committee on Health and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1401) recommending that S.C.R. No. 167, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 167, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE HEALTH CARE COMMUNITY'S EFFORTS TO OBTAIN FEDERAL FUNDING FOR HEALTH INFORMATION TECHNOLOGY GRANTS," was adopted.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 1402) recommending that S.C.R. No. 120 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 120, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION EAST AND WEST REGIONAL BOARDS TO ESTABLISH THE BIG ISLAND LONG-TERM CARE COALITION TO DEVELOP A PLAN FOR LONG-

TERM CARE SOLUTIONS ON THE BIG ISLAND OF HAWAII," was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1403) recommending that S.C.R. No. 145, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 145, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND ASSESS THE POLICIES AND PROCEDURES IMPLEMENTED BY HOSPITALS TO REDUCE ELECTIVE CESAREAN SECTIONS AND INDUCTION OF LABOR," was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1404) recommending that S.C.R. No. 172, as amended in S.D. 1, be adopted.

Senator Hooser moved that Stand. Com. Rep. No. 1404 and S.C.R. No. 172, S.D. 1 be adopted, seconded by Senator Slom.

Senator Hemmings rose in opposition to the measure and stated:

"The title of this bill is 'Urging Congress to Approve the United States National Health Care Act.' Certainly, we need a remedy to the nation's health care problems, but having politicians in Washington, D.C., added to the mix is certainly not going to drive down the cost anywhere; it's just going to redistribute who pays and when they pay. There's a long history regarding the nationalization and the politicization of programs that could be served better by competition in the marketplace called 'free enterprise.' The biggest one is Social Security; it is a monopoly, a Ponzi scheme of the worst sorts. It's supposed to be bankrupt in 2032. It's going to cause financial havoc, so either young people who are working today paying in the system aren't going to get benefits or everybody's going to have to pay more taxes to take care of it. Two of the biggest costs in the federal government are two other monopoly programs, Medicaid and Medicare; the subsidized, one-size-fits-all care for the elderly and the people who cannot afford their own healthcare. Both of these programs have tremendous costs that largely impact the cost of running state government. My point being, that having federal government run these programs takes the control of our destiny out of the hands of the individual citizens and creates government-sanctioned monopolies that end up actually costing more and create long-term debt way beyond our ability to pay off, which is exactly what's happening at the national level.

"I would urge our congressional delegation and other enlightened leaders in Washington, D.C., to look at ways to empower different agencies in different businesses in the marketplace of health care insurance to compete to bring the best product possible at the best price to the consumers of America. We do have ways to take care of those who cannot afford total health care for themselves and, of course, we do have ways to try to preempt the needy from having health care in the first place by more health maintenance on their own part. So there are options to the monopoly of the national health care system, and I'll be voting 'no' because I think this is just going to be another national disaster like programs we've just spoken of. Thank you, Madam President."

Senator Slom requested that his vote be cast "No," and the Chair so ordered.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 172, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO APPROVE THE UNITED STATES

NATIONAL HEALTH CARE ACT," was adopted with Senators Hemmings and Slom voting "No".

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1405) recommending that S.C.R. No. 79, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 79, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO CONSIDER A STRATEGIC DEVELOPMENT PLAN TO EXPLORE FUNDRAISING OPPORTUNITIES FOR THE UNIVERSITY OF HAWAII – WEST OAHU CAMPUS," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1406) recommending that S.R. No. 47, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 47, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNIVERSITY OF HAWAII BOARD OF REGENTS TO CONSIDER A STRATEGIC DEVELOPMENT PLAN TO EXPLORE FUNDRAISING OPPORTUNITIES FOR THE UNIVERSITY OF HAWAII – WEST OAHU CAMPUS," was adopted.

Senators Kim and English, for the Committee on Ways and Means and the Committee on Transportation, International and Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1407) recommending that S.C.R. No. 98 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 98, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF DETERMINING WHETHER APPROPRIATIONS ARE BEING APPROPRIATELY EXPENDED AND FEES OWED ARE COLLECTED AND ACCOUNTED FOR ACCURATELY," was adopted.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1408) recommending that H.C.R. No. 162 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE IMPORTANCE OF BICYCLING," was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1409) recommending that S.C.R. No. 169, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 169, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LONG TERM CARE COMMISSION TO CONDUCT A STUDY OF INCREASING MEDICAID REIMBURSEMENTS TO HOSPITALS FOR PATIENTS WHO ARE WAITLISTED FOR LONG-TERM CARE AND TO LONG-TERM CARE FACILITIES TO ACCEPT WAITLISTED PATIENTS," was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1410) recommending that S.R. No. 116, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 116, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE LONG TERM CARE COMMISSION TO CONDUCT A STUDY OF INCREASING MEDICAID REIMBURSEMENTS TO HOSPITALS FOR PATIENTS WHO ARE WAITLISTED FOR LONG-TERM CARE AND TO LONG-TERM CARE FACILITIES TO ACCEPT WAITLISTED PATIENTS," was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1411) recommending that S.C.R. No. 141, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 141, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A STATEWIDE TASK FORCE TO ADVISE THE LEGISLATURE ON METHODS TO IMPROVE HAWAII'S MENTAL HEALTH SERVICES," was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1412) recommending that S.R. No. 93, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 93, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A STATEWIDE TASK FORCE TO ADVISE THE LEGISLATURE ON METHODS TO IMPROVE HAWAII'S MENTAL HEALTH SERVICES," was adopted.

Senators Chun Oakland and Espero, for the Committee on Human Services and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1413) recommending that S.C.R. No. 143, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 143, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AFFIRMING SUPPORT FOR THE CONCEPT OF ESTABLISHING A BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER," was adopted.

Senators Chun Oakland and Espero, for the Committee on Human Services and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1414) recommending that S.R. No. 95, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 95, S.D. 1, entitled: "SENATE RESOLUTION AFFIRMING SUPPORT FOR THE CONCEPT OF ESTABLISHING A BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER," was adopted.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1415) recommending that S.C.R. No. 76 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 76, entitled: "SENATE CONCURRENT RESOLUTION RECOMMENDING THAT THE KAPOLEI COURT COMPLEX BE RENAMED AS 'THE RONALD T.Y. MOON JUDICIAL COMPLEX'," was adopted.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1416) recommending that S.C.R. No. 131, S.D. 1 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 131, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A JOINT AGENCY STUDY ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII," was adopted.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1417) recommending that S.R. No. 86, S.D. 1 be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 86, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A JOINT AGENCY STUDY ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII," was adopted.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1418) recommending that S.C.R. No. 51, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 51, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE REGENTS CANDIDATE ADVISORY COUNCIL FOR THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO CONVENE A WORKING GROUP OF STUDENTS AND OTHER APPROPRIATE PARTIES TO DEVELOP AND IMPLEMENT A MODIFIED PROCESS FOR THE SELECTION OF THE CANDIDATES FOR THE STUDENT MEMBER OF THE UNIVERSITY OF HAWAII BOARD OF REGENTS," was adopted.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1419) recommending that S.C.R. No. 90, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 90, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO OPPOSE SPECIFIED PROPOSED RULE AMENDMENTS FOR THE DEVELOPMENTAL DISABILITIES PROGRAM, 73 FED. REG. 19,708 (APRIL 10, 2008) (TO BE CODIFIED AT 45 C.F.R. PT. 1385-88) THAT IMPLEMENT THE DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT OF 2000, AND TO SUPPORT NEW SECTIONS IN THE UPCOMING REAUTHORIZATION," was adopted.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1420) recommending that S.R. No. 67, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 67, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNITED STATES CONGRESS TO OPPOSE SPECIFIED PROPOSED RULE AMENDMENTS FOR THE DEVELOPMENTAL DISABILITIES PROGRAM, 73 FED. REG. 19,708 (APRIL 10, 2008) (TO BE CODIFIED AT 45 C.F.R. PT. 1385-88) THAT IMPLEMENT THE DEVELOPMENTAL DISABILITIES ASSISTANCE AND BILL OF RIGHTS ACT OF 2000, AND TO SUPPORT NEW

SECTIONS IN THE UPCOMING REAUTHORIZATION," was adopted.

Senators Gabbard and Baker, for the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1421) recommending that S.C.R. No. 23, as amended in S.D. 1, be adopted.

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 23, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR PROMOTING AND ACCELERATING THE INCREASED USE AND DEVELOPMENT OF RENEWABLE POWER GENERATION THROUGH FEED-IN TARIFFS, AND REQUESTING THE PUBLIC UTILITIES COMMISSION TO ADOPT AND IMPLEMENT TRUE FEED-IN TARIFFS FOR CLEAN ENERGY SYSTEMS UP TO TWENTY MEGAWATTS IN SIZE," was adopted.

#### STANDING COMMITTEE REPORTS

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1422) recommending that the Senate advise and consent to the nomination of MAKANI MAEVA to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, in accordance with Gov. Msg. No. 576.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1422 and Gov. Msg. No. 576 was deferred until Monday, April 20, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1423) recommending that the Senate advise and consent to the nomination of BETTY LOU LARSON to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), in accordance with Gov. Msg. No. 417.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1423 and Gov. Msg. No. 417 was deferred until Monday, April 20, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1424) recommending that the Senate advise and consent to the nomination of MARK G. VALENCIA to the Civil Rights Commission, in accordance with Gov. Msg. No. 355.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1424 and Gov. Msg. No. 355 was deferred until Monday, April 20, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1425) recommending that the Senate advise and consent to the nomination of LANI L. EWART to the Commission to Promote Uniform Legislation, in accordance with Gov. Msg. No. 346.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1425 and Gov. Msg. No. 346 was deferred until Monday, April 20, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1426) recommending that the Senate advise and consent to the nomination of RANDALL J. FRANCISCO to the Board of Registration of the Islands of Kaua'i and Ni'ihau, in accordance with Gov. Msg. No. 347.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1426 and Gov. Msg. No. 347 was deferred until Monday, April 20, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1427) recommending that the Senate advise and consent to the nominations to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe of the following:

JOHN F. HENRY, in accordance with Gov. Msg. No. 348; and

GENE ZARRO JR., in accordance with Gov. Msg. No. 356.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1427 and Gov. Msg. Nos. 348 and 356 was deferred until Monday, April 20, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1428) recommending that the Senate advise and consent to the nominations to the Language Access Advisory Council of the following:

LITO M. ASUNCION, in accordance with Gov. Msg. No. 344;

MARCELLA ALOHALANI BOIDO, in accordance with Gov. Msg. No. 345;

MAUREEN N. RAWLINS, in accordance with Gov. Msg. No. 353; and

MARY F. SANTA MARIA MS, MPH, in accordance with Gov. Msg. No. 354.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1428 and Gov. Msg. Nos. 344, 345, 353 and 354 was deferred until Monday, April 20, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1429) recommending that the Senate advise and consent to the nomination of DELENE K. OSORIO to the Board of Registration of the Island of Hawai'i, in accordance with Gov. Msg. No. 351.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1429 and Gov. Msg. No. 351 was deferred until Monday, April 20, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1430) recommending that the Senate advise and consent to the nomination of CAROL A. PHILIPS to the Commission on the Status of Women, in accordance with Gov. Msg. No. 352.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1430 and Gov. Msg. No. 352 was deferred until Monday, April 20, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1431) recommending that the Senate advise and consent to the nomination of JOAQUIN M. DIAZ to the Hoisting Machine Operators Advisory Board, in accordance with Gov. Msg. No. 460.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1431 and Gov. Msg. No. 460 was deferred until Monday, April 20, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1432) recommending that the Senate advise and consent to the nomination of MELANIE S. MATSUI to the Labor and Industrial Relations Appeals Board, in accordance with Gov. Msg. No. 361.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1432 and Gov. Msg. No. 361 was deferred until Monday, April 20, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1433) recommending that the Senate advise and consent to the nominations to the Board of Land and Natural Resources of the following:

JERRY EDLAO, in accordance with Gov. Msg. No. 436; and

SAMUEL M. GON III, in accordance with Gov. Msg. No. 437.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1433 and Gov. Msg. Nos. 436 and 437 was deferred until Monday, April 20, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1434) recommending that the Senate advise and consent to the nominations to the Commission on Water Resource Management of the following:

SUMNER P. ERDMAN, in accordance with Gov. Msg. No. 516; and

NEAL S. FUJIWARA, in accordance with Gov. Msg. No. 517.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1434 and Gov. Msg. Nos. 516 and 517 was deferred until Monday, April 20, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1435) recommending that the Senate advise and consent to the nomination of LYNN P. DECOITE to the Molokai Irrigation System Water Users Advisory Board, in accordance with Gov. Msg. No. 532.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1435 and Gov. Msg. No. 532 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1436) recommending that the Senate advise and consent to the nomination of BEN S. DALAUIDAO II to the State Council on Developmental Disabilities, in accordance with Gov. Msg. No. 318.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1436 and Gov. Msg. No. 318 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1437) recommending that the Senate advise and consent to the nomination of ALVA K.O. KANEAIKALA to the State Council on Mental Health, in accordance with Gov. Msg. No. 326.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1437 and Gov. Msg. No. 326 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1438) recommending that the Senate advise and consent to the nomination of DAVID MOYLES to the Mental Health and Substance Abuse, Kaua'i Service Area Board, in accordance with Gov. Msg. No. 334.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1438 and Gov. Msg. No. 334 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1439) recommending that the Senate advise and consent to the nominations to the Radiologic Technology Board of the following:

LARRY A. CARNES, in accordance with Gov. Msg. No. 317;

LORI H. O. KAMIKAWA RT, in accordance with Gov. Msg. No. 325; and

STEIN E. RAFTO MD, in accordance with Gov. Msg. No. 337.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1439 and Gov. Msg. Nos. 317, 325 and 337 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1440) recommending that the Senate advise and consent to the nominations to the Drug Product Selection Board of the following:

ANGEL B. RAMOS, in accordance with Gov. Msg. No. 338; and

VENKATARAMAN BALARAMAN, in accordance with Gov. Msg. No. 430.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1440 and Gov. Msg. Nos. 338 and 430 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1441) recommending that the Senate advise and consent to the nomination of DAVID F. MOORE MD to the Emergency Medical Services Advisory Committee, in accordance with Gov. Msg. No. 332.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1441 and Gov. Msg. No. 332 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1442) recommending that the Senate advise and consent to the nomination of JEFFREY T. PEARSON to the Board of Certification of Public Water System Operators, in accordance with Gov. Msg. No. 269.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1442 and Gov. Msg. No. 269 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1443) recommending that the Senate advise and consent to the nomination of ANDREW DON MD to the Board of Directors of the Hawai'i Health Systems Corporation, in accordance with Gov. Msg. No. 321.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1443 and Gov. Msg. No. 321 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1444) recommending that the Senate advise and consent to the nomination of DANA P. RIDDLE to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, in accordance with Gov. Msg. No. 272.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1444 and Gov. Msg. No. 272 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1445) recommending that the Senate advise and consent to the nomination of DICK E. SMITH



REHS, MPH to the Board of Health, in accordance with Gov. Msg. No. 342.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1445 and Gov. Msg. No. 342 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1446) recommending that the Senate advise and consent to the nomination of VALERIE L. SIMONSEN ND to the Health Planning Council, Tri-Isle Subarea, in accordance with Gov. Msg. No. 341.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1446 and Gov. Msg. No. 341 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1447) recommending that the Senate advise and consent to the nomination of WILLIAM B. BAILEY to the Health Planning Council, Honolulu Subarea, in accordance with Gov. Msg. No. 315.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1447 and Gov. Msg. No. 315 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1448) recommending that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

ANDREW P. ANCHETA MPH, in accordance with Gov. Msg. No. 314;

CREIGHTON K.K. LIU, in accordance with Gov. Msg. No. 328; and

PATRICIA U. WONG, in accordance with Gov. Msg. No. 343.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1448 and Gov. Msg. Nos. 314, 328 and 343 was deferred until Monday, April 20, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1449) recommending that the Senate advise and consent to the nominations to the Health Planning Council, West Oahu Subarea of the following:

NANCY A. FRAZIER, in accordance with Gov. Msg. No. 322; and

FREDERICK SHAW, in accordance with Gov. Msg. No. 339.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1449 and Gov. Msg. Nos. 322 and 339 was deferred until Monday, April 20, 2009.

#### ORDER OF THE DAY

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1353 (Gov. Msg. Nos. 357, 358, 359, 360, and 362):

Senator Takamine moved that Stand. Com. Rep. No. 1353 be received and placed on file, seconded by Senator Bunda and carried.

Senator Takamine then moved that the Senate advise and consent to the nominations to the Hawai'i Workforce Development Council of the following:

JONATHAN J. CHUN, term to expire June 30, 2013 (Gov. Msg. No. 357);

ALLEN M.F. CHUNG, term to expire June 30, 2012 (Gov. Msg. No. 358);

LILI HALLETT, term to expire June 30, 2009 (Gov. Msg. No. 359);

LILI HALLETT, term to expire June 30, 2013 (Gov. Msg. No. 360); and

MARCIA M. TAIRA, term to expire June 30, 2012 (Gov. Msg. No. 362),

seconded by Senator Taniguchi.

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

Ayes, 23. Noes, none. Excused, 2 (Sakamoto, Taniguchi).

Stand. Com. Rep. No. 1354 (Gov. Msg. No. 531):

Senator Hee moved that Stand. Com. Rep. No. 1354 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of NOA EMMETT ALULI to the Kaho'olawe Island Reserve Commission, term to expire June 30, 2013, seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Sakamoto, Taniguchi).

Stand. Com. Rep. No. 1355 (Gov. Msg. Nos. 533, 534, and 535):

Senator Hee moved that Stand. Com. Rep. No. 1355 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Natural Area Reserve System Commission of the following:

ARLENE BUCHHOLZ, term to expire June 30, 2013 (Gov. Msg. No. 533);

RONALD RAPANOT, term to expire June 30, 2013 (Gov. Msg. No. 534); and

JOHN SINTON, term to expire June 30, 2013 (Gov. Msg. No. 535),

seconded by Senator Tokuda.

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

Ayes, 23. Noes, none. Excused, 2 (Sakamoto, Taniguchi).

At 11:48 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 a.m.

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM THURSDAY, APRIL 16, 2009

Stand. Com. Rep. No. 1356 (S.C.R. No. 136, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 136, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE CENTERS FOR DISEASE CONTROL AND PREVENTION ESTABLISH A

CHRONIC OBSTRUCTIVE PULMONARY DISEASE PROGRAM,” was adopted.

Stand. Com. Rep. No. 1357 (S.C.R. No. 158, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 158, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION ESTABLISHING A LEGISLATIVE INTERIM TASK FORCE TO IDENTIFY AND DEVELOP A PRIMARY HEALTH CARE TRAINING AND RECRUITING PLAN FOR RURAL AND MEDICALLY UNDERSERVED AREAS OF THE STATE,” was adopted.

Stand. Com. Rep. No. 1358 (S.C.R. No. 154, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 154, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE HISTORIC PRESERVATION DIVISION TO COMPLETE THE 2006 ARCHAEOLOGICAL WORKING GROUP’S REPORT AND EXPAND THE WORKING GROUP AND TO WORK IN CONJUNCTION WITH THE UNIVERSITY OF HAWAII AT MANOA’S APPLIED ARCHAEOLOGY GRADUATE PROGRAM TO DEVELOP AN INTERNSHIP PROGRAM AND PROFESSIONAL STANDARDS,” was adopted.

Stand. Com. Rep. No. 1359 (S.C.R. No. 173, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 173, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE KAUAI POLICE DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING REGARDING THE ENFORCEMENT OF STATE LAWS AND COUNTY ORDINANCES AT ANAHOLA AND ALIOMANU BEACH AREA,” was adopted.

Stand. Com. Rep. No. 1360 (S.R. No. 120, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 120, S.D. 1, entitled: “SENATE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE KAUAI POLICE DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING REGARDING THE ENFORCEMENT OF STATE LAWS AND COUNTY ORDINANCES AT ANAHOLA AND ALIOMANU BEACH AREA,” was adopted.

Stand. Com. Rep. No. 1361 (S.C.R. No. 96, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 96, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING THE REAL ESTATE COMMISSION TO ADOPT AND SUBMIT A STRATEGIC PLAN TO ALLOW DEVELOPERS AND ATTORNEYS TO SUBMIT CONDOMINIUM REGISTRATION FILINGS IN ELECTRONIC FORMAT,” was adopted.

Stand. Com. Rep. No. 1362 (S.R. No. 113, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 113, S.D. 1, entitled: “SENATE RESOLUTION URGING THE REAL ESTATE COMMISSION TO ADOPT AND SUBMIT A STRATEGIC PLAN TO ALLOW DEVELOPERS AND ATTORNEYS TO SUBMIT CONDOMINIUM

REGISTRATION FILINGS IN ELECTRONIC FORMAT,” was adopted.

Stand. Com. Rep. No. 1363 (S.C.R. No. 84):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 84, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT AN IMMEDIATE FINANCIAL STATEMENT AUDIT OF THE WATERS OF LIFE PUBLIC CHARTER SCHOOL FOR FISCAL YEAR 2006-2007 AND FISCAL YEAR 2007-2008,” was adopted.

Stand. Com. Rep. No. 1364 (S.C.R. No. 39, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 39, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO INCLUDE THE KUKUI GARDENS AFFORDABLE HOUSING PROJECT IN THE STATE’S LIST OF SHOVEL-READY PROJECTS FOR THE PRESIDENT’S PROPOSED ECONOMIC STIMULUS PLAN,” was adopted.

Stand. Com. Rep. No. 1365 (S.C.R. No. 31, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 31, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE PERFORMANCE OF THE MANAGEMENT OF THE PUUWAI MOMI AND WEST OAHU ASSET MANAGEMENT PROJECTS (KNOWN AS AMP 30 AND AMP 44) TO COMPARE THE PERFORMANCE OF STATE OPERATED AND PRIVATELY OPERATED PUBLIC HOUSING PROPERTIES; AND TO DETERMINE THE RELATIVE CONTRIBUTIONS OF FUNDING LEVELS, MISMANAGEMENT, AND TENANT AND VISITOR ACTIONS TO THE FAILURE TO MEET PERFORMANCE STANDARDS FOR THESE PROPERTIES,” was adopted.

Stand. Com. Rep. No. 1366 (S.C.R. No. 34, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 34, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A FEASIBILITY STUDY TO EXAMINE THE FISCAL, CURRICULUM, AND OTHER IMPACTS OF A FOUR-DAY SCHOOL WEEK FOR SCHOOL COMPLEXES,” was adopted.

Stand. Com. Rep. No. 1367 (S.C.R. No. 35, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 35, S.D. 2, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF ATHLETIC TRAINERS,” was adopted.

Stand. Com. Rep. No. 1368 (S.R. No. 66, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 66, S.D. 2, entitled: “SENATE RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS,” was adopted.

Stand. Com. Rep. No. 1369 (S.C.R. No. 53, S.D. 1):

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

S.C.R. No. 53, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF REAL ESTATE APPRAISAL MANAGEMENT COMPANIES," was adopted.

Stand. Com. Rep. No. 1370 (S.C.R. No. 68, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 68, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A MANAGEMENT AND PERFORMANCE AUDIT OF THE BOARD OF TRUSTEES OF THE STATE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATOR CONTRACTED BY THE BOARD," was adopted.

Stand. Com. Rep. No. 1371 (S.C.R. No. 78, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 78, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS SEAWARD OF TAX MAP KEY: (2) 4-3-2: 27, AT KAAPALI, MAUI, FOR CONCRETE PIER BLOCK REMNANTS PURPOSES," was adopted.

Stand. Com. Rep. No. 1372 (S.C.R. No. 108, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 108, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS," was adopted.

Stand. Com. Rep. No. 1373 (S.C.R. No. 170, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 170, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE LEGISLATURE TO CONVENE A HAWAII HEALTH CARE SUMMIT TO DEVELOP A STRATEGIC AND COMPREHENSIVE PLAN FOR HEALTH CARE IN HAWAII," was adopted.

Stand. Com. Rep. No. 1374 (S.C.R. No. 188, S.D. 2):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 188, S.D. 2, 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 adopted.

Stand. Com. Rep. No. 1375 (S.C.R. No. 95, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 95, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE REAL ESTATE COMMISSION TO MODIFY AND ADOPT RULES TO

REFLECT CHANGES IN THE CONDOMINIUM LAW UNDER CHAPTER 514B, HAWAII REVISED STATUTES," was adopted.

Stand. Com. Rep. No. 1376 (S.C.R. No. 183, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 183, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF THE WORLD WAR II HONOULIULI INTERNMENT CAMP AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED MEMORIAL PARK FOR THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 1377 (S.R. No. 91, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 91, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE TO RECOGNIZE THE HISTORICAL SIGNIFICANCE OF THE FALLS OF CLYDE AS A SAILING SYMBOL OF HAWAII," was adopted.

Stand. Com. Rep. No. 1378 (S.C.R. No. 138, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 138, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE TO RECOGNIZE THE HISTORICAL SIGNIFICANCE OF THE FALLS OF CLYDE AS A SAILING SYMBOL OF HAWAII," was adopted.

Stand. Com. Rep. No. 1379 (S.C.R. No. 152, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 152, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR TO PLACE IOLANI PALACE ON THE NOMINATION LIST TO THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC, AND CULTURAL ORGANIZATION FOR WORLD HERITAGE SITE DESIGNATION," was adopted.

Stand. Com. Rep. No. 1380 (S.R. No. 104, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 104, S.D. 1, entitled: "SENATE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF THE INTERIOR TO PLACE IOLANI PALACE ON THE NOMINATION LIST TO THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC, AND CULTURAL ORGANIZATION FOR WORLD HERITAGE SITE DESIGNATION," was adopted.

#### FINAL READING

S.B. No. 933, S.D. 2, H.D. 2:

On motion by Senator Baker, seconded by Senator Ige and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 933, S.D. 2, and S.B. No. 933, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY LICENSURE OF DENTISTS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Sakamoto, Taniguchi).

Senator Kim, Chair of the Committee on Ways and Means, requested that the referral of S.C.R. No. 123, S.D. 1, to the Committee on Ways and Means be waived.

Senator Kim noted:

"Today is the deadline to submit Senate concurrent resolutions to the House, and I am requesting a waiver to bring this resolution to the floor for a vote to meet the crossover deadline."

The Chair then granted the waiver.

On motion by Senator Kim, seconded by Senator Tsutsui and carried, S.C.R. No. 123, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY OF THE COMMUNITY COLLEGES OF THE UNIVERSITY OF HAWAII SYSTEM TO DETERMINE IF IT WOULD BE BENEFICIAL TO ESTABLISH A SEPARATE STATEWIDE SYSTEM FOR THE COMMUNITY COLLEGES," was adopted.

#### RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 501 (H.D. 1):

Senator Tokuda 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. 501, seconded by Senator Hooser and carried.

Senator Tokuda moved that the Senate agree to the amendments made by the House to S.B. No. 501, seconded by Senator Hooser.

Senator Tokuda spoke in support of the motion as follows:

"We're basically agreeing to the House amendments. This is merely housekeeping and clarifying amendments to the composition of the Teacher Education Coordinating Committee, and the House made technical, non-substantive amendments."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 501, and S.B. No. 501, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE," was placed on the calendar for Final Reading on Monday, April 20, 2009.

S.B. No. 1260, S.D. 1 (H.D. 1):

Senator Gabbard 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. 1260, S.D. 1, seconded by Senator English and carried.

Senator Gabbard moved that the Senate agree to the amendments proposed by the House to S.B. No. 1260, S.D. 1, seconded by Senator English.

Senator Gabbard spoke in support of the motion as follows:

"The House version is effective upon approval. There are some technical differences, but SMA says that the House version is preferable."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1260, S.D. 1, and S.B. No. 1260, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES," was placed on the calendar for Final Reading on Monday, April 20, 2009.

S.B. No. No. 1327, S.D. 1 (H.D. 1):

Senator Kim 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. 1327, S.D. 1, seconded by Senator Tsutsui and carried.

Senator Kim moved that the Senate agree to the amendments proposed by the House to S.B. No. 1327, S.D. 1, seconded by Senator Tsutsui.

Senator Kim spoke in support of the motion as follows:

"Basically, there were just technical amendments, and it pretty much is what we sent over to them."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1327, S.D. 1, and S.B. No. 1327, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX," was placed on the calendar for Final Reading on Monday, April 20, 2009.

At this time, the Chair made the following announcements:

"There will be a briefing for all Senators on the paperless conference procedures in the Majority caucus room immediately following session today. Please bring your laptops with you to the briefing.

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

#### APPOINTMENT OF CONFEREES

S.B. No. 21, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 21, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Kim, co-chairs; Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 91, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 91, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 166, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 166, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 178, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 178, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Sakamoto, Tsutsui, co-chairs; Hooser, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 199, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 199, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 210, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 210, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, co-chair; Bunda, Kidani, Slom as managers on the part of the Senate at such conference.

S.B. No. 242, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 242, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 266, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 266, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Nishihara, Tsutsui, co-chairs; on the part of the Senate at such conference.

S.B. No. 292, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 292, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 294, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 294, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 420, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Espero, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 423, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 423, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Tsutsui, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 464, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 464, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 496, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 496, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui,

co-chair; Chun Oakland, Kidani, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 512, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 512, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 522, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Baker, Kim, co-chairs; Slom as manager on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 523, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 536, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 536, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 539, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 539, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Bunda, Kidani, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 564, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 564, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; English, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 585, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 585, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 602, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 602, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, Tsutsui, co-chairs; Slom as manager on the part of the Senate at such conference.

S.B. No. 603, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 603, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 605, S.D. 1 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 605, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Fukunaga, Hooser, Ihara, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 642, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 642, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Hee as manager on the part of the Senate at such conference.

S.B. No. 713, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 713, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Bunda, Slom as managers on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 777, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Green as managers on the part of the Senate at such conference.

S.B. No. 868, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 868, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Baker, co-chair; Hemmings as manager on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 876, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Bunda, Slom as managers on the part of the Senate at such conference.

S.B. No. 884, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 884, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Kim, co-chairs; Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 917, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 917, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige,

Baker, co-chairs; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 931, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 931, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker as manager on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 937, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 971, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 971, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Hooser, Kidani, Tsutsui as managers on the part of the Senate at such conference.

S.B. No. 972, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 972, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Kim, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 1005, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1005, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1008, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Gabbard, co-chair; Espero, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1058, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1058, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 1060, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1060, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, Taniguchi, co-chairs; Bunda, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1096, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1096, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tokuda, Sakamoto, Tsutsui, co-chairs; Fukunaga, Slom as managers on the part of the Senate at such conference.

S.B. No. 1111, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1111, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kokubun, Nishihara as managers on the part of the Senate at such conference.

S.B. No. 1118, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1118, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Chun Oakland, Galuteria, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1122, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1122, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Taniguchi as manager on the part of the Senate at such conference.

S.B. No. 1142, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1142, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Taniguchi, co-chairs; Slom as manager on the part of the Senate at such conference.

S.B. No. 1160, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1160, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Galuteria, Kidani, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1164, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1164, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Espero, Tsutsui, co-chairs; Kidani, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1167, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1167, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Kim, Taniguchi, co-chairs; Galuteria, Slom as managers on the part of the Senate at such conference.

S.B. No. 1173, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1173, S.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Gabbard, chair; Baker, Kim, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1183, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1183, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Takamine, Taniguchi, co-chairs on the part of the Senate at such conference.

S.B. No. 1202, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1202, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Gabbard, Kim, co-chairs; Slom as manager on the part of the Senate at such conference.

S.B. No. 1206, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1206, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 1224, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1224, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 1248, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1248, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Hee, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 1258, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1258, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Hee, Baker, Kim, co-chairs; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 1259, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1259, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 1263, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1263, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Taniguchi, co-chairs; Slom as manager on the part of the Senate at such conference.

S.B. No. 1271, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1271, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 1299, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1299, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 1338, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1338, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Baker, co-chair; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 1344 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1344, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Baker, co-chairs on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1350, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Hee, Taniguchi, co-chairs; Kokubun, Takamine, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1611, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1611, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, Kim, co-chairs on the part of the Senate at such conference.

S.B. No. 1621, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1621, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Taniguchi, co-chair; Hee as manager on the part of the Senate at such conference.

S.B. No. 1664, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1664, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Taniguchi, Slom as managers on the part of the Senate at such conference.

S.B. No. 1678, S.D. 3 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1678, S.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui,

co-chair; Ige as manager on the part of the Senate at such conference.

H.B. No. 31 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 31, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Hee, Taniguchi as managers on the part of the Senate at such conference.

H.B. No. 34 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 34, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Hooser, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 35, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 35, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Galuteria, Hooser, Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 39, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 39, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Hooser, Kokubun, Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 128, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 128, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

H.B. No. 142, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 142, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 179 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 179, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Galuteria, Kidani, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 183, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 183, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Chun Oakland as manager on the part of the Senate at such conference.

H.B. No. 200, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 200, H.D. 1, and the request for a conference on the subject matter thereof,



the President appointed Senators Kim, chair; Chun Oakland, English, Fukunaga, Galuteria, Hee, Hooser, Kidani, Kokubun, Tokuda, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 242, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 242, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Tokuda, Kim, co-chairs; Slom as manager on the part of the Senate at such conference.

H.B. No. 262, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 262, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 267, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 267, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 271 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 271, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 333, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 333, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Hooser as manager on the part of the Senate at such conference.

H.B. No. 349, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 349, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Bunda, Takamine, Slom as managers on the part of the Senate at such conference.

H.B. No. 358, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 358, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 366, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 366, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Taniguchi, co-chair; Fukunaga, Slom as managers on the part of the Senate at such conference.

H.B. No. 381, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 381, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 395, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 395, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Chun Oakland, Tsutsui, co-chairs on the part of the Senate at such conference.

H.B. No. 573, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 573, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Chun Oakland, Hooser, Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 586, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 586, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 591, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 591, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Gabbard, Baker, co-chairs; Slom as manager on the part of the Senate at such conference.

H.B. No. 610, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 610, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Baker, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 615, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 615, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Bunda, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 618 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 618, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 643, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 643, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Takamine,

Taniguchi, co-chairs; Sakamoto as manager on the part of the Senate at such conference.

H.B. No. 686, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 686, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Espero, Kim, co-chairs; Ige, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 730, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 730, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Nishihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 739, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 739, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 754, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 754, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Nishikara, chair; Kim, co-chair; Galuteria as manager on the part of the Senate at such conference.

H.B. No. 813, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 813, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 819, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 819, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 863, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 863, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Sakamoto, Kim, co-chairs on the part of the Senate at such conference.

H.B. No. 869, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 869, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 895, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 895, H.D. 2, and the request for a conference on the subject matter thereof,

the President appointed Senators Ige, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 899, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 899, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Fukunaga, Slom as managers on the part of the Senate at such conference.

H.B. No. 900, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 900, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 960, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 960, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Kim, co-chair; Galuteria, Slom as managers on the part of the Senate at such conference.

H.B. No. 975, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 975, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 981, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 981, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 983, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 983, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; English, Tsutsui, co-chairs; Galuteria, Slom as managers on the part of the Senate at such conference.

H.B. No. 986, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 986, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Gabbard, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 989, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 989, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Tsutsui, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1031 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1031, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1040, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1040, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Taniguchi, co-chair; Gabbard, Takamine, Slom as managers on the part of the Senate at such conference.

H.B. No. 1045, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1045, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Galuteria, Kidani, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1057, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1057, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Tokuda, chair; Tsutsui, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1064, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1064, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1070 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1070, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Ige, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1071, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1071, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1074, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1074, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1098, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1098, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui,

co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1101, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1101, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1103 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1103, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1148, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1148, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

H.B. No. 1166, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1166, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Kim, co-chair; Gabbard as manager on the part of the Senate at such conference.

H.B. No. 1174, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1174, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Tokuda, chair; Kokubun, Tsutsui, co-chairs; Takamine, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1175, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1175, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1204, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1204, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Tsutsui, co-chair; Galuteria, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1212, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1212, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

H.B. No. 1260, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1260, H.D. 1,

and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Taniguchi, co-chair; Hee, Kidani, Takamine as managers on the part of the Senate at such conference.

H.B. No. 1270, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1270, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Baker, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1272, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1272, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Fukunaga, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1273, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1273, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Baker, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1284, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1284, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Ige, Tsutsui, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1316, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1316, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Ige, Sakamoto, Slom as managers on the part of the Senate at such conference.

H.B. No. 1351, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1351, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Bunda, Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1354, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1354, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Ihara, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1364, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1364, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Galuteria, Kokubun, Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 1405, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1405, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Ige as manager on the part of the Senate at such conference.

H.B. No. 1415, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1415, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1417, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1417, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Ihara as manager on the part of the Senate at such conference.

H.B. No. 1422, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1422, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1451, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1451, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Ige, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1470, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1470, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, Slom as managers on the part of the Senate at such conference.

H.B. No. 1471, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1471, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1495, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1495, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Tsutsui, Slom as managers on the part of the Senate at such conference.

H.B. No. 1503, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1503, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker,

co-chair; Ige as manager on the part of the Senate at such conference.

H.B. No. 1512, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1512, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Nishihara, Slom as managers on the part of the Senate at such conference.

H.B. No. 1544, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1544, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Hooser, Tsutsui, Slom as managers on the part of the Senate at such conference.

H.B. No. 1550, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1550, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Hooser, Kidani, Tsutsui, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1552, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1552, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Fukunaga as manager on the part of the Senate at such conference.

H.B. No. 1600, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1600, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Hee, Tsutsui, Slom as managers on the part of the Senate at such conference.

H.B. No. 1605, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1605, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kidani, Tsutsui as managers on the part of the Senate at such conference.

H.B. No. 1611, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1611, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Baker, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1663, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1663, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; English, Kokubun as managers on the part of the Senate at such conference.

H.B. No. 1665, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1665, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair;

Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1686, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1686, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Chun Oakland, Galuteria, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1692, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1692, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Chun Oakland, Galuteria, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1696, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1696, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1712, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1712, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Tsutsui, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1739, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1739, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1741, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1741, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Galuteria, Kokubun as managers on the part of the Senate at such conference.

H.B. No. 1744, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1744, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Galuteria, Kokubun as managers on the part of the Senate at such conference.

H.B. No. 1747, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1747, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Galuteria, Kokubun as managers on the part of the Senate at such conference.

H.B. No. 1763, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1763, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Nishihara, chair; Tsutsui, co-chair; Galuteria as manager on the part of the Senate at such conference.

H.B. No. 1766, H.D. 2 (S.D. 3):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1766, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

#### **ADJOURNMENT**

At 11:58 a.m., on motion by Senator Hooser, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, April 20, 2009.

## FORTY-NINTH DAY

**Monday, April 20, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:35 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Isaac Choy, Hawai'i State House of Representatives, after which the Roll was called showing all Senators present.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 614 to 616) were read by the Clerk and were placed on file:

Gov. Msg. No. 614, informing the Senate that on April 17, 2009, the Governor signed into law Senate Bill No. 942, S.D. 1 as Act 7, entitled: "RELATING TO UNDERGROUND STORAGE TANKS".

Gov. Msg. No. 615, letter dated April 17, 2009, transmitting proposed revisions to her March 30, 2009, bill draft for immediate passage to amend the FY 09 Executive Budget (Act 213, SLH 2007, as amended by Act 158, SLH 2008).

Gov. Msg. No. 616, letter dated April 17, 2009, transmitting proposed changes to the FY 2009-11 Executive Budget (H.B. No. 200).

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 586 to 655) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 586, informing the Senate that on April 17, 2009, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 199, S.D. 1 (H.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.

S.B. No. 292, S.D. 1 (H.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.

S.B. No. 884, S.D. 2 (H.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.

S.B. No. 1111, S.D. 1 (H.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee.

S.B. No. 1327, S.D. 1 (H.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward,

was placed on file.

Hse. Com. No. 587, informing the Senate that on April 17, 2009, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 200, H.D. 1 (S.D. 1):

Representatives M. Oshiro, Chair; Aquino, Awana, Brower, Choy, Coffman, Har, Keith-Agaran, C. Lee, M. Lee, Nishimoto, Sagum, Tokioka, Wooley, Yamashita, Marumoto.

H.B. No. 300, H.D. 1 (S.D. 2):

Representatives Karamatsu, M. Oshiro, Co-Chairs; Pine.

H.B. No. 895, H.D. 2 (S.D. 2):

Representatives Yamane, M. Oshiro, Co-Chairs; Chong, Choy, M. Lee, Ward.

H.B. No. 900, H.D. 2 (S.D. 1):

Representatives Carroll, M. Oshiro, Co-Chairs; Ward.

H.B. No. 1175, H.D. 3 (S.D. 2):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.

H.B. No. 1739, H.D. 1 (S.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.

H.B. No. 1741, H.D. 1 (S.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.

H.B. No. 1744, H.D. 1 (S.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Pine.

H.B. No. 1747, H.D. 1 (S.D. 1):

Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward,

was placed on file.

Hse. Com. No. 588, informing the Senate that on April 17, 2009, the House discharged all conferees to S.B. No. 1327, S.D. 1 (H.D. 1), was placed on file.

Hse. Com. No. 589, informing the Senate that on April 17, 2009, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 28, H.D. 1 (S.D. 2):

Representatives Yamane, Karamatsu, M. Oshiro, Co-Chairs; Finnegan.

H.B. No. 31 (S.D. 1):

Representatives Rhoads, Herkes, Karamatsu, Co-Chairs; Pine.

H.B. No. 34 (S.D. 1):

Representatives M. Oshiro, Chair; M. Lee, Yamashita, Ward.

H.B. No. 35, H.D. 1 (S.D. 1):

Representatives M. Oshiro, Chair; Choy, M. Lee, Ward.

H.B. No. 36, H.D. 1 (S.D. 2):

Representatives Yamane, Morita, Nishimoto, Co-Chairs; Coffman, Finnegan.

- H.B. No. 39, H.D. 2 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, M. Lee, Ward.
- H.B. No. 111 (S.D. 2):  
Representatives Rhoads, Yamashita, Co-Chairs; Ward.
- H.B. No. 128, H.D. 1 (S.D. 1):  
Representatives Karamatsu, B. Oshiro, Co-Chairs; Thielen.
- H.B. No. 142, H.D. 1 (S.D. 1):  
Representatives Souki, M. Oshiro, Co-Chairs; Awana, Pine.
- H.B. No. 179 (S.D. 2):  
Representatives Takumi, M. Lee, Co-Chairs; Nakashima, Finnegan.
- H.B. No. 183, H.D. 1 (S.D. 2):  
Representatives Takumi, Rhoads, M. Lee, Co-Chairs; Nakashima, Finnegan.
- H.B. No. 242, H.D. 1 (S.D. 2):  
Representatives Tsuji, Chang, Wooley, Co-Chairs; Yamashita, Marumoto.
- H.B. No. 262, H.D. 2 (S.D. 2):  
Representatives Herkes, Karamatsu, Keith-Agaran, Co-Chairs; Marumoto.
- H.B. No. 271 (S.D. 2):  
Representatives Ito, Karamatsu, Herkes, Har, Co-Chairs; Thielen.
- H.B. No. 317, H.D. 1 (S.D. 2):  
Representatives Yamane, Hanohano, Nishimoto, Co-Chairs; Tsuji, Finnegan.
- H.B. No. 332, H.D. 2 (S.D. 1):  
Representatives Rhoads, Mizuno, McKelvey, M. Oshiro, Co-Chairs; M. Lee, Yamashita, Pine.
- H.B. No. 333, H.D. 2 (S.D. 2):  
Representatives Mizuno, M. Oshiro, Co-Chairs; Brower, Choy, Ward.
- H.B. No. 343, H.D. 1 (S.D. 2):  
Representatives Yamane, Chang, Nishimoto, Co-Chairs; Nakashima, Finnegan.
- H.B. No. 349, H.D. 1 (S.D. 1):  
Representatives Karamatsu, Chair; B. Oshiro, Tsuji, Thielen.
- H.B. No. 358, H.D. 1 (S.D. 1):  
Representatives Hanohano, Karamatsu, M. Lee, Co-Chairs; Aquino, Pine.
- H.B. No. 366, H.D. 2 (S.D. 2):  
Representatives Ito, Karamatsu, Co-Chairs; Coffman, Ching.
- H.B. No. 371, H.D. 2 (S.D. 2):  
Representatives Morita, Herkes, M. Oshiro, Co-Chairs; Coffman, Nakashima, Thielen.
- H.B. No. 381, H.D. 2 (S.D. 1):  
Representatives Manahan, M. Oshiro, Co-Chairs; Tokioka, Marumoto.
- H.B. No. 395, H.D. 1 (S.D. 2):  
Representatives Takumi, M. Oshiro, Co-Chairs; Nakashima, Wooley, Finnegan.
- H.B. No. 426, H.D. 1 (S.D. 1):  
Representatives Morita, Coffman, Co-Chairs; Ching.
- H.B. No. 427, H.D. 1 (S.D. 1):  
Representatives Morita, Coffman, Co-Chairs; Ching.
- H.B. No. 519, H.D. 1 (S.D. 2):  
Representatives Hanohano, Aquino, Co-Chairs; Pine.
- H.B. No. 541, H.D. 1 (S.D. 1):  
Representatives Takumi, Rhoads, C. Lee, Co-Chairs; Pine.
- H.B. No. 573, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, Ward.
- H.B. No. 574, H.D. 2 (S.D. 2):  
Representatives Morita, Coffman, Co-Chairs; Chong, Yamashita, Thielen.
- H.B. No. 586, H.D. 1 (S.D. 1):  
Representatives Ito, Har, Co-Chairs; Wooley, Ching.
- H.B. No. 589, H.D. 1 (S.D. 2):  
Representatives Ito, Morita, Co-Chairs; Coffman, Har, Thielen.
- H.B. No. 590, H.D. 1 (S.D. 2):  
Representatives Ito, Morita, Co-Chairs; Coffman, Har, Ching.
- H.B. No. 591, H.D. 1 (S.D. 2):  
Representatives Morita, Tsuji, Herkes, Co-Chairs; Wakai, Thielen.
- H.B. No. 593, H.D. 2 (S.D. 1):  
Representatives Ito, Har, Co-Chairs; Chong, Thielen.
- H.B. No. 610, H.D. 2 (S.D. 2):  
Representatives McKelvey, Choy, Co-Chairs; Yamashita, Ward.
- H.B. No. 611, H.D. 1 (S.D. 2):  
Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Pine.
- H.B. No. 615, H.D. 1 (S.D. 2):  
Representatives Karamatsu, Chair; Tsuji, Thielen.
- H.B. No. 618 (S.D. 2):  
Representatives Herkes, Karamatsu, Keith-Agaran, Co-Chairs; Marumoto.
- H.B. No. 632, H.D. 1 (S.D. 1):  
Representatives McKelvey, Chair; Evans, Ward.
- H.B. No. 640, H.D. 1 (S.D. 2):  
Representatives Morita, Ito, Souki, Co-Chairs; Ching.
- H.B. No. 643, H.D. 2 (S.D. 2):  
Representatives Rhoads, Karamatsu, Herkes, Yamashita, Co-Chairs; Pine.



- H.B. No. 686, H.D. 1 (S.D. 2):  
Representatives Hanohano, Wakai, Aquino, Co-Chairs; Yamane, Pine.
- H.B. No. 690, H.D. 2 (S.D. 2):  
Representatives Yamane, Herkes, Nishimoto, Co-Chairs; Finnegan.
- H.B. No. 694 (S.D. 2):  
Representatives Yamane, M. Oshiro, Co-Chairs; Bertram, Keith-Agaran, Ward.
- H.B. No. 730, H.D. 1 (S.D. 1):  
Representatives Karamatsu, Chair; McKelvey, Mizuno, B. Oshiro, Thielen.
- H.B. No. 739, H.D. 2 (S.D. 2):  
Representatives Mizuno, M. Oshiro, Co-Chairs; Brower, C. Lee, Ward.
- H.B. No. 754, H.D. 1 (S.D. 1):  
Representatives Manahan, Tokioka, Co-Chairs; Evans, Ward.
- H.B. No. 813, H.D. 1 (S.D. 1):  
Representatives Manahan, Keith-Agaran, Co-Chairs; Marumoto.
- H.B. No. 814, H.D. 2 (S.D. 2):  
Representatives Yamane, Herkes, Nishimoto, Co-Chairs; Finnegan.
- H.B. No. 819, H.D. 2 (S.D. 2):  
Representatives Mizuno, Karamatsu, M. Oshiro, Co-Chairs; Pine.
- H.B. No. 834, H.D. 2 (S.D. 1):  
Representatives Morita, Ito, Coffman, Co-Chairs; Har, Ching.
- H.B. No. 863, H.D. 1 (S.D. 2):  
Representatives Souki, Har, Cabanilla, Awana, Co-Chairs; Pine.
- H.B. No. 869, H.D. 1 (S.D. 1):  
Representatives Souki, Karamatsu, Co-Chairs; Pine.
- H.B. No. 876, H.D. 1 (S.D. 2):  
Representatives Mizuno, Herkes, Co-Chairs; Luke, Ward.
- H.B. No. 899, H.D. 1 (S.D. 1):  
Representatives Carroll, M. Oshiro, Co-Chairs; Ward.
- H.B. No. 952, H.D. 1 (S.D. 2):  
Representatives Rhoads, McKelvey, M. Oshiro, Co-Chairs; Nakashima, Yamashita.
- H.B. No. 960, H.D. 2 (S.D. 2):  
Representatives Manahan, Hanohano, Tokioka, Co-Chairs; Yamashita, Marumoto.
- H.B. No. 975, H.D. 1 (S.D. 1):  
Representatives Tsuji, Ito, Wooley, Co-Chairs; Marumoto.
- H.B. No. 981, H.D. 2 (S.D. 2):  
Representatives Souki, Karamatsu, Awana, Co-Chairs; Har, M. Lee, Pine.
- H.B. No. 982, H.D. 3 (S.D. 1):  
Representatives Rhoads, Chang, Tokioka, M. Lee, Co-Chairs; Finnegan.
- H.B. No. 983, H.D. 1 (S.D. 2):  
Representatives Souki, Berg, Awana, Co-Chairs; M. Lee, Ching.
- H.B. No. 986, H.D. 1 (S.D. 1):  
Representatives Morita, Berg, Coffman, Co-Chairs; Ching.
- H.B. No. 989, H.D. 1 (S.D. 2):  
Representatives Yamane, Mizuno, Nishimoto, Co-Chairs; Shimabukuro, Finnegan.
- H.B. No. 991, H.D. 2 (S.D. 2):  
Representatives Yamane, Chang, Nishimoto, Co-Chairs; Finnegan.
- H.B. No. 994, H.D. 1 (S.D. 2):  
Representatives McKelvey, Choy, Co-Chairs; Manahan, Wakai, Ward.
- H.B. No. 1016, H.D. 2 (S.D. 1):  
Representatives Karamatsu, M. Oshiro, Co-Chairs; Thielen.
- H.B. No. 1040, H.D. 1 (S.D. 2):  
Representatives Ito, Karamatsu, Co-Chairs; Tsuji, Thielen.
- H.B. No. 1045, H.D. 1 (S.D. 2):  
Representatives Cabanilla, Sagum, Co-Chairs; Chong, Ward.
- H.B. No. 1057, H.D. 1 (S.D. 2):  
Representatives Chang, C. Lee, Co-Chairs; Nakashima, Ching.
- H.B. No. 1059, H.D. 2 (S.D. 1):  
Representatives Herkes, Keith-Agaran, Co-Chairs; Wakai, Marumoto.
- H.B. No. 1061, H.D. 1 (S.D. 1):  
Representatives Herkes, Karamatsu, Keith-Agaran, Co-Chairs; Marumoto.
- H.B. No. 1064, H.D. 1 (S.D. 2):  
Representatives Mizuno, Yamane, M. Oshiro, Co-Chairs; Brower, Nishimoto, Ward.
- H.B. No. 1070 (S.D. 1):  
Representatives Herkes, Chair; Souki, Wakai, Marumoto.
- H.B. No. 1071, H.D. 3 (S.D. 2):  
Representatives Cabanilla, Herkes, Sagum, Co-Chairs; Chong, Souki, Marumoto.
- H.B. No. 1074, H.D. 2 (S.D. 1):  
Representatives Herkes, Karamatsu, Keith-Agaran, Co-Chairs; Souki, Wakai, Marumoto.
- H.B. No. 1098, H.D. 2 (S.D. 2):  
Representatives Mizuno, Brower, Co-Chairs; Ward.

- H.B. No. 1101, H.D. 1 (S.D. 1):  
Representatives Mizuno, Karamatsu, Co-Chairs; Ward.
- H.B. No. 1103 (S.D. 1):  
Representatives Mizuno, Brower, Co-Chairs; Ward.
- H.B. No. 1141, H.D. 1 (S.D. 1):  
Representatives Ito, Manahan, McKelvey, Co-Chairs; Marumoto.
- H.B. No. 1148, H.D. 1 (S.D. 1):  
Representatives Karamatsu, Chair; Belatti, Ito, Tsuji, Thielen.
- H.B. No. 1152, H.D. 1 (S.D. 1):  
Representatives Hanohano, Aquino, Co-Chairs; Pine.
- H.B. No. 1166, H.D. 1 (S.D. 2):  
Representatives Souki, Awana, Co-Chairs; Pine.
- H.B. No. 1174, H.D. 3 (S.D. 2):  
Representatives Chang, Karamatsu, M. Oshiro, Co-Chairs; Nakashima, Tsuji, Ching.
- H.B. No. 1204, H.D. 2 (S.D. 2):  
Representatives Manahan, M. Oshiro, Co-Chairs; Tokioka, Marumoto.
- H.B. No. 1260, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, Rhoads, Yamashita, Ward.
- H.B. No. 1271, H.D. 3 (S.D. 2):  
Representatives Morita, Tsuji, Choy, Co-Chairs; Coffman, Wooley, Thielen.
- H.B. No. 1272, H.D. 1 (S.D. 1):  
Representatives Morita, McKelvey, Co-Chairs; Thielen.
- H.B. No. 1273, H.D. 1 (S.D. 2):  
Representatives Morita, Cabanilla, Co-Chairs; Chong, Thielen.
- H.B. No. 1284, H.D. 1 (S.D. 2):  
Representatives Mizuno, Yamane, Brower, Co-Chairs; Belatti, Nishimoto, Ward.
- H.B. No. 1316, H.D. 2 (S.D. 1):  
Representatives Herkes, Karamatsu, Co-Chairs; Wakai, Marumoto.
- H.B. No. 1351, H.D. 2 (S.D. 1):  
Representatives Tsuji, Morita, Ito, Co-Chairs; Evans, Ching.
- H.B. No. 1354, H.D. 2 (S.D. 2):  
Representatives Mizuno, Brower, Co-Chairs; Belatti, Shimabukuro, Finnegan.
- H.B. No. 1362, H.D. 1 (S.D. 2):  
Representatives Yamane, Herkes, Nishimoto, Co-Chairs; Finnegan.
- H.B. No. 1364, H.D. 1 (S.D. 1):  
Representatives Tokioka, M. Oshiro, Co-Chairs; Choy, Keith-Agaran, B. Oshiro, Pine.
- H.B. No. 1371, H.D. 1 (S.D. 2):  
Representatives Yamane, Mizuno, Nishimoto, Co-Chairs; Belatti, Finnegan.
- H.B. No. 1378, H.D. 2 (S.D. 2):  
Representatives Yamane, Herkes, M. Lee, Co-Chairs; Nishimoto, Wakai, Finnegan.
- H.B. No. 1379, H.D. 2 (S.D. 2):  
Representatives Yamane, Karamatsu, Nishimoto, Co-Chairs; M. Lee, Thielen.
- H.B. No. 1404, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, Tokioka, Ward.
- H.B. No. 1405, H.D. 2 (S.D. 2):  
Representatives McKelvey, M. Oshiro, Co-Chairs; Chong, Choy, Ward.
- H.B. No. 1414, H.D. 1 (S.D. 1):  
Representatives Herkes, Karamatsu, Co-Chairs; Marumoto.
- H.B. No. 1415, H.D. 1 (S.D. 2):  
Representatives Karamatsu, Herkes, Co-Chairs; Thielen.
- H.B. No. 1417, H.D. 2 (S.D. 2):  
Representatives Morita, Karamatsu, Herkes, Co-Chairs; Ching.
- H.B. No. 1422, H.D. 1 (S.D. 1):  
Representatives Souki, Karamatsu, Co-Chairs; Pine.
- H.B. No. 1451, H.D. 2 (S.D. 2):  
Representatives McKelvey, Choy, Co-Chairs; Chong, Wakai, Yamashita, Ward.
- H.B. No. 1464, H.D. 3 (S.D. 2):  
Representatives Morita, Cabanilla, Herkes, Coffman, Co-Chairs; Belatti, Thielen.
- H.B. No. 1470, H.D. 1 (S.D. 1):  
Representatives McKelvey, Choy, B. Oshiro, Co-Chairs; Ward.
- H.B. No. 1471, H.D. 2 (S.D. 1):  
Representatives Manahan, Tsuji, Tokioka, Co-Chairs; Wooley, Marumoto.
- H.B. No. 1479, H.D. 2 (S.D. 1):  
Representatives Rhoads, Yamashita, Co-Chairs; Nakashima, Pine.
- H.B. No. 1483, H.D. 1 (S.D. 1):  
Representatives Morita, Coffman, Co-Chairs; Ching.
- H.B. No. 1491, H.D. 2 (S.D. 2):  
Representatives Morita, M. Oshiro, Co-Chairs; Chong, Coffman, Ching.
- H.B. No. 1495, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Choy, M. Lee, Ward.
- H.B. No. 1503, H.D. 1 (S.D. 2):  
Representatives McKelvey, Herkes, Karamatsu, Co-Chairs; Ward.

- H.B. No. 1504, H.D. 1 (S.D. 2):  
Representatives Yamane, Herkes, Nishimoto, Co-Chairs; Bertram, Shimabukuro, Ward.
- H.B. No. 1512, H.D. 1 (S.D. 1):  
Representatives Karamatsu, Chair; Tsuji, Thielen.
- H.B. No. 1525, H.D. 1 (S.D. 2):  
Representatives Mizuno, Yamane, Karamatsu, Brower, Co-Chairs; Shimabukuro, Finnegan.
- H.B. No. 1536, H.D. 2 (S.D. 1):  
Representatives Rhoads, M. Oshiro, Co-Chairs; Aquino, Belatti, Pine.
- H.B. No. 1538, H.D. 1 (S.D. 1):  
Representatives Yamane, Berg, Nishimoto, Co-Chairs; Ching.
- H.B. No. 1544, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, Ward.
- H.B. No. 1550, H.D. 2 (S.D. 1):  
Representatives Rhoads, M. Oshiro, Co-Chairs; Chong, Choy, Pine.
- H.B. No. 1552, H.D. 2 (S.D. 2):  
Representatives Ito, Har, Co-Chairs; Wooley, Ching.
- H.B. No. 1600, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, Ward.
- H.B. No. 1605, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, Keith-Agaran, Ward.
- H.B. No. 1611, H.D. 2 (S.D. 2):  
Representatives Yamane, Herkes, Karamatsu, Co-Chairs; Tsuji, Finnegan.
- H.B. No. 1627, H.D. 2 (S.D. 2):  
Representatives Morita, Coffman, Co-Chairs; Ching.
- H.B. No. 1628, H.D. 1 (S.D. 2):  
Representatives Morita, Coffman, Co-Chairs; Ching.
- H.B. No. 1642, H.D. 1 (S.D. 2):  
Representatives Yamane, Mizuno, Nishimoto, Co-Chairs; Shimabukuro, Ward.
- H.B. No. 1665, H.D. 1 (S.D. 2):  
Representatives Carroll, Ito, M. Oshiro, Co-Chairs; Ward.
- H.B. No. 1676, H.D. 1 (S.D. 2):  
Representatives Rhoads, Yamashita, Co-Chairs; B. Oshiro, Pine.
- H.B. No. 1678, H.D. 1 (S.D. 2):  
Representatives Morita, Coffman, Co-Chairs; Ching.
- H.B. No. 1686, H.D. 2 (S.D. 1):  
Representatives Takumi, M. Oshiro, Co-Chairs; Finnegan.
- H.B. No. 1692, H.D. 2 (S.D. 2):  
Representatives Cabanilla, Sagum, Co-Chairs; Chong, Ching.
- H.B. No. 1696, H.D. 2 (S.D. 1):  
Representatives Souki, Herkes, Karamatsu, Co-Chairs; Pine.
- H.B. No. 1712, H.D. 2 (S.D. 2):  
Representatives Ito, M. Oshiro, Co-Chairs; Har, Keith-Agaran, Yamashita, Ching.
- H.B. No. 1713, H.D. 2 (S.D. 2):  
Representatives Karamatsu, Hanohano, Aquino, Co-Chairs; Nakashima, Wooley, Thielen.
- H.B. No. 1728, H.D. 1 (S.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, M. Lee.
- H.B. No. 1763, H.D. 2 (S.D. 1):  
Representatives Manahan, Tokioka, Co-Chairs; Marumoto.
- H.B. No. 1766, H.D. 2 (S.D. 3):  
Representatives Ito, Har, Co-Chairs; Sagum, Tokioka, Thielen.
- H.B. No. 1776, H.D. 1 (S.D. 1):  
Representatives Hanohano, Mizuno, Aquino, Co-Chairs; Pine.
- H.B. No. 1807, H.D. 1 (S.D. 2):  
Representatives Morita, Ito, Coffman, Co-Chairs; Ward.
- H.B. No. 1809, H.D. 2 (S.D. 1):  
Representatives Morita, McKelvey, Karamatsu, Coffman, Co-Chairs; Belatti, Yamashita, Ward.
- H.B. No. 1831, H.D. 2 (S.D. 2):  
Representatives McKelvey, Choy, Co-Chairs; Chong, Ward.  
was placed on file.
- Hse. Com. No. 590, informing the Senate that on April 17, 2009, the Speaker made the following change to the conferees on the following bill:
- H.B. No. 1271, H.D. 3 (S.D. 2):  
Appointed Representative Chong as a manager,  
was placed on file.
- Hse. Com. No. 591, informing the Senate that on April 17, 2009, the Speaker made the following change to the conferees on the following bill:
- H.B. No. 1464, H.D. 3 (S.D. 2):  
Appointed Representative Yamashita as a manager,  
was placed on file.
- Hse. Com. No. 592, transmitting H.C.R No. 7, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.
- By unanimous consent, H.C.R No. 7, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE U.S. DEPARTMENT OF AGRICULTURE AND THE COUNTY OF HAWAII TO PROVIDE FINANCIAL SUPPORT TO AGRICULTURAL OPERATIONS THAT HAVE INCURRED SIGNIFICANT LOSSES DUE TO THE EFFECTS OF VOG," was deferred.

Hse. Com. No. 593, transmitting H.C.R No. 8, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 8, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE U.S. DEPARTMENT OF AGRICULTURE TO PROVIDE FEDERAL AID TO ASSIST AGRICULTURAL OPERATIONS IN VOG-IMPACTED AREAS IN MEETING THEIR WATER NEEDS," was deferred.

Hse. Com. No. 594, transmitting H.C.R No. 10, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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.

Hse. Com. No. 595, transmitting H.C.R No. 12, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 12, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, AND THE GOVERNOR TO CREATE A HOME FOR LIFE TASK FORCE TO REDUCE BARRIERS TO AGING IN PLACE AND TO FACILITATE MULTIGENERATIONAL LIVING," was deferred.

Hse. Com. No. 596, transmitting H.C.R No. 13, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 13, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF VARIOUS UNRESOLVED ISSUES RELATING TO AGING," was deferred.

Hse. Com. No. 597, transmitting H.C.R No. 15, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 15, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING STAKEHOLDERS AND INTERESTED PARTIES TO WORK TOGETHER TO ESTABLISH PAID FAMILY LEAVE OR SIMILAR WAGE REPLACEMENT PROGRAMS TO ASSIST FAMILY CAREGIVERS," was deferred.

Hse. Com. No. 598, transmitting H.C.R No. 16, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 599, transmitting H.C.R No. 27, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 27, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF DISPARATE TREATMENT IN HAWAII'S CRIMINAL JUSTICE SYSTEM," was deferred.

Hse. Com. No. 600, transmitting H.C.R No. 28, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 28, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF THE CARE GIVEN TO AREAS OF STATE PARKS THAT CONTAIN HEIAU AND OTHER SACRED SITES, AND A PLAN TO SOLVE CARETAKING PROBLEMS BY EXPANDING AND AUGMENTING COMMUNITY-BASED CARETAKING AND EDUCATIONAL PROGRAMS," was deferred.

Hse. Com. No. 601, transmitting H.C.R No. 33, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 33, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF CONTRACTS EXECUTED BY THE DEPARTMENT OF HUMAN SERVICES," was deferred.

Hse. Com. No. 602, transmitting H.C.R No. 34, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 603, transmitting H.C.R No. 35, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 35, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE A PROPOSED MEASURE TO REGULATE HOME CARE AGENCIES BY THE DEPARTMENT OF HEALTH," was deferred.

Hse. Com. No. 604, transmitting H.C.R No. 36, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 36, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPREHENSIVE FINANCIAL AUDIT OF ALL FEDERAL FUNDS DESIGNATED FOR HEALTH CARE RECEIVED BY THE DEPARTMENT OF HUMAN SERVICES," was deferred.

Hse. Com. No. 605, transmitting H.C.R No. 51, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 51, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCREASE EDUCATIONAL EFFORTS TO PREVENT AND ERADICATE CERVICAL CANCER," was deferred.

Hse. Com. No. 606, transmitting H.C.R No. 53, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 53, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION TO

ESTABLISH A BLUE RIBBON PANEL TO CONDUCT A HEALTH CARE NEEDS ASSESSMENT AND OPERATIONAL STRUCTURE ANALYSIS," was deferred.

Hse. Com. No. 607, transmitting H.C.R No. 55, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 55, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CENTERS FOR MEDICARE AND MEDICAID SERVICES TO INCREASE REIMBURSEMENT TO HAWAII PROVIDERS," was deferred.

Hse. Com. No. 608, transmitting H.C.R No. 63, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 63, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO INCLUDE THE KUKUI GARDENS AFFORDABLE HOUSING PROJECT IN THE STATE'S LIST OF SHOVEL-READY PROJECTS FOR THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS PLAN," was deferred.

Hse. Com. No. 609, transmitting H.C.R No. 66, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 66, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE USE OF POLYVINYL CHLORIDE AND HIGH-DENSITY POLYETHYLENE PIPE AND FITTINGS FOR THE CONSTRUCTION OR REPAIR OF PRIVATE AND PUBLIC POTABLE WATER SYSTEMS," was deferred.

Hse. Com. No. 610, transmitting H.C.R No. 67, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 67, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO DEVELOP A PLAN TO INSTALL SIGNS IN THE STATE CAPITOL IN BOTH THE ENGLISH AND HAWAIIAN LANGUAGES," was deferred.

Hse. Com. No. 611, transmitting H.C.R No. 76, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 76, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR NOT TO ADDRESS THE 2009 FISCAL YEAR BUDGET SHORTFALL BY REDUCING OR RESTRICTING THE DEPARTMENT OF EDUCATION'S AND UNIVERSITY OF HAWAII'S CURRENT APPROPRIATIONS," was deferred.

Hse. Com. No. 612, transmitting H.C.R No. 86, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 86, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF HEALTH PROVIDE A COMPREHENSIVE REPORT OF POST FELIX CONSENT DECREE CHILD AND ADOLESCENT MENTAL HEALTH SERVICES AND FUNDING," was deferred.

Hse. Com. No. 613, transmitting H.C.R No. 92, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 614, transmitting H.C.R No. 96, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 KANEHOE BAY," was deferred.

Hse. Com. No. 615, transmitting H.C.R No. 100, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 100, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION PROCLAIMING SEPTEMBER 24, 2009, AS ISLAM DAY," was deferred.

Hse. Com. No. 616, transmitting H.C.R No. 103, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 103, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT TO APPLY FOR ACCREDITATION OR RECOGNITION WITH THE COMMISSION ON ACCREDITATION FOR LAW ENFORCEMENT AGENCIES, INC.," was deferred.

Hse. Com. No. 617, transmitting H.C.R No. 104, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 104, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STOCK ASSESSMENT OF CERTAIN MARINE LIFE TO DETERMINE A BASELINE FOR FUTURE MANAGEMENT MEASURES," was deferred.

Hse. Com. No. 618, transmitting H.C.R No. 113, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 619, transmitting H.C.R No. 114, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 114, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR AND THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO STRIVE TO EXPEND THE STATE OF HAWAII'S FULL ALLOTMENT OF FEDERAL AID IN WILDLIFE RESTORATION FUNDS," was deferred.

Hse. Com. No. 620, transmitting H.C.R No. 120, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 120, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE MEMBERS OF THE LEGISLATURE AND THE HAWAII BUSINESS COMMUNITY TO SUPPORT THE ESTABLISHMENT OF PAID FAMILY LEAVE IN HAWAII," was deferred.

Hse. Com. No. 621, transmitting H.C.R No. 124, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 124, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY TO DETERMINE THE PROPER INTERPRETATION AND APPLICATION OF THE PHRASE "INCIDENTAL AND SUPPLEMENTAL" WITH REGARD TO THE CONTRACTING BUSINESS," was deferred.

Hse. Com. No. 622, transmitting H.C.R No. 131, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 131, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII BROADBAND COMMISSIONER TO CONDUCT A STUDY OF TELECOMMUNICATIONS AND BROADBAND INFRASTRUCTURE INVENTORY," was deferred.

Hse. Com. No. 623, transmitting H.C.R No. 135, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 135, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY SUPPORTING THE CONCEPT OF ESTABLISHING A SYSTEM OF JUVENILE INTAKE AND ASSESSMENT CENTERS, AS EMBODIED BY THE PROPOSED PILOT BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER, THROUGHOUT THE STATE," was deferred.

Hse. Com. No. 624, transmitting H.C.R No. 146, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 146, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE CITY AND COUNTY OF HONOLULU TO AGREE TO A FINAL DETERMINATION REGARDING THE OWNERSHIP AND JURISDICTION OF AN UNIMPROVED SECTION OF KAIMAKANI STREET," was deferred.

Hse. Com. No. 625, transmitting H.C.R No. 148, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 148, entitled: "HOUSE CONCURRENT RESOLUTION URGING A STATE-LED COORDINATED EFFORT BY THE HEALTH CARE AND TECHNOLOGY COMMUNITIES TO ENSURE THAT HAWAII IS ABLE TO RAPIDLY RESPOND TO AND QUALIFY FOR GRANT MONEY OFFERED IN THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FOR HEALTH CARE INFORMATION EXCHANGE TECHNOLOGY," was deferred.

Hse. Com. No. 626, transmitting H.C.R No. 154, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 154, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO REVIEW ITS EFFORTS OF PROVIDING REENTRY SERVICES TO ALL INMATES RELEASED FROM CUSTODY," was deferred.

Hse. Com. No. 627, transmitting H.C.R No. 158, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 628, transmitting H.C.R No. 174, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 174, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII TOURISM AUTHORITY TO INVESTIGATE THE FEASIBILITY OF CREATING A MARKET IN THE TOURISM INDUSTRY FOR OUTDOOR ACTIVITIES," was deferred.

Hse. Com. No. 629, transmitting H.C.R No. 185, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 185, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE GOVERNOR TO DIRECT THE DEPARTMENT OF TRANSPORTATION TO CONVENE A SCENIC BYWAYS WORKING GROUP TO SELECT POSSIBLE SITES STATEWIDE, INCLUDING THE PIILANI TRAIL ON MAUI, FOR PROPOSED FEDERAL DESIGNATION AS SCENIC BYWAYS," was deferred.

Hse. Com. No. 630, transmitting H.C.R No. 186, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 186, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO INVENTORY AND REPORT TO THE LEGISLATURE OF THE VALUE OF ALL STATE-OWNED ARTWORK ON DISPLAY AND IN STORAGE," was deferred.

Hse. Com. No. 631, transmitting H.C.R No. 193, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 193, entitled: "HOUSE CONCURRENT RESOLUTION ACCEPTING FUNDS PROVIDED TO THE STATE OF HAWAII BY THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 AND ESTABLISHING THE FEDERAL ECONOMIC STIMULUS PROGRAM OVERSIGHT COMMISSION," was deferred.

Hse. Com. No. 632, transmitting H.C.R No. 194, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 194, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO STUDY LANGUAGE ACCESSIBILITY WITHIN THE TOURISM INDUSTRY IN HAWAII," was deferred.

Hse. Com. No. 633, transmitting H.C.R No. 199, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PRIVATE PRISON PERFORMANCE AUDIT OF SAGUARO CORRECTIONAL CENTER," was deferred.

Hse. Com. No. 634, transmitting H.C.R No. 201, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 201, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII ADMINISTRATION TO SUPPORT THE CENTER ON AGING AND TO RE-OPEN THE GERONTOLOGY CERTIFICATE PROGRAMS," was deferred.

Hse. Com. No. 635, transmitting H.C.R No. 204, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO INCREASE FINES FOR MULTIPLE VIOLATIONS OF COUNTY PROPERTY AND PUBLIC HEALTH ORDINANCES," was deferred.

Hse. Com. No. 636, transmitting H.C.R No. 206, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 206, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY RECENT INTERIM AMENDMENTS TO HAWAII ADMINISTRATIVE RULES RELATING TO CONSTRUCTION CONTRACTS UNDER THE HAWAII PUBLIC PROCUREMENT CODE TO DETERMINE WHETHER THOSE AMENDMENTS ARE CONTRARY TO THE LETTER OR SPIRIT OF THE PROCUREMENT CODE," was deferred.

Hse. Com. No. 637, transmitting H.C.R No. 207, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 207, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A JOINT AGENCY STUDY ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII," was deferred.

Hse. Com. No. 638, transmitting H.C.R No. 209, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 209, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO AUDIT THE PRODUCERS OF LIQUID FUEL FOR THEIR COMPLIANCE IN REPORTING THE ENVIRONMENTAL RESPONSE TAX," was deferred.

Hse. Com. No. 639, transmitting H.C.R No. 210, H.D. 2, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 210, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE FORMATION OF A JOINT LEGISLATIVE PROCUREMENT WORKING GROUP TO EVALUATE THE STATE PROCUREMENT CODE AND RECOMMEND IMPROVEMENTS," was deferred.

Hse. Com. No. 640, transmitting H.C.R No. 214, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 641, transmitting H.C.R No. 216, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 216, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO UNDERTAKE A FEASIBILITY STUDY RELATED TO INMATE RE-INTEGRATION," was deferred.

Hse. Com. No. 642, transmitting H.C.R No. 217, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 643, transmitting H.C.R No. 220, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 220, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SISTER STATE COMMITTEE TO EVALUATE AND DEVELOP RECOMMENDATIONS FOR THE INITIATION OF A SISTER STATE OR PROVINCE RELATIONSHIP WITH LORRAINE, FRANCE," was deferred.

Hse. Com. No. 644, transmitting H.C.R No. 223, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A COMPARATIVE FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF HEALTH'S COMMUNITY MENTAL HEALTH CENTER AND WAI'ANA'E'S INDEPENDENTLY OPERATED COMMUNITY MENTAL HEALTH CENTER," was deferred.

Hse. Com. No. 645, transmitting H.C.R No. 244, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 244, entitled: "HOUSE CONCURRENT RESOLUTION ENSURING THAT ANY LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CAUSAL FACTORS ASSOCIATED WITH CHRONIC DISEASE," was deferred.

Hse. Com. No. 646, transmitting H.C.R No. 250, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 647, transmitting H.C.R No. 273, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 273, entitled: “HOUSE CONCURRENT RESOLUTION ENCOURAGING THE ESTABLISHMENT OF A FERRY SYSTEM FROM THE HOAKALEI RESORT AND MARINA IN EWA BEACH TO DOWNTOWN HONOLULU,” was deferred.

Hse. Com. No. 648, transmitting H.C.R No. 281, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 281, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE HAWAII PUBLIC HOUSING AUTHORITY TO PROVIDE FAIR AND EQUAL ACCESS TO PUBLIC HOUSING BY REMOVING PREFERENCES IN THE APPLICATION PROCESS,” was deferred.

Hse. Com. No. 649, transmitting H.C.R No. 282, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 282, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE HAWAII PUBLIC HOUSING AUTHORITY TO INCREASE THE MINIMUM RENT SCHEDULE,” was deferred.

Hse. Com. No. 650, transmitting H.C.R No. 290, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 290, entitled: “HOUSE CONCURRENT RESOLUTION COMMENDING THE ADVISORY COMMITTEE ON IMMUNIZATION PRACTICES FOR ITS RECOMMENDATION TO IMMUNIZE ALL CHILDREN AGES SIX MONTHS THROUGH AGE EIGHTEEN BEGINNING JULY 1, 2009,” was deferred.

Hse. Com. No. 651, transmitting H.C.R No. 297, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 297, entitled: “HOUSE CONCURRENT RESOLUTION URGING HAWAII’S CONGRESSIONAL DELEGATION TO SEEK INCREASED FEDERAL FUNDING TO INITIATE MORE COMPREHENSIVE AND WIDESPREAD HEPATITIS B EDUCATION, PREVENTION, AND TREATMENT PROGRAMS IN HAWAII,” was deferred.

Hse. Com. No. 652, transmitting H.C.R No. 305, H.D. 1, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, H.C.R No. 305, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT MANOA TO ESTABLISH A MUSLIMS IN ASIA RESEARCH AND STUDIES INSTITUTE,” was deferred.

Hse. Com. No. 653, transmitting H.C.R No. 251, which was adopted by the House of Representatives on April 17, 2009, was placed on file.

By unanimous consent, 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 deferred.

Hse. Com. No. 654, informing the Senate that on April 17, 2009, the Speaker made the following change to the conferees on the following bill:

H.B. No. 819, H.D. 2 (S.D. 2):

Appointed Representative B. Oshiro as a manager, was placed on file.

Hse. Com. No. 655, informing the Senate that on April 20, 2009, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following Senate Bills:

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

Representatives Ito, Karamatsu, Co-Chairs; Sagum, Thielen.

S.B. No. 19, S.D. 1 (H.D. 2):

Representatives Rhoads, Yamashita, Co-Chairs; Pine.

S.B. No. 21, S.D. 1 (H.D. 1):

Representatives Tokioka, M. Oshiro, Co-Chairs; Choy, Keith-Agaran, B. Oshiro, Ward.

S.B. No. 34, S.D. 1 (H.D. 1):

Representatives Herkes, B. Oshiro, Co-Chairs; Wakai, Marumoto.

S.B. No. 35, S.D. 1 (H.D. 1):

Representatives Herkes, B. Oshiro, Co-Chairs; Wakai, Marumoto.

S.B. No. 43, S.D. 2 (H.D. 2):

Representatives Yamane, Chang, Herkes, Nishimoto, Co-Chairs; Nakashima, Finnegan.

S.B. No. 44, S.D. 2 (H.D. 2):

Representatives Yamane, M. Oshiro, Co-Chairs; Chang, Keith-Agaran, Nishimoto, Sagum, Tsuji, Yamashita, Finnegan, Ward.

S.B. No. 50, S.D. 1 (H.D. 2):

Representatives Ito, Morita, Har, Co-Chairs; Nakashima, Thielen.

S.B. No. 53 (H.D. 1):

Representatives Yamane, Herkes, B. Oshiro, Co-Chairs; Wakai, Thielen.

S.B. No. 55, S.D. 1 (H.D. 1):

Representatives Herkes, Chair; Wakai, Marumoto.

S.B. No. 58, S.D. 2 (H.D. 1):

Representatives Souki, Herkes, B. Oshiro, Co-Chairs; Awana, Marumoto.

S.B. No. 62, S.D. 1 (H.D. 2):

Representatives Rhoads, M. Oshiro, Co-Chairs; Yamashita, Ward.



- S.B. No. 91, S.D. 2 (H.D. 2):  
Representatives McKelvey, Choy, Co-Chairs; Ward.
- S.B. No. 109, S.D. 2 (H.D. 3):  
Representatives Mizuno, Karamatsu, Brower, Co-Chairs; Ward.
- S.B. No. 113 (H.D. 1):  
Representatives Yamane, Herkes, Karamatsu, Co-Chairs; Finnegan.
- S.B. No. 161 (H.D. 1):  
Representatives Takumi, Rhoads, C. Lee, Co-Chairs; Finnegan.
- S.B. No. 166, S.D. 1 (H.D. 1):  
Representatives Yamane, Nishimoto, Herkes, Co-Chairs; M. Lee, Finnegan.
- S.B. No. 169, S.D. 2 (H.D. 2):  
Representatives Yamane, Nishimoto, Chang, Co-Chairs; Finnegan.
- S.B. No. 178, S.D. 1 (H.D. 1):  
Representatives Takumi, Morita, M. Oshiro, Co-Chairs; Coffman, Ching.
- S.B. No. 203, S.D. 2 (H.D. 1):  
Representatives Herkes, B. Oshiro, Co-Chairs; Wakai, Marumoto.
- S.B. No. 205, S.D. 1 (H.D. 2):  
Representatives McKelvey, Herkes, B. Oshiro, Co-Chairs; Wakai, Marumoto.
- S.B. No. 210, S.D. 2 (H.D. 1):  
Representatives Hanohano, M. Lee, Co-Chairs; Aquino, Pine.
- S.B. No. 242, S.D. 2 (H.D. 2):  
Representatives Morita, McKelvey, M. Oshiro, Co-Chairs; Coffman, Ching.
- S.B. No. 266, S.D. 2 (H.D. 2):  
Representatives Morita, Coffman, Co-Chairs; Wooley, Thielen.
- S.B. No. 281 (H.D. 1):  
Representatives Souki, Karamatsu, Co-Chairs; Awana, Pine.
- S.B. No. 294, S.D. 2 (H.D. 1):  
Representatives M. Oshiro, McKelvey, Co-Chairs; Choy, Yamashita, Ward.
- S.B. No. 300, S.D. 2 (H.D. 2):  
Representatives McKelvey, Herkes, Karamatsu, Co-Chairs; Marumoto.
- S.B. No. 301, S.D. 2 (H.D. 1):  
Representatives Herkes, Karamatsu, Keith-Agaran, Co-Chairs; Marumoto.
- S.B. No. 309 (H.D. 1):  
Representatives Hanohano, Rhoads, Aquino, Co-Chairs; Pine.
- S.B. No. 378, S.D. 1 (H.D. 1):  
Representatives Ito, Har, Co-Chairs; Keith-Agaran, Ching.
- S.B. No. 382, S.D. 1 (H.D. 2):  
Representatives Manahan, Ito, Co-Chairs; Tokioka, Ching.
- S.B. No. 387, S.D. 1 (H.D. 1):  
Representatives M. Oshiro, Chair; Choy, M. Lee, Ward.
- S.B. No. 389, S.D. 1 (H.D. 2):  
Representatives Takumi, Tokioka, Har, Co-Chairs; Finnegan.
- S.B. No. 415, S.D. 2 (H.D. 1):  
Representatives Mizuno, Yamane, Herkes, Brower, Co-Chairs; Finnegan.
- S.B. No. 420, S.D. 2 (H.D. 2):  
Representatives Yamane, Herkes, Co-Chairs; Nishimoto, Finnegan.
- S.B. No. 423, S.D. 1 (H.D. 2):  
Representatives Yamane, Mizuno, Nishimoto, Co-Chairs; Belatti, Finnegan.
- S.B. No. 427 (H.D. 1):  
Representatives Yamane, McKelvey, M. Oshiro, Co-Chairs; Choy, Ward.
- S.B. No. 440, S.D. 2 (H.D. 1):  
Representatives Cabanilla, Ito, Co-Chairs; Chong, Har, Ching.
- S.B. No. 464, S.D. 2 (H.D. 2):  
Representatives Morita, M. Oshiro, Co-Chairs; Coffman, Thielen.
- S.B. No. 468, S.D. 1 (H.D. 2):  
Representatives Ito, Karamatsu, Co-Chairs; Chong, Har, Thielen.
- S.B. No. 470 (H.D. 1):  
Representatives Herkes, Karamatsu, Keith-Agaran, Co-Chairs; Yamashita, Marumoto.
- S.B. No. 496, S.D. 2 (H.D. 2):  
Representatives Takumi, M. Oshiro, Co-Chairs.
- S.B. No. 512, S.D. 2 (H.D. 1):  
Representatives Morita, Tsuji, M. Oshiro, Co-Chairs; Chong, Coffman, Thielen.
- S.B. No. 521, S.D. 2 (H.D. 1):  
Representatives Ito, Har, Co-Chairs; Ching.
- S.B. No. 522, S.D. 2 (H.D. 1):  
Representatives Ito, Har, Co-Chairs; Ching.
- S.B. No. 523, S.D. 2 (H.D. 2):  
Representatives McKelvey, Choy, Co-Chairs; Wakai, Yamashita, Ward.
- S.B. No. 536, S.D. 1 (H.D. 1):  
Representatives Morita, Ito, Coffman, Co-Chairs; Evans, Yamashita, Thielen.

- S.B. No. 537, S.D. 2 (H.D. 2):  
Representatives McKelvey, Choy, Co-Chairs; Wakai, Ward.
- S.B. No. 539, S.D. 1 (H.D. 1):  
Representatives Hanohano, M. Lee, Co-Chairs; Aquino, Pine.
- S.B. No. 540, S.D. 2 (H.D. 1):  
Representatives Hanohano, M. Lee, Co-Chairs; Aquino, Ward.
- S.B. No. 564, S.D. 2 (H.D. 1):  
Representatives Hanohano, M. Lee, Co-Chairs; Aquino, Pine.
- S.B. No. 568, S.D. 2 (H.D. 1):  
Representatives Yamane, Nishimoto, Co-Chairs; Finnegan.
- S.B. No. 585, S.D. 2 (H.D. 1):  
Representatives Yamane, Herkes, Nishimoto, Co-Chairs; Wakai, Marumoto.
- S.B. No. 602, S.D. 2 (H.D. 2):  
Representatives Manahan, Carroll, Tokioka, Co-Chairs; Yamashita, Marumoto.
- S.B. No. 603, S.D. 1 (H.D. 1):  
Representatives Herkes, Chair; Wakai, Marumoto.
- S.B. No. 605, S.D. 1 (H.D. 3):  
Representatives Morita, Herkes, B. Oshiro, Coffman, Co-Chairs; Marumoto.
- S.B. No. 636, S.D. 1 (H.D. 2):  
Representatives Ito, M. Oshiro, Co-Chairs; Har, Yamashita, Thielen.
- S.B. No. 638, S.D. 2 (H.D. 1):  
Representatives Ito, Carroll, M. Oshiro, Co-Chairs; Wooley, Thielen.
- S.B. No. 642, S.D. 2 (H.D. 2):  
Representatives Rhoads, Yamashita, Co-Chairs; Pine.
- S.B. No. 659 (H.D. 1):  
Representatives M. Oshiro, Chair; M. Lee, Ward.
- S.B. No. 695, S.D. 1 (H.D. 1):  
Representatives Rhoads, M. Oshiro, Co-Chairs; Souki, Yamashita, Ward.
- S.B. No. 711, S.D. 1 (H.D. 2):  
Representatives Souki, Karamatsu, Co-Chairs; Awana, Pine.
- S.B. No. 713, S.D. 2 (H.D. 2):  
Representatives Morita, Chang, Rhoads, Coffman, Co-Chairs; Ching.
- S.B. No. 714, S.D. 1 (H.D. 2):  
Representatives Souki, Karamatsu, Co-Chairs; Har, Thielen.
- S.B. No. 718, S.D. 1 (H.D. 1):  
Representatives Souki, Awana, Co-Chairs; Bertram, M. Lee, Pine.
- S.B. No. 721 (H.D. 1):  
Representatives Ito, Har, Co-Chairs; Ching.
- S.B. No. 764, S.D. 2 (H.D. 2):  
Representatives McKelvey, Tsuji, Karamatsu, Co-Chairs; B. Oshiro, Thielen.
- S.B. No. 843, S.D. 1 (H.D. 1):  
Representatives Mizuno, Karamatsu, Brower, Co-Chairs; Ward.
- S.B. No. 848 (H.D. 1):  
Representatives Herkes, Ito, Co-Chairs; Wakai, Marumoto.
- S.B. No. 851, S.D. 1 (H.D. 3):  
Representatives Mizuno, Ito, Brower, Co-Chairs; Shimabukuro, Ward.
- S.B. No. 868, S.D. 2 (H.D. 2):  
Representatives Morita, Herkes, M. Oshiro, Co-Chairs; Coffman, Marumoto.
- S.B. No. 876, S.D. 2 (H.D. 2):  
Representatives Rhoads, Yamashita, Co-Chairs; Pine.
- S.B. No. 887, S.D. 1 (H.D. 2):  
Representatives Herkes, Ito, Keith-Agaran, Co-Chairs; Marumoto.
- S.B. No. 892, S.D. 1 (H.D. 2):  
Representatives Herkes, Ito, Keith-Agaran, Co-Chairs; Marumoto.
- S.B. No. 896, S.D. 1 (H.D. 2):  
Representatives McKelvey, Rhoads, Choy, Co-Chairs; Pine.
- S.B. No. 912, S.D. 2 (H.D. 2):  
Representatives Mizuno, Ito, Brower, Co-Chairs; Ward.
- S.B. No. 914, S.D. 2 (H.D. 2):  
Representatives Mizuno, M. Oshiro, Co-Chairs; Brower, Ward.
- S.B. No. 917, S.D. 2 (H.D. 1):  
Representatives Yamane, Mizuno, Herkes, Nishimoto, Co-Chairs; Brower, Ward.
- S.B. No. 931, S.D. 1 (H.D. 1):  
Representatives Yamane, Ito, Co-Chairs; Finnegan.
- S.B. No. 932, S.D. 2 (H.D. 2):  
Representatives Yamane, Ito, Co-Chairs; Finnegan.
- S.B. No. 937 (H.D. 1):  
Representatives Yamane, Ito, Co-Chairs; Finnegan.
- S.B. No. 940, S.D. 1 (H.D. 1):  
Representatives Yamane, Herkes, Co-Chairs; Nishimoto, Wakai, Marumoto.
- S.B. No. 967, S.D. 2 (H.D. 3):  
Representatives Hanohano, Herkes, Karamatsu, Aquino, Co-Chairs; Marumoto.

- S.B. No. 971, S.D. 2 (H.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.
- S.B. No. 972, S.D. 2 (H.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.
- S.B. No. 979, S.D. 2 (H.D. 1):  
Representatives Souki, Karamatsu, Co-Chairs; Awana, Pine.
- S.B. No. 995, S.D. 2 (H.D. 3):  
Representatives Carroll, Ito, Karamatsu, M. Oshiro, Co-Chairs; Har, Ward.
- S.B. No. 1005, S.D. 2 (H.D. 2):  
Representatives McKelvey, Manahan, B. Oshiro, Co-Chairs; Choy, Tokioka, Ward.
- S.B. No. 1008, S.D. 1 (H.D. 2):  
Representatives Morita, Ito, Coffman, Co-Chairs; Har, Ward.
- S.B. No. 1046, S.D. 1 (H.D. 1):  
Representatives Chang, Yamane, M. Lee, Co-Chairs; Nakashima, Ching.
- S.B. No. 1056, S.D. 2 (H.D. 2):  
Representatives Souki, Karamatsu, Co-Chairs; Awana, Pine.
- S.B. No. 1058, S.D. 2 (H.D. 2):  
Representatives Karamatsu, Hanohano, Yamane, Aquino, Co-Chairs; Marumoto.
- S.B. No. 1060, S.D. 1 (H.D. 2):  
Representatives Hanohano, Manahan, Karamatsu, Aquino, Co-Chairs; Tsuji, Ward.
- S.B. No. 1065, S.D. 2 (H.D. 1):  
Representatives Morita, McKelvey, Herkes, Co-Chairs; Evans, Thielen.
- S.B. No. 1066, S.D. 2 (H.D. 1):  
Representatives Morita, McKelvey, Coffman, Co-Chairs; Evans, Thielen.
- S.B. No. 1069, S.D. 1 (H.D. 2):  
Representatives Ito, Har, Co-Chairs; Brower, Ching.
- S.B. No. 1073, S.D. 1 (H.D. 2):  
Representatives Yamane, Hanohano, Co-Chairs; Pine.
- S.B. No. 1096, S.D. 2 (H.D. 1):  
Representatives Chang, Berg, Yamashita, Co-Chairs; Nakashima, Finnegan.
- S.B. No. 1107, S.D. 2 (H.D. 2):  
Representatives Herkes, Keith-Agaran, Co-Chairs; Wakai, Marumoto.
- S.B. No. 1118, S.D. 2 (H.D. 2):  
Representatives Cabanilla, Sagum, Co-Chairs; Chong, Yamashita, Ching.
- S.B. No. 1122, S.D. 2 (H.D. 2):  
Representatives Rhoads, M. Oshiro, Co-Chairs; Yamashita, Pine.
- S.B. No. 1137, S.D. 2 (H.D. 3):  
Representatives Yamane, Karamatsu, Nishimoto, Co-Chairs; Shimabukuro, Finnegan.
- S.B. No. 1140, S.D. 2 (H.D. 3):  
Representatives Yamane, Mizuno, Herkes, Nishimoto, Co-Chairs; Shimabukuro, Marumoto.
- S.B. No. 1142, S.D. 1 (H.D. 1):  
Representatives Yamane, Herkes, Karamatsu, Nishimoto, Co-Chairs; Shimabukuro, Finnegan.
- S.B. No. 1160, S.D. 2 (H.D. 2):  
Representatives Cabanilla, Sagum, Co-Chairs; Chong, Ching.
- S.B. No. 1164, S.D. 2 (H.D. 2):  
Representatives Takumi, McKelvey, C. Lee, Co-Chairs; Evans, Finnegan.
- S.B. No. 1167, S.D. 2 (H.D. 1):  
Representatives Manahan, McKelvey, Tokioka, Co-Chairs; Evans, Yamashita, Marumoto.
- S.B. No. 1173, S.D. 2 (H.D. 3):  
Representatives Morita, Ito, Herkes, Coffman, Co-Chairs; Marumoto.
- S.B. No. 1183, S.D. 2 (H.D. 2):  
Representatives Rhoads, Mizuno, Ito, Co-Chairs; Pine.
- S.B. No. 1195, S.D. 1 (H.D. 2):  
Representatives McKelvey, Ito, Co-Chairs; Wakai, Yamashita, Ward.
- S.B. No. 1202, S.D. 2 (H.D. 2):  
Representatives Morita, Souki, McKelvey, M. Oshiro, Co-Chairs; Awana, Coffman, Thielen.
- S.B. No. 1205, S.D. 2 (H.D. 3):  
Representatives Yamane, Rhoads, Nishimoto, Co-Chairs; Yamashita, Pine.
- S.B. No. 1206, S.D. 1 (H.D. 1):  
Representatives M. Oshiro, Chair; Har, Ward.
- S.B. No. 1218, S.D. 2 (H.D. 2):  
Representatives Herkes, B. Oshiro, Keith-Agaran, Co-Chairs; Marumoto.
- S.B. No. 1222, S.D. 1 (H.D. 1):  
Representatives Karamatsu, Chair; Ito, Tsuji, Thielen.
- S.B. No. 1223, S.D. 1 (H.D. 2):  
Representatives Tsuji, Herkes, Wooley, Co-Chairs; Wakai, Marumoto.
- S.B. No. 1224, S.D. 1 (H.D. 2):  
Representatives Souki, M. Oshiro, Co-Chairs; Awana, Pine.
- S.B. No. 1248, S.D. 1 (H.D. 1):  
Representatives McKelvey, Tsuji, Morita, M. Oshiro, Co-Chairs; Yamashita, Ward.

S.B. No. 1250, S.D. 1 (H.D. 1):  
Representatives Takumi, Rhoads, C. Lee, Co-Chairs; Nakashima, Ching.

S.B. No. 1258, S.D. 2 (H.D. 2):  
Representatives Morita, Ito, Herkes, M. Oshiro, Co-Chairs; Coffman, Wakai, Marumoto.

S.B. No. 1259, S.D. 2 (H.D. 2):  
Representatives Morita, Ito, Karamatsu, Co-Chairs; Har, Thielen.

S.B. No. 1263, S.D. 2 (H.D. 3):  
Representatives Yamane, Herkes, Ito, Nishimoto, Co-Chairs; Marumoto.

S.B. No. 1268, S.D. 2 (H.D. 1):  
Representatives Carroll, Cabanilla, Sagum, Co-Chairs; Chong, Shimabukuro, Ward.

S.B. No. 1271, S.D. 1 (H.D. 1):  
Representatives M. Oshiro, Rhoads, Co-Chairs; Yamashita.

S.B. No. 1299, S.D. 1 (H.D. 1):  
Representatives McKelvey, Choy, Co-Chairs; Wakai, Ward.

S.B. No. 1329, S.D. 2 (H.D. 2):  
Representatives Takumi, M. Oshiro, Co-Chairs; C. Lee, Ching.

S.B. No. 1338, S.D. 2 (H.D. 2):  
Representatives Morita, Cabanilla, Coffman, Co-Chairs; Chong, Ward.

S.B. No. 1343, S.D. 2 (H.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, M. Lee.

S.B. No. 1344 (H.D. 2):  
Representatives Mizuno, Yamane, Herkes, M. Oshiro, Co-Chairs; Brower, Shimabukuro, Ward.

S.B. No. 1345, S.D. 1 (H.D. 1):  
Representatives Ito, Tsuji, Har, Co-Chairs; Ching.

S.B. No. 1350, S.D. 2 (H.D. 1):  
Representatives Ito, Cabanilla, Co-Chairs; Chong, Har, Ching.

S.B. No. 1352, S.D. 2 (H.D. 2):  
Representatives Ito, Karamatsu, Har, Co-Chairs; Chong, Ching.

S.B. No. 1461, S.D. 2 (H.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, M. Lee.

S.B. No. 1568, S.D. 2 (H.D. 1):  
Representatives Rhoads, Mizuno, Yamashita, Co-Chairs; M. Lee, Pine.

S.B. No. 1621, S.D. 2 (H.D. 2):  
Representatives Rhoads, McKelvey, M. Oshiro, Co-Chairs; Nakashima, Yamashita.

S.B. No. 1664, S.D. 2 (H.D. 2):  
Representatives Rhoads, Yamashita, Co-Chairs; Aquino, Pine.

S.B. No. 1665, S.D. 2 (H.D. 1):  
Representatives Chang, Rhoads, Yamashita, Co-Chairs; Coffman, Nakashima, Pine.

S.B. No. 1673, S.D. 2 (H.D. 2):  
Representatives Yamane, M. Oshiro, Co-Chairs; Coffman, Keith-Agaran, Nishimoto, Sagum, Tsuji, Yamashita.

S.B. No. 1674, S.D. 2 (H.D. 2):  
Representatives Chang, M. Oshiro, Co-Chairs; Nakashima, Yamashita, Ching.

S.B. No. 1677, S.D. 1 (H.D. 2):  
Representatives Carroll, Ito, Karamatsu, M. Oshiro, Co-Chairs; Har, B. Oshiro, Ward.

S.B. No. 1678, S.D. 3 (H.D. 1):  
Representatives M. Oshiro, Chair; Chong, Choy, M. Lee, Ward.

S.B. No. 1679, S.D. 2 (H.D. 1):  
Representatives Yamane, Mizuno, M. Oshiro, Co-Chairs; Belatti, Ward.

was placed on file.

#### CONFERENCE COMMITTEE REPORTS

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. 1741, H.D. 1, presented a report (Conf. Com. Rep. No. 1) recommending that H.B. No. 1741, 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. 1 and H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE 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. 1747, H.D. 1, presented a report (Conf. Com. Rep. No. 2) recommending that H.B. No. 1747, 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. 2 and H.B. No. 1747, H.D. 1, S.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 House to the amendments proposed by the Senate to H.B. No. 1175, H.D. 3, presented a report (Conf. Com. Rep. No. 3) recommending that H.B. No. 1175, 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. 3 and H.B. No. 1175, H.D. 3, S.D. 2, 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 House to the amendments proposed by the Senate to H.B. No. 895, H.D. 2, presented a report (Conf. Com. Rep. No. 4) recommending that H.B. No. 895, 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. 4 and

H.B. No. 895, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," 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. 199, S.D. 1, presented a report (Conf. Com. Rep. No. 51) recommending that S.B. No. 199, 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. 51 and S.B. No. 199, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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 S.B. No. 1111, S.D. 1, presented a report (Conf. Com. Rep. No. 52) recommending that S.B. No. 1111, 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. 52 and S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

#### ORDER OF THE DAY

##### ADVISE AND CONSENT

Stand. Com. Rep. No. 1422 (Gov. Msg. No. 576):

Senator Gabbard moved that Stand. Com. Rep. No. 1422 be received and placed on file, seconded by Senator English and carried.

Senator Gabbard then moved that the Senate advise and consent to the nomination of MAKANI MAEVA to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, term to expire June 30, 2012, seconded by Senator English.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1423 (Gov. Msg. No. 417):

Senator Sakamoto moved that Stand. Com. Rep. No. 1423 be received and placed on file, seconded by Senator Kidani and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of BETTY LOU LARSON to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), term to expire June 30, 2013, seconded by Senator Kidani.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1424 (Gov. Msg. No. 355):

Senator Taniguchi moved that Stand. Com. Rep. No. 1424 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of MARK G. VALENCIA to the Civil Rights Commission, term to expire June 30, 2013, seconded by Senator Takamine.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1425 (Gov. Msg. No. 346):

Senator Taniguchi moved that Stand. Com. Rep. No. 1425 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of LANI L. EWART to the Commission to Promote Uniform Legislation, term to expire June 30, 2013, seconded by Senator Takamine.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1426 (Gov. Msg. No. 347):

Senator Taniguchi moved that Stand. Com. Rep. No. 1426 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of RANDALL J. FRANCISCO to the Board of Registration of the Islands of Kaua'i and Ni'ihau, term to expire June 30, 2012, seconded by Senator Takamine.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1427 (Gov. Msg. Nos. 348 and 356):

Senator Taniguchi moved that Stand. Com. Rep. No. 1427 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe of the following:

JOHN F. HENRY, term to expire June 30, 2012 (Gov. Msg. No. 348); and

GENE ZARRO JR., term to expire June 30, 2012 (Gov. Msg. No. 356),

seconded by Senator Takamine.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1428 (Gov. Msg. Nos. 344, 345, 353, and 354):

Senator Taniguchi moved that Stand. Com. Rep. No. 1428 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Language Access Advisory Council of the following:

LITO M. ASUNCION, term to expire June 30, 2012 (Gov. Msg. No. 344);

MARCELLA ALOHALANI BOIDO, term to expire June 30, 2013 (Gov. Msg. No. 345);

MAUREEN N. RAWLINS, term to expire June 30, 2013 (Gov. Msg. No. 353); and

MARY F. SANTA MARIA MS, MPH, term to expire June 30, 2012 (Gov. Msg. No. 354),

seconded by Senator Takamine.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1429 (Gov. Msg. No. 351):

Senator Taniguchi moved that Stand. Com. Rep. No. 1429 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of DELENE K. OSORIO to the Board of Registration of the Island of Hawai'i, term to expire June 30, 2012, seconded by Senator Takamine.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1430 (Gov. Msg. No. 352):

Senator Taniguchi moved that Stand. Com. Rep. No. 1430 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of CAROL A. PHILIPS to the Commission on the Status of Women, term to expire June 30, 2013, seconded by Senator Takamine.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1431 (Gov. Msg. No. 460):

Senator Takamine moved that Stand. Com. Rep. No. 1431 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Takamine then moved that the Senate advise and consent to the nomination of JOAQUIN M. DIAZ to the Hoisting Machine Operators Advisory Board, term to expire June 30, 2013, seconded by Senator Taniguchi.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1432 (Gov. Msg. No. 361):

Senator Takamine moved that Stand. Com. Rep. No. 1432 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Takamine then moved that the Senate advise and consent to the nomination of MELANIE S. MATSUI to the Labor and Industrial Relations Appeals Board, term to expire June 30, 2018, seconded by Senator Taniguchi.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1433 (Gov. Msg. Nos. 436 and 437):

Senator Hee moved that Stand. Com. Rep. No. 1433 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Board of Land and Natural Resources of the following:

JERRY EDLAO, term to expire June 30, 2013 (Gov. Msg. No. 436); and

SAMUEL M. GON III, term to expire June 30, 2013 (Gov. Msg. No. 437),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1434 (Gov. Msg. Nos. 516 and 517):

Senator Hee moved that Stand. Com. Rep. No. 1434 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Commission on Water Resource Management of the following:

SUMNER P. ERDMAN, term to expire June 30, 2013 (Gov. Msg. No. 516); and

NEAL S. FUJIWARA, term to expire June 30, 2013 (Gov. Msg. No. 517),

seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1435 (Gov. Msg. No. 532):

Senator Hee moved that Stand. Com. Rep. No. 1435 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of LYNN P. DECOITE to the Molokai Irrigation System Water Users Advisory Board, term to expire June 30, 2012, seconded by Senator Tokuda.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1436 (Gov. Msg. No. 318):

Senator Ige moved that Stand. Com. Rep. No. 1436 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of BEN S. DALAUIDAO II to the State Council on Developmental Disabilities, term to expire June 30, 2012, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1437 (Gov. Msg. No. 326):

Senator Ige moved that Stand. Com. Rep. No. 1437 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of ALVA K.O. KANEAIKALA to the State

Council on Mental Health, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1438 (Gov. Msg. No. 334):

Senator Ige moved that Stand. Com. Rep. No. 1438 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of DAVID MOYLES to the Mental Health and Substance Abuse, Kaua'i Service Area Board, term to expire June 30, 2010, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1439 (Gov. Msg. Nos. 317, 325, and 337):

Senator Ige moved that Stand. Com. Rep. No. 1439 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Radiologic Technology Board of the following:

LARRY A. CARNES, term to expire June 30, 2012 (Gov. Msg. No. 317);

LORI H. O. KAMIKAWA RT, term to expire June 30, 2013 (Gov. Msg. No. 325); and

STEIN E. RAFTO MD, term to expire June 30, 2013 (Gov. Msg. No. 337),

seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1440 (Gov. Msg. Nos. 338 and 430):

Senator Ige moved that Stand. Com. Rep. No. 1440 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Drug Product Selection Board of the following:

ANGEL B. RAMOS, term to expire June 30, 2013 (Gov. Msg. No. 338); and

VENKATARAMAN BALARAMAN, term to expire June 30, 2013 (Gov. Msg. No. 430),

seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1441 (Gov. Msg. No. 332):

Senator Ige moved that Stand. Com. Rep. No. 1441 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of DAVID F. MOORE MD to the Emergency Medical Services Advisory Committee, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1442 (Gov. Msg. No. 269):

Senator Ige moved that Stand. Com. Rep. No. 1442 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of JEFFREY T. PEARSON to the Board of Certification of Public Water System Operators, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1443 (Gov. Msg. No. 321):

Senator Ige moved that Stand. Com. Rep. No. 1443 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of ANDREW DON MD to the Board of Directors of the Hawai'i Health Systems Corporation, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1444 (Gov. Msg. No. 272):

Senator Ige moved that Stand. Com. Rep. No. 1444 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of DANA P. RIDDLE to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1445 (Gov. Msg. No. 342):

Senator Ige moved that Stand. Com. Rep. No. 1445 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of DICK E. SMITH REHS, MPH to the Board of Health, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1446 (Gov. Msg. No. 341):

Senator Ige moved that Stand. Com. Rep. No. 1446 be received and placed on file, seconded by Senator Green and carried.

## FINAL READING

Senator Ige then moved that the Senate advise and consent to the nomination of VALERIE L. SIMONSEN ND to the Health Planning Council, Tri-Isle Subarea, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1447 (Gov. Msg. No. 315):

Senator Ige moved that Stand. Com. Rep. No. 1447 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of WILLIAM B. BAILEY to the Health Planning Council, Honolulu Subarea, term to expire June 30, 2013, seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1448 (Gov. Msg. Nos. 314, 328, and 343):

Senator Ige moved that Stand. Com. Rep. No. 1448 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

ANDREW P. ANCHETA MPH, term to expire June 30, 2013 (Gov. Msg. No. 314);

CREIGHTON K.K. LIU, term to expire June 30, 2013 (Gov. Msg. No. 328); and

PATRICIA U. WONG, term to expire June 30, 2013 (Gov. Msg. No. 343),

seconded by Senator Green.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1449 (Gov. Msg. Nos. 322 and 339):

Senator Ige moved that Stand. Com. Rep. No. 1449 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Health Planning Council, West Oahu Subarea of the following:

NANCY A. FRAZIER, term to expire June 30, 2012 (Gov. Msg. No. 322); and

FREDERICK SHAW, term to expire June 30, 2013 (Gov. Msg. No. 339),

seconded by Senator Green.

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

Ayes, 25. Noes, none.

S.B. No. 501, H.D. 1:

On motion by Senator Tokuda, seconded by Senator Sakamoto and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 501, and S.B. No. 501, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1260, S.D. 1, H.D. 1:

Senator Gabbard moved that S.B. No. 1260, S.D. 1, H.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Hemmings rose in opposition to the measure and stated:

"I voted 'yes' on these bills in committees, but after further rumination on it, I believe it is a perplexing problem. On one hand, we want to balance the playing field and remove the exemption of fees for air pollution emissions for one of the state's biggest polluters, Hawaiian Electric, in excess of 400 tons. They were not paying an annual fee so this would be fair. And of course, the environmental groups, always seeking punitive action rather than positive, thought this was wonderful. Let's whack Hawaiian Electric, which quite frankly I don't mind. But the bottom line is, after thinking this all over, what really happens is this is going to be passed on to consumers, so it's really going to add to the terrible cost of electricity in Hawai'i.

"I want to remind all of us that the most egregious state-sanctioned, private sector monopoly is probably Hawaiian Electric. Last year at the height of the fuel crisis, when the nation was lamenting gas prices—which were here in Hawai'i about 40 percent above the national average—Hawaiian Electric's electric rates were 190 percent above the national average. One hundred and ninety percent. I have several constituents who lamented that they had a small family and they had solar water heater to cut their electric prices, and they were paying \$300 a month just for electricity. You might remember that, how problematic it was.

"In the meantime, Hawaiian Electric, this monolithic, sanctioned monopoly, continues to have our state number one in the nation for fossil fuel dependency to create electricity, and has continued to blight our landscape with above ground utilities. Since 1995, in the 13 years when the numbers were computed, they collected over \$2 billion in HEI profits, the holding company for the regional electric companies. Six hundred million of that money was given to stockholders. The rest, \$1.4 billion, was invested in private sector, for-profit organizations that would feed HEI more money. You might remember one of them, especially the good Senator from Kaua'i; one of the electric company's holdings was an insurance company that left the market after the hurricane there, leaving everybody in the entire state holding the bag. Do you all remember your insurance rates going up to pay into the Insurance Hurricane Relief Fund? That was partially due to that insurance company Hawaiian Electric owned that abandoned the market after they saw they couldn't pay out the benefits they owed.

"We had a recent blackout; lasted 36 hours. People came and testified in the Energy Committee that it was at the height of the season for Christmas business, and it left restaurants not only losing their food, but losing one of the most productive evenings in their market; so they lost a tremendous amount of money. What they didn't report is that there is a system called



'black start' for \$15 million out of the close to \$2 billion Hawaiian Electric gouged from this market. Black start would allow them to cut the time that the system's down to several hours rather than 36 hours. You don't know, but I'll tell you now that Hawaiian Electric invested in a company in inner Mongolia to generate electricity and it went belly up, and Hawaiian Electric lost that money.

"So the point is that Hawaiian Electric has the money and the resources to do what is good and necessary for Hawai'i. And unfortunately this bill makes a lot of sense as far as protecting the environment, but doesn't make a lot of sense economically because Hawaiian Electric will do as they always have done. They will pass the cost of this on to the consumers. It will drive up electric rates and it will do nothing, as Hawaiian Electric has done nothing to wean us from fossil fuel dependency. All it will be is just an additional cost. So with all good intention I voted 'yes' in committee on this bill, but I will vote 'no' now because ultimately the poor consumer once again will get hit for Hawaiian Electric's sins. Thank you, Madam President."

Senator Gabbard rose in support of the measure and stated:

"Colleagues, this bill would eliminate a disincentive to pollution reduction by removing the cap to fees for air pollutant emissions. Right now, the polluters are not charged additional fees once they go over 4,000 tons in a year. S.B. No. 1260 would close this loophole and make it so companies that do produce more than 4,000 tons of air pollution annually would pay additional fees. This will encourage large polluters to reduce their emissions in the interest of public health and our environment; and so I urge you to join me in supporting this measure. *Mahalo.*"

Senator Slom rose in opposition to the measure and stated:

"The fact of the matter is this: this bill applies to one company that we know of right now. And, secondarily, as the Minority leader said, this is simply a pass-through and pass-on to the consumers. We're going to be paying more. Now if there were truly a message that we want to send to companies that were polluting the most, then we would put into the bill, as we have in other bills, that in fact these charges cannot be passed on. Besides, this is a company regulated by the Public Utilities Commission and so therefore we have every right to request that, but we haven't done that. So rather than send a message to Hawaiian Electric or anyone else, it just sends a message that the Legislature is willing once again to burden the taxpayers and let them pick up the freight for all of this, and any question of wrong-doing is swept under the rug. Thank you."

Senator Baker rose in support of the measure with reservations and stated:

"I rise with some pretty strong reservations on this measure. We heard this bill last year, and it didn't advance primarily because of some of the objections raised by the prior speakers. And I really think that, in this instance, this measure is going to have a serious impact on my island and I'm very concerned about it. And I had wished that there had been a little bit more discussion before putting it in this fashion because I think there might have been a way to achieve a balance so that the notice could be given, and give the company an opportunity to make some changes in their policies, rather than having it be effective upon approval. So I do have reservations on this measure. I know that from a long-term perspective it will probably be a good thing for our air quality, but in the short-term, it is going to cost our residents an increase in their electric rates, I'm afraid. Thank you."

Senator Hemmings rose in rebuttal and said:

"I think there's a fundamental economic axiom that's being missed here. This isn't going to cut pollution; it's going to

drive up the cost of electricity. Hawaiian Electric has had 25 years or more since I was in the Legislature in the 80s to reduce our dependency on pollutants, fossil fuels, and they've gone backwards, making us the number one state in the nation for dependency. If I really thought this was going to cut pollutants, I might vote in favor of it. What it's going to do is simply drive up the price. I think the fundamental economic axiom that is missing here is: All companies when they're taxed or pay fees do not pay it with money they manufacture in the basement of their business; it's simply an add-on to the cost of doing business. And you say, 'Well, they can take it out of their profits.' Well, as we can see by Hawaiian Electric's numbers, they don't take anything out of their profits. Maui Electric, look at your electrical rates on Maui. Big Island, look at your electrical rates. The Big Island, they're still using World War II type diesel generators on an island that could be totally energy independent with geothermal. But somehow political clout means a lot, and Hawaiian Electric pays a lot for it, I understand—I think we'll be seeing those numbers in the future—but the bottom line is this is not going to reduce pollution. It's going to drive up costs. So, I really believe the good Senator from Maui's partially correct on this, that this is not prudent at this time. Thank you, Madam President."

Senators Tsutsui, English, Ige, Fukunaga, Chun Oakland, Nishihara, and Ihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1260, S.D. 1, and S.B. No. 1260, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION FEES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Tsutsui). Noes, 4 (Bunda, Hee, Hemmings, Slom).

S.B. No. 1327, S.D. 1, H.D. 1:

On motion by Senator Kim, seconded by Senator Tsutsui and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1327, S.D. 1, and S.B. No. 1327, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

#### RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 161 (H.D. 1):

Senator Sakamoto 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. 161, seconded by Senator Takamine and carried.

Senator Sakamoto moved that the Senate agree to the amendments made by the House to S.B. No. 161, seconded by Senator Takamine.

Senator Sakamoto spoke in support of the motion as follows:

"Madam President, the amendments were just stylistic and technical. It is basically the same content that we passed here in the Senate."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 161, and S.B. No. 161, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was placed on the calendar for Final Reading on Tuesday, April 21, 2009.

S.B. No. 190, S.D. 1 (H.D. 2):

Senator Chun Oakland 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. 190, S.D. 1, seconded by Senator Ihara and carried.

Senator Chun Oakland moved that the Senate agree to the amendments made by the House to S.B. No. 190, S.D. 1, seconded by Senator Ihara.

Senator Chun Oakland spoke in support of the motion as follows:

“H.D. 2 adds a purpose section describing the growing need for long-term care. It also establishes a two year demonstration project to explore the effects of the legislation that we had passed over to them, and still allows for two private pay clients to be cared for in the same community foster family home under particular conditions. DHS will monitor and evaluate the project and its impact, and then submit a report to us in 2011.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 190, S.D. 1, and S.B. No. 190, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOME,” was placed on the calendar for Final Reading on Tuesday, April 21, 2009.

S.B. No. 718, S.D. 1 (H.D. 1):

Senator English 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. 718, S.D. 1, seconded by Senator Gabbard and carried.

Senator English moved that the Senate agree to the amendments made by the House to S.B. No. 718, S.D. 1, seconded by Senator Gabbard.

Senator English spoke in support of the motion as follows:

“The amendments that the House made were technical and stylistic.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 718, S.D. 1, and S.B. No. 718, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” was placed on the calendar for Final Reading on Tuesday, April 21, 2009.

S.B. No. 979, S.D. 2 (H.D. 1):

Senator English 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. 979, S.D. 2, seconded by Senator Taniguchi and carried.

Senator English moved that the Senate agree to the amendments made by the House to S.B. No. 979, S.D. 2, seconded by Senator Taniguchi.

Senator English spoke in support of the motion as follows:

“Again, it was technical and stylistic changes.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 979, S.D. 2, and S.B. No. 979, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS,” was placed on the calendar for Final Reading on Tuesday, April 21, 2009.

S.B. No. 1056, S.D. 2 (H.D. 2):

Senator English 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. 1056, S.D. 2, seconded by Senator Taniguchi and carried.

Senator English moved that the Senate agree to the amendments made by the House to S.B. No. 1056, S.D. 2, seconded by Senator Taniguchi.

Senator English spoke in support of the motion as follows:

“Again, they’re technical and stylistic changes.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1056, S.D. 2, and S.B. No. 1056, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS,” was placed on the calendar for Final Reading on Tuesday, April 21, 2009.

S.B. No. 537, S.D. 2 (H.D. 2):

Senator Espero 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. 537, S.D. 2, seconded by Senator Kim and carried.

Senator Espero moved that the Senate agree to the amendments made by the House to S.B. No. 537, S.D. 2, seconded by Senator Kim.

Senator Espero spoke in support of the motion as follows:

“This measure creates the Aerospace Advisory Committee, which will be assisting with DBEDT and the Office of Aerospace Development with our space initiatives in order to expand and grow our space industry. We’re accepting just rewording and rephrasing of the House language which is similar to the Senate’s, and it has the same intent. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 537, S.D. 2, and S.B. No. 537, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AEROSPACE,” was placed on the calendar for Final Reading on Tuesday, April 21, 2009.

S.B. No. 896, S.D. 1 (H.D. 2):

Senator Espero 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. 896, S.D. 1, seconded by Senator Takamine and carried.

Senator Espero moved that the Senate agree to the amendments made by the House to S.B. No. 896, S.D. 1, seconded by Senator Takamine.

Senator Espero spoke in support of the motion as follows:

“This measure has to do with the non-civil service of the Hawai’i National Guard members in the adult education program. We will be accepting their language in terms of the approval; just minor, technical and stylistic changes. Thank you.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 896, S.D. 1, and S.B. No. 896, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW,” was placed on the calendar for Final Reading on Tuesday, April 21, 2009.

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

## APPOINTMENT OF CONFEREES

S.B. No. 44, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 44, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Takamine, Tsutsui, co-chairs; Baker, Kokubun, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 169, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 169, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tsutsui, co-chair; Green, Tokuda, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 266, S.D. 2 (H.D. 2):

The President appointed Senator Kokubun as an additional manager 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. 266, S.D. 2.

S.B. No. 292, S.D. 1 (H.D. 1):

The President appointed Senator Ige as an additional 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. 292, S.D. 1.

S.B. No. 387, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 387, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 389, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 389, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 415, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 415, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 427, (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 427, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tsutsui, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 470, (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 470, and the request for a conference on the subject matter thereof, the President appointed Senators English, chair; Baker, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 540, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 540, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, co-chair; Bunda, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 568, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 568, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Tsutsui, co-chairs; Espero, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 659, (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 659, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Tsutsui, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 764, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 764, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 843, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 843, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Espero, Slom as managers on the part of the Senate at such conference.

S.B. No. 848, (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 848, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Takamine, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 851, S.D. 1 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 851, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 912, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 912, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

S.B. No. 914, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 914, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui,

co-chair; Hemmings as manager on the part of the Senate at such conference.

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

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 967, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 971, S.D. 2 (H.D. 1):

The President appointed Senator Taniguchi as an additional 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. 971, S.D. 2.

S.B. No. 972, S.D. 2 (H.D. 1):

The President appointed Senator Taniguchi as an additional 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. 972, S.D. 2.

S.B. No. 1137, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1137, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, Tsutsui, co-chairs; Baker, Slom as managers on the part of the Senate at such conference.

S.B. No. 1140, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1140, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Tsutsui, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1205, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1205, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

S.B. No. 1329, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1329, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, co-chair; Sakamoto, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1352, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1352, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Fukunaga, Taniguchi, co-chairs; Ige, Tokuda, Slom as managers on the part of the Senate at such conference.

S.B. No. 1461, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1461, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Galuteria,

Hemmings as managers on the part of the Senate at such conference.

S.B. No. 1673, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1673, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tsutsui, co-chair; Baker, Green, Kokubun as managers on the part of the Senate at such conference.

S.B. No. 1679, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1679, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Chun Oakland, Tsutsui, co-chairs; Baker as manager on the part of the Senate at such conference.

H.B. No. 28, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 28, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 36, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 36, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Green as manager on the part of the Senate at such conference.

H.B. No. 111 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 111, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Kim, co-chair; Bunda, Slom as managers on the part of the Senate at such conference.

H.B. No. 300, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 300, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 317, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 317, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Espero, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 332, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 332, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Chun Oakland, co-chair; Taniguchi as manager on the part of the Senate at such conference.

H.B. No. 343, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 343, H.D. 1,

and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tokuda, Tsutsui, co-chairs; Green, Kokubun, Slom as managers on the part of the Senate at such conference.

H.B. No. 371, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 371, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hooser as manager on the part of the Senate at such conference.

H.B. No. 426, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 426, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 427, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 427, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 519, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 519, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, co-chair; Bunda as manager on the part of the Senate at such conference.

H.B. No. 541, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 541, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Sakamoto, Tsutsui, co-chairs on the part of the Senate at such conference.

H.B. No. 574, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 574, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; English, Kim, co-chair; Hooser, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 589, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 589, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; English, Hee, co-chairs; Green, Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 590, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 590, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; English, Taniguchi, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 611, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 611, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Tsutsui, co-chair; Baker, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 640, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 640, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; English, Taniguchi, co-chairs; Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 690, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 690, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Takamine, Baker, co-chairs on the part of the Senate at such conference.

H.B. No. 694 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 694, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tsutsui, co-chair; Baker, Kokubun, Takamine, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 814, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 814, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 876, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 876, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Baker, Taniguchi, co-chairs; Slom as manager on the part of the Senate at such conference.

H.B. No. 952, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 952, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Taniguchi, co-chair; Hee as manager on the part of the Senate at such conference.

H.B. No. 982, H.D. 3 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 982, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Hee as manager on the part of the Senate at such conference.

H.B. No. 984, H.D. 4 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 984, H.D. 4, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Baker,

Tsutsui, co-chairs; Ige, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 991, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 991, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tokuda, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 994, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 994, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, Nishihara, co-chairs; Slom as manager on the part of the Senate at such conference.

H.B. No. 1015, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1015, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, Sakamoto, co-chairs; Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1016, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1016, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1152, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1152, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1271, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1271, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, Gabbard, Fukunaga, co-chairs; Kokubun as manager on the part of the Senate at such conference.

H.B. No. 1362, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1362, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Espero as manager on the part of the Senate at such conference.

H.B. No. 1371, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1371, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Chun Oakland, Tsutsui, co-chairs; Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1378, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1378, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1379, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1379, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Taniguchi, co-chair; Baker, Slom as managers on the part of the Senate at such conference.

H.B. No. 1464, H.D. 3 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1464, H.D. 3, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; English, Green, Kokubun, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1479, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1479, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Taniguchi, co-chair; Hee as manager on the part of the Senate at such conference.

H.B. No. 1483, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1483, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1491, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1491, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Green as manager on the part of the Senate at such conference.

H.B. No. 1504, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1504, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Baker, Tsutsui, co-chairs on the part of the Senate at such conference.

H.B. No. 1525, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1525, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Chun Oakland, chair; Tsutsui, Taniguchi, co-chairs on the part of the Senate at such conference.

H.B. No. 1536, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1536, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Kim, co-

chair; Kokubun, Slom as managers on the part of the Senate at such conference.

H.B. No. 1538, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1538, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Sakamoto, co-chair; Espero, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1627, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1627, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1628, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1628, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1642, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1642, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Chun Oakland, Taniguchi, co-chairs; Slom as manager on the part of the Senate at such conference.

H.B. No. 1676, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1676, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Takamine, chair; Tsutsui, co-chair; Bunda as manager on the part of the Senate at such conference.

H.B. No. 1678, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1678, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Kim, co-chair; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1713, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1713, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Taniguchi, Tsutsui, co-chair; Slom as manager on the part of the Senate at such conference.

H.B. No. 1728, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1728, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Taniguchi, chair; Kim, co-chair; Kokubun as manager on the part of the Senate at such conference.

H.B. No. 1744, H.D. 1 (S.D. 1):

The President appointed Senators English, Hooser, Tsutsui as additional managers on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1744, H.D. 1.

H.B. No. 1776, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1776, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Chun Oakland, Tsutsui, co-chairs; Hemmings as manager on the part of the Senate at such conference.

H.B. No. 1782, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1782, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Tsutsui, co-chair; Baker, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1807, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1807, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; English, Tsutsui, co-chairs; Green, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1809, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1809, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Gabbard, chair; Baker, Taniguchi, co-chairs; Hooser, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1831, H.D. 2 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1831, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Espero, chair; Tsutsui, co-chair; Kidani as manager on the part of the Senate at such conference.

#### ADJOURNMENT

At 11:59 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, April 21, 2009.

## FIFTIETH DAY

## Tuesday, April 21, 2009

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

The Divine Blessing was invoked by the Mr. Alani Apio, Kanu Hawai'i, after which the Roll was called showing all Senators present with the exception of Senator Sakamoto who was excused.

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

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 617 to 620) were read by the Clerk and were placed on file:

Gov. Msg. No. 617, informing the Senate that on April 17, 2009, the Governor withdrew the nomination of ROXANNA U. BOLDEN to the Statewide Council on Independent Living, under Gov. Msg. No. 296, dated January 29, 2009.

In compliance with Gov. Msg. No. 617, the nomination listed under Gov. Msg. No. 296 was returned.

Gov. Msg. No. 618, informing the Senate that on April 20, 2009, the Governor signed into law Senate Bill No. 936 as Act 8, entitled: "RELATING TO DEPARTMENT OF HEALTH CERTIFICATES."

Gov. Msg. No. 619, informing the Senate that on April 20, 2009, the Governor signed into law Senate Bill No. 574, S.D. 1 as Act 9, entitled: "RELATING TO CONDOMINIUMS."

Gov. Msg. No. 620, informing the Senate that on April 20, 2009, the Governor signed into law Senate Bill No. 298, S.D. 1 as Act 10, entitled: "RELATING TO CONDOMINIUMS."

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 656 to 662) were read by the Clerk and were placed on file:

Hse. Com. No. 656, informing the Senate that on April 20, 2009, the Speaker made the following changes to the conferees on the following bills:

H.B. No. 262, H.D. 2 (S.D. 2):

Representative B. Oshiro replaced Representative Karamatsu as co-chair.

H.B. No. 519, H.D. 1 (S.D. 2):

Representative M. Lee replaced Representative Aquino as co-chair; Representative Aquino was added as a manager.

H.B. No. 1152, H.D. 1 (S.D. 1):

Representative M. Lee replaced Representative Aquino as co-chair; Representative Aquino was added as a manager.

S.B. No. 1060, S.D. 1 (H.D. 2):

Representative M. Lee was added as a manager.

Hse. Com. No. 657, informing the Senate that on April 20, 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. 267, H.D. 2 (S.D. 1); and  
H.B. No. 1270, H.D. 1 (S.D. 2).

Hse. Com. No. 658, informing the Senate that on April 20, 2009, the House reconsidered its action taken on March 30, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 319, H.D. 1 (S.D. 1).

Hse. Com. No. 659, informing the Senate that on April 20, 2009, the Speaker made the following change to the conferees on the following bill:

H.B. No. 814, H.D. 2 (S.D. 2):

Appointed Representative Mizuno as a manager.

Hse. Com. No. 660, informing the Senate that on April 20, 2009, the House reconsidered its action taken on April 7, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 1075 (S.D. 1).

Hse. Com. No. 661, informing the Senate that on April 20, 2009, the House reconsidered its action taken on April 9, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 1436, H.D. 1 (S.D. 1).

Hse. Com. No. 662, informing the Senate that on April 20, 2009, the House discharged all conferees to H.B. No. 1414, H.D. 1 (S.D. 1).

## STANDING COMMITTEE REPORTS

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1450) recommending that the Senate advise and consent to the nominations to the Board of Regents of the University of Hawaii of the following:

ERIC K. MARTINSON, in accordance with Gov. Msg. No. 310; and

ERIC K. MARTINSON, in accordance with Gov. Msg. No. 468.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1450 and Gov. Msg. Nos. 310 and 468 was deferred until Wednesday, April 22, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1451) recommending that the Senate advise and consent to the nomination of CHUCK YIM GEE to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 309.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1451 and Gov. Msg. No. 309 was deferred until Wednesday, April 22, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1452) recommending that the Senate advise and consent to the nomination of MARK H. FUKUNAGA to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 308.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1452 and Gov. Msg. No. 308 was deferred until Wednesday, April 22, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1453) recommending that the Senate advise and consent to the nomination of RAMON S. DE LA PENA PHD to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 307.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1453 and Gov. Msg. No. 307 was deferred until Wednesday, April 22, 2009.



Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1454) recommending that the Senate advise and consent to the nomination of DAVID M. SAITO MD to the Medical Advisory Board, in accordance with Gov. Msg. No. 567.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1454 and Gov. Msg. No. 567 was deferred until Wednesday, April 22, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1455) recommending that the Senate advise and consent to the nomination of CAROLYN KEHAUNANI ABAD to the Island Burial Council, Island of Oahu, in accordance with Gov. Msg. No. 593.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1455 and Gov. Msg. No. 593 was deferred until Wednesday, April 22, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1456) recommending that the Senate advise and consent to the nominations to the Board of Land and Natural Resources of the following:

DAVID C. GOODE, in accordance with Gov. Msg. No. 594; and

JOHN MORGAN, in accordance with Gov. Msg. No. 595.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1456 and Gov. Msg. Nos. 594 and 595 was deferred until Wednesday, April 22, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1457) recommending that the Senate advise and consent to the nomination of COLETTE Y. P. MACHADO to the Kaho'olawe Island Reserve Commission, in accordance with Gov. Msg. No. 560.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1457 and Gov. Msg. No. 560 was deferred until Wednesday, April 22, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1458) recommending that the Senate advise and consent to the nominations to the Land Use Commission of the following:

THOMAS P. CONTRADES, in accordance with Gov. Msg. No. 596; and

NICHOLAS W. TEVES JR., in accordance with Gov. Msg. No. 597.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1458 and Gov. Msg. Nos. 596 and 597 was deferred until Wednesday, April 22, 2009.

Senator Takamine, for the Committee on Labor presented a report (Stand. Com. Rep. No. 1459) recommending that the Senate advise and consent to the nomination of EDWARD G. SANCHEZ to the Hoisting Machine Operators Advisory Board, in accordance with Gov. Msg. No. 586.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1459 and Gov. Msg. No. 586 was deferred until Wednesday, April 22, 2009.

Senator Takamine, for the Committee on Labor presented a report (Stand. Com. Rep. No. 1460) recommending that the Senate advise and consent to the nominations to the Board of Trustees of the Deferred Compensation Plan of the following:

SCOTT A. KAMI, in accordance with Gov. Msg. No. 513; and

WESLEY MACHIDA, in accordance with Gov. Msg. No. 514.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1460 and Gov. Msg. Nos. 513 and 514 was deferred until Wednesday, April 22, 2009.

Senator Takamine, for the Committee on Labor presented a report (Stand. Com. Rep. No. 1461) recommending that the Senate advise and consent to the nomination of CHRISTOPHER D. TATUM to the Hawai'i Workforce Development Council, in accordance with Gov. Msg. No. 587.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1461 and Gov. Msg. No. 587 was deferred until Wednesday, April 22, 2009.

Senators Gabbard and Baker, for the Committee on Energy and Environment and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1462) recommending that S.R. No. 18, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1462 and S.R. No. 18, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A STATEWIDE RAINWATER DETENTION AND RETENTION POND SAFETY PROGRAM," was deferred until Wednesday, April 22, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1463) recommending that H.C.R. No. 56, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1463 and H.C.R. No. 56, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROTECT WILDLIFE AND WILDERNESS BY OPPOSING OIL AND GAS EXPLORATION AND DEVELOPMENT IN THE ARCTIC NATIONAL WILDLIFE REFUGE AND ON THE OUTER CONTINENTAL SHELF AND SUPPORTING CLEAN, RENEWABLE ENERGY ALTERNATIVES," was deferred until Wednesday, April 22, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1464) recommending that H.C.R. No. 65, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1464 and H.C.R. No. 65, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII-AMERICAN WATER COMPANY TO IMPLEMENT AN ODOR MITIGATION PLAN FOR ITS FACILITY IN HAWAII KAI," was deferred until Wednesday, April 22, 2009.

Senators Espero and Ige, for the Committee on Public Safety and Military Affairs and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1465) recommending that H.C.R. No. 42, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1465 and H.C.R. No. 42, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO ALLOW AVAILABLE HELICOPTERS TO BE USED FOR MEDICAL EVACUATION SERVICES," was deferred until Wednesday, April 22, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep.

No. 1466) recommending that H.C.R. No. 19, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1466 and H.C.R. No. 19, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE SECRETARY OF DEFENSE AND THE PRESIDENT OF THE UNITED STATES TO AWARD SERGEANT RAFAEL PERALTA THE MEDAL OF HONOR," was deferred until Wednesday, April 22, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1467) recommending that H.C.R. No. 24, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1467 and H.C.R. No. 24, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO FOUGHT AGAINST DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN," was deferred until Wednesday, April 22, 2009.

### ORDER OF THE DAY

#### FINAL READING

S.B. No. 161, H.D. 1:

On motion by Senator Takamine, seconded by Senator Kim and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 161, and S.B. No. 161, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 190, S.D. 1, H.D. 2:

Senator Chun Oakland moved that S.B. No. 190, S.D. 1, H.D. 2 pass Final Reading, seconded by Senator Ihara.

Senator Chun Oakland rose in support of the measure stated:

"Could the Clerk please insert some remarks in support of this measure into the Journal? And I would also like to read excerpts from letters from Charlotte Kaide and Mrs. Terry Kaide. Charlotte Miyoko Kaide writes: 'After reading the front page cover story of the Hawai'i Tribune Herald on March 11, tears welled in my eyes as the Lord spoke to me. I began to understand that behind all the heartbreaks, sorrow, and frustration of Mom not being able to live together with Dad for the past two years, a deeper meaning to this heart-wrenching story of a forced separation was apparent. It's about protecting and keeping our 'ohana together in Hawai'i. S.B. No. 190 would have never been birthed if a waiver would have been granted to Mom to live with Dad in his community care foster family home early on. We have faith to believe that soon S.B. No. 190 would be signed into law by our Governor and that Mom will be able to live with her husband happily ever after. We highly commend our awesome lawmakers who joined us in our plight to change the present law to bring justice to a fundamental right of a husband and wife wanting to live out their lives together and fulfill their marriage vows, for marriage is a sacred union. What a blessing to see this love story have a happy ending and that everyone in our Hawai'i Nei can benefit from this compassionate, compelling, historical epic.'

"Terry Kaide writes: 'I sincerely thank my God for I know He has answered my prayers, and I will be together with my husband very soon. I feel so blessed that my husband is still alive and that I, too, am still alive. I look forward to when I can

move into his community care foster family home and never have to be separated from my husband until we go home to be with our Lord. I am overjoyed that I will be able to enjoy whatever days we have left together. I am ever so grateful to all of our legislators for understanding our plight and for working arduously to help pass S.B. No. 190 in order that married couples like myself can live together in their golden years. I am thankful to my daughters for their efforts of having worked tenaciously in supporting S.B. No. 190, Charlotte and Gale.'

"Colleagues, S.B. No. 190 offers a beacon of hope not only to the Kaide family, but everyone in the state who find themselves in similar circumstances. I urge my colleagues to support this bill. Thank you."

Senator Chun Oakland requested additional comments in support of the measure be entered into the Journal. The Chair so ordered

The Chair having so ordered, the letters from Charlotte Miyoko Kaide and Terry Kaide are identified as "ATTACHMENT A" to the Journal of this day.

Senator Takamine rose to request that comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Takamine's remarks read as follows:

"Madam President, I rise to speak in support of S.B. No. 190, S.D. 1, H.D. 2, relating to community foster care family homes. S.B. No. 190 would allow two private pay parties sharing specified relationships to live in the same adult residential foster home. The current law does not allow for this, causing many families hardship and emotional pain. This bill's inception is due to the Kaide family, residents of Papaikou, who were placed in separate care homes after 63 years of marriage.

"The Kaides have been passionately advocating for this bill and believe that their separation has contributed to the deterioration of their health. Mr. Kaide was placed in a care home in 2003, after suffering a stroke. Two years ago, Mrs. Kaide also suffered a physical ailment which required her to move to a skilled nursing facility. In order to see her husband, she must travel almost 12 miles from her care home to the care facility in which he resides. She is unable to see him every day due to her own physical limitations and pays a caregiver \$500 per month to drive her to see her husband.

"The Momohara family is another family who has also been negatively impacted by the current law. The Momohara family, who lived in Laupahoehoe, faced the same challenge until the recent passing of Mr. Momohara earlier this month. The separation and anxiety of being apart from his wife contributed significantly to the decline of Mr. Momohara's health and his passing. Although Mr. Momohara is no longer with us, Mrs. Momohara expresses her full support for this measure, so that other families will not have to undergo the suffering and heartache that they had to endure.

"Madam President, we pride ourselves in being a state of *aloha*, which means showing care and compassion for others. Therefore, passage of this legislation should stand as an 'apology'; an apology to people like Kazumi and Teruko Haide, and to Hideo and Akiko Momohara, and others, who have had to tolerate separation at a time when companionship meant so much. SB190 would allow loved ones to be cared for 'together,' during what may be the final phase of their long and special relationship. This bill is about caring for people, and it is about justice for our 'kupuna.' I ask all my colleagues to support S.B. No. 190."

At 11:48 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 a.m.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 190, S.D. 1, and S.B. No. 190, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOME," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 537, S.D. 2, H.D. 2:

Senator Espero moved that S.B. No. 537, S.D. 2, H.D. 2 pass Final Reading, seconded by Senator Kim.

Senator Hemmings rose in support of the measure and stated:

"Passage of this bill does not create a new initiative for Hawai'i, and I really hope it's not an exercise in futility. We heard a rather illuminating prayer about standing on the shoulders of our predecessors and providing broad shoulders for those who will follow us to stand on. And I hope this bill is not, as I said, an exercise in futility because a generation ago back in the 80's, Governor John Waihe'e launched an initiative for aerospace development for the Hawaiian islands. And you've heard before that the southeast flank of the Big Island of Hawai'i is indeed the greatest location in the world for simultaneous equatorial and polar launches. Hilo could have been gateway to the stars years ago with a combination of viewing into eternity on the top of Mauna Kea through telescopes and launching both public and private aerospace development from South Point [or the area thereof].

"But unfortunately important political decisions in Hawai'i often yield to the whims of the most vociferous minority. We've given the lowest common denominator so much vested power and it is not in our best interest. The shoulders of support for the aerospace industry 20 years ago could not withstand the protest of a minority of activists and pseudo-environmentalists who claimed this would have been devastating for their special interests or their passions, which is fair, but certainly not in the best interests of the vast majority.

"The aerospace industry can be an industry with great potential for future generations. It could be an industry of the future where we would not have to be reliant on tourism. The reason I stand is because from this study group that we're creating—for something that was studied 25 years ago and failed to become a reality—will come specific proposals. And with good fortune maybe some company will come to Hawai'i and say, 'Yes, it makes a tremendous amount of sense to launch our vehicles and develop space industries and enterprises, futuristic ones, from the State of Hawai'i.' Will we allow the very narrow shoulders of very selfish, short-thinking people to deny us this industry once again by standing in protest, or will we yield to the long-range thinkers and people who really are working for the best interests of all the people of Hawai'i? I bring this up now in voting in favor of this bill because we've been down this road before, to no success, and I'm hoping by passing this legislation when something specific does come about, that we will have the courage of our convictions and do what's best for the most. Thank you, Madam President."

Senator Espero rose in support of the measure and stated:

"I was not planning on speaking on this measure in support of it. However with the students from 'Ewa Elementary School here, I'd just like to briefly explain. This is a bill that's going to help our aerospace industry. When people usually think of Hawai'i and the economy, they think of tourism. But here at the State Capitol, we're trying to expand into science, technology, engineering, and math jobs; and technology has been an area that we've looked at for the last several years. But

this is going to be an opportunity for Hawai'i to launch space tourism, one of them, where individuals will be able to get on a rocket plane or space plane and take off from the Big Island, go into space—anti-gravity, weightlessness—and land possibly in your backyard at the Kalaheo Airport or maybe Honolulu International.

"This advisory committee will be experts from the mainland, from Hawai'i, and possibly from Asia that will help us build this space industry. As you may know, on the Big Island we have the telescopes which are the best telescopes for viewing and exploring space in the world. And there are jobs and opportunities for you there. We also have a possibility of being the first state, through our university, to launch small satellites. We have a program at UH Mānoa working with the military, where in the next couple years we may be able to launch small satellites from Kaua'i into space, working with the military. And in the future, there are strong commercial applications for that, where again there could be jobs for you students there if you go to UH West O'ahu and get your degrees. And then, also, we're looking at building a lunar base on the Big Island. There's a race by China, Russia, India, the U.S., Japan to get back to the moon by 2020, and there are people working on the possibility of a lunar base for training; and this measure, the Aerospace Development Committee, will help with our NASA initiatives and efforts and space exploration. Thank you, Madam President."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 537, S.D. 2, and S.B. No. 537, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 718, S.D. 1, H.D. 1:

On motion by English, seconded by Senator Gabbard and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 718, S.D. 1, and S.B. No. 718, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 896, S.D. 1, H.D. 2:

On motion by Senator Espero, seconded by Senator Takamine and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 896, S.D. 1, and S.B. No. 896, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 979, S.D. 2, H.D. 1:

On motion by Senator English, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 979, S.D. 2, and S.B. No. 979, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVERS," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1056, S.D. 2, H.D. 2:

On motion by Senator English, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1056, S.D. 2, and S.B. No. 1056, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO COMMERCIAL DRIVERS,” passed Final Reading on the following showing of Ayes and Noes:

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

**RECONSIDERATION OF ACTIONS TAKEN**

S.B. No. 301, S.D. 2 (H.D. 1):

Senator Baker 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. 301, S.D. 2, seconded by Senator Kim and carried.

Senator Baker moved that the Senate agree to the amendments made by the House to S.B. No. 301, S.D. 2, seconded by Senator Kim.

Senator Baker spoke in support of the motion as follows:

“Madam President, colleagues, the House made only technical, non-substantive, stylistic changes.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 301, S.D. 2, and S.B. No. 301, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS ACT,” was placed on the calendar for Final Reading on Wednesday, April 22, 2009.

S.B. No. 521, S.D. 2 (H.D. 1):

Senator Baker 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. 521, S.D. 2, seconded by Senator Taniguchi and carried.

Senator Baker moved that the Senate agree to the amendments made by the House to S.B. No. 521, S.D. 2, seconded by Senator Taniguchi.

Senator Baker spoke in support of the motion as follows:

“Madam President, colleagues, once again the House made only technical, non-substantive, stylistic changes to this measure.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 521, S.D. 2, and S.B. No. 521, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REAL PROPERTY,” was placed on the calendar for Final Reading on Wednesday, April 22, 2009.

Senator Ige, Chair of the Committee on Health, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 97, H.D. 1; H.C.R. No. 109; and H.C.R. No. 215.

Senator Ige noted:

“All of these House concurrent resolutions—the Senate Committee on Health held public hearings on the Senate companions; and in discussing it with my House counterpart they basically said they would not be able to move the Senate concurrent, so we’d like to have a hearing on our side.”

The Chair granted the waiver.

Senator Gabbard, Chair of the Committee on Energy and Environment, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 266.

Senator Gabbard noted:

“The reason for the waiver is in order to hear and pass the measure before the deadline on Friday for amended HCRs.”

The Chair granted the waiver.

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

**REFERRAL OF HOUSE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of House concurrent resolutions that were received on Monday, April 20, 2009:

H.C.R. No.	Referred to:
H.C.R. No. 7, H.D. 1	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 8, H.D. 1	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 10, H.D. 1	Committee on Public Safety and Military Affairs
H.C.R. No. 12	Committee on Human Services
H.C.R. No. 13	Committee on Human Services
H.C.R. No. 15	Jointly to the Committee on Human Services and the Committee on Labor
H.C.R. No. 16, H.D. 1	Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection
H.C.R. No. 27, H.D. 1	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs
H.C.R. No. 28, H.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs
H.C.R. No. 33, H.D. 1	Committee on Human Services, then to the Committee on Ways and Means
H.C.R. No. 34	Jointly to the Committee on Human Services and the Committee on Health
H.C.R. No. 35	Committee on Health, then to the Committee on Ways and Means
H.C.R. No. 36	Committee on Human Services, then to the Committee on Ways and Means
H.C.R. No. 51	Committee on Health
H.C.R. No. 53	Committee on Health
H.C.R. No. 55	Jointly to the Committee on Human Services and the Committee on Health
H.C.R. No. 63	Committee on Education and Housing
H.C.R. No. 66	Committee on Health
H.C.R. No. 67, H.D. 1	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Ways and Means
H.C.R. No. 76, H.D. 1	Committee on Ways and Means

H.C.R. No. 86, H.D. 1	Jointly to the Committee on Health and the Committee on Education and Housing	H.C.R. No. 204	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 92, H.D. 1	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	H.C.R. No. 206, H.D. 1	Committee on Judiciary and Government Operations, then to the Committee on Ways and Means
H.C.R. No. 96	Committee on Water, Land, Agriculture and Hawaiian Affairs	H.C.R. No. 207, H.D. 1	Committee on Labor
H.C.R. No. 100, H.D. 1	Committee on Economic Development and Technology	H.C.R. No. 209, H.D. 1	Committee on Energy and Environment, then to the Committee on Ways and Means
H.C.R. No. 103, H.D. 1	Committee on Water, Land, Agriculture and Hawaiian Affairs	H.C.R. No. 210, H.D. 2	Jointly to the Committee on Judiciary and Government Operations and the Committee on Ways and Means
H.C.R. No. 104	Committee on Water, Land, Agriculture and Hawaiian Affairs	H.C.R. No. 214, H.D. 1	Committee on Health
H.C.R. No. 113	Committee on Water, Land, Agriculture and Hawaiian Affairs	H.C.R. No. 216	Committee on Public Safety and Military Affairs
H.C.R. No. 114	Committee on Water, Land, Agriculture and Hawaiian Affairs	H.C.R. No. 217, H.D. 1	Committee on Higher Education
H.C.R. No. 120	Jointly to the Committee on Human Services and the Committee on Labor	H.C.R. No. 220, H.D. 1	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 124, H.D. 1	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	H.C.R. No. 223	Committee on Health, then to the Committee on Ways and Means
H.C.R. No. 131, H.D. 1	Jointly to the Committee on Economic Development and Technology and the Committee on Commerce and Consumer Protection	H.C.R. No. 244	Committee on Health
H.C.R. No. 135	Jointly to the Committee on Human Services and the Committee on Public Safety and Military Affairs	H.C.R. No. 250	Committee on Water, Land, Agriculture and Hawaiian Affairs
H.C.R. No. 146	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs	H.C.R. No. 251	Committee on Water, Land, Agriculture and Hawaiian Affairs
H.C.R. No. 148	Jointly to the Committee on Health and the Committee on Economic Development and Technology	H.C.R. No. 273	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 154	Committee on Public Safety and Military Affairs	H.C.R. No. 281	Committee on Education and Housing
H.C.R. No. 158	Committee on Transportation, International and Intergovernmental Affairs	H.C.R. No. 282, H.D. 1	Committee on Education and Housing
H.C.R. No. 174, H.D. 1	Committee on Tourism	H.C.R. No. 290	Committee on Health
H.C.R. No. 185, H.D. 1	Committee on Transportation, International and Intergovernmental Affairs	H.C.R. No. 297	Committee on Health
H.C.R. No. 186	Committee on Economic Development and Technology	H.C.R. No. 305, H.D. 1	Committee on Higher Education
H.C.R. No. 193	Committee on Ways and Means	<b>APPOINTMENT OF CONFEREES</b>	
H.C.R. No. 194	Committee on Tourism	S.B. No. 50, S.D. 1 (H.D. 2):	
H.C.R. No. 199	Committee on Public Safety and Military Affairs, then to the Committee on Ways and Means	In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 50, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Gabbard, co-chair; Fukunaga, Kokubun, Hemmings as managers on the part of the Senate at such conference.	
H.C.R. No. 201	Jointly to the Committee on Higher Education and the Committee on Human Services	S.B. No. 638, S.D. 2 (H.D. 1):	
		In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 638, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Fukunaga, Kokubun as managers on the part of the Senate at such conference.	
		S.B. No. 721, (H.D. 1):	
		In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 721, and the request for a conference on the subject matter thereof, the	

President appointed Senators Hee, chair; Bunda, Fukunaga, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 848, (H.D. 1):

The President appointed Senator Baker as an additional 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. 848.

S.B. No. 1069, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1069, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Bunda, Fukunaga, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 300, H.D. 1 (S.D. 2):

The President appointed Senator Tsutsui as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 300, H.D. 1.

H.B. No. 834, H.D. 2 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 834, H.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Ige, chair; Gabbard, co-chair; Hemmings as manager on the part of the Senate at such conference.

#### ADJOURNMENT

At 12:00 p.m., on motion by Senator Hooser, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, April 22, 2009.

ATTACHMENT A

APRIL 21, 2009

TO: SENATOR SUZANNE CHUN OAKLAND  
 FROM: CHARLOTTE MIYOKO KAIDE  
 SUBJECT: SENATE BILL 190, SD1, HD2  
 PROTECTING AND KEEPING OUR OHANA TOGETHER IN HAWAII

After reading the front page cover story of the Hawaii Tribune Herald on March 11, tears welled up in my eyes as the Lord spoke to me. I began to understand that behind all the heartbreaks, sorrow and frustration of Mom not being able to live together with Dad for the past two years had a deeper meaning to this heart-wrenching story of a "forced separation". It's about protecting and keeping our OHANA together in Hawaii.

The Lord impressed upon my heart that it was all in God's plan that DHS did not grant us a waiver but denied our three insistent requests for Mom to move into Dad's community care foster family home and occupy the vacant bed two years ago. He directed me to share with my parents and sisters that He had chosen my mother and father to be the privileged couple to suffer along with our family that others may not have to experience this same painful dilemma.

Therefore Senate Bill 190 was drafted by yourself, Senator Suzanne Chun Oakland to offer a beacon of hope not only for my parent's however, for everyone in the State of Hawaii. We thank God and we are honored to be able to bless our community by ushering this bill through the Senate and the House standing up for what we believe. This has been a priceless experience to work with our legislators to bring about changes in our laws that will benefit everyone.

Senator Chun Oakland, your guidance and support through this all has been outstanding and we want to express our gratitude for having the faith to believe with us that together we can make a difference and touch many lives through our united efforts.

Senate Bill 190 would have never been birthed if a waiver would have been granted to Mom to live with Dad in his community care foster family home early on. We have faith to believe that soon Senate Bill 190 will be signed into law by our Governor Linda Lingde and that Mom will be able to live with her husband happily ever after.

We highly commend our awesome lawmakers who joined us in our plight to change the present law to bring justice to a fundamental right of a husband and wife wanting to live out their lives together and fulfill their marriage vows for marriage is a sacred union.

What a blessing to see this love story have a happy ending and that everyone in our Hawaii Nei can benefit from this compassionate compelling historical epic.

April 21, 2009

TO: SENATOR SUZANNE CHUN OAKLAND  
 FROM: TERRY KAIDE  
 SUBJECT: SENATE BILL 190, SD1, HD2  
 TO ALLOW TWO PRIVATE PAY CLIENTS TO LIVE TOGETHER IN THE SAME COMMUNITY CARE FOSTER FAMILY HOME

I sincerely thank my God for I know He has answered our prayers and I will be together with my husband very soon. It's been a long and painstaking journey however being near to my husband is what I most desire.

I feel so blessed that my husband is still alive and that I too am still alive. I look forward to when I can move into his community care foster family home and never have to be separated from my husband until we go home to be with our Lord. I am overjoyed that I will be able to enjoy whatever days we have left together.

I am ever so grateful to you, Senator Chun Oakland for crafting Senate Bill 190, also to all of our legislators for understanding our plight and for working arduously to help pass Senate Bill 190 in order that married couples like myself can also live together in their golden years.

I am thankful to my daughters for their efforts on having worked tenaciously in support of Senate Bill 190. Charlotte, Gale and I will be at the Hawaii State Capitol for the last Senate floor voting at 11:30 A.M. today. We trust that the Senate will pass SB 190 and that the Governor will sign it into law today.

Once again, mahalo to you Senator Chun Oakland for making my dream a reality. I am expectant of what will transpire today. We are ready to celebrate.

## FIFTY-FIRST DAY

## Wednesday, April 22, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by Dr. David Hockney, Olivet Baptist Church, after which the Roll was called showing all Senators present with the exception of Senator Sakamoto who was excused.

The President announced that she had read and approved the Journal of the Fiftieth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 621 to 623) were read by the Clerk and were placed on file:

Gov. Msg. No. 621, informing the Senate that on April 21, 2009, the Governor signed into law Senate Bill No. 92 as Act 11, entitled: "RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Gov. Msg. No. 622, informing the Senate that on April 21, 2009, the Governor signed into law Senate Bill No. 1113, S.D. 1 as Act 12, entitled: "RELATING TO GEOGRAPHIC LIMITATIONS ON TIME SHARES."

Gov. Msg. No. 623, letter dated April 17, 2009, as provided in Section 9, Article VII of the Constitution of the State of Hawaii, requesting the immediate consideration and passage of H.B. No. 1364 to amend the Supplemental Appropriations Act of 2008 (Act 158, SLH 2008).

## DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 69) was read by the Clerk and was placed on file:

Dept. Com. No. 69, from the State Auditor, dated April 21, 2009, transmitting a report, "Investigation of the Procurement and Expenditure Practices of the Department of Business, Economic Development and Tourism and Selected Attached Agencies," (Report No. 09-07).

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 663 to 666) were read by the Clerk and were placed on file:

Hse. Com. No. 663, informing the Senate that on April 21, 2009, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bill:

S.B. No. 1611, S.D. 2 (H.D. 2):

Representatives Souki, M. Oshiro, co-chairs; Awana, Nakashima, Tokioka, Yamashita.

Hse. Com. No. 664, 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 21, 2009:

H.B. No. 267, H.D. 2, S.D. 1;  
H.B. No. 319, H.D. 1, S.D. 1;

H.B. No. 1075, S.D. 1;  
H.B. No. 1270, H.D. 1, S.D. 2; and  
H.B. No. 1436, H.D. 1, S.D. 1.

Hse. Com. No. 665, informing the Senate that the House has 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 21, 2009:

H.C.R. No. 5, S.D. 1;  
H.C.R. No. 32, S.D. 1;  
H.C.R. No. 38, H.D. 1, S.D. 1;  
H.C.R. No. 39, S.D. 1;  
H.C.R. No. 44, S.D. 1; and  
H.C.R. No. 46, S.D. 1.

Hse. Com. No. 666, informing the Senate that on April 21, 2009, the Speaker made the following changes to the conferees on the following bills:

H.B. No. 31 (S.D. 1):

Representative Wakai replaced Representative Herkes as co-chair;

H.B. No. 271 (S.D. 2):

Representative Wakai replaced Representative Herkes as co-chair;

H.B. No. 814, H.D. 2 (S.D. 2):

Representative Wakai replaced Representative Herkes as co-chair;

H.B. No. 834, H.D. 2 (S.D. 1):

Representative Ward replaced Representative Ching as manager;

H.B. No. 876, H.D. 1 (S.D. 2):

Representative Wakai replaced Representative Herkes as co-chair;

H.B. No. 1362, H.D. 1 (S.D. 2):

Representative Wakai replaced Representative Herkes as co-chair;

H.B. No. 1415, H.D. 1 (S.D. 2):

Representative Wakai replaced Representative Herkes as co-chair;

S.B. No. 113 (H.D. 1):

Representative Wakai replaced Representative Herkes as co-chair;

S.B. No. 415, S.D. 2 (H.D. 1):

Representative Wakai replaced Representative Herkes as co-chair;

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

Representative Wakai replaced Representative Herkes as co-chair;

S.B. No. 1107, S.D. 2 (H.D. 2):

Discharged Representative Wakai as manager;  
Representative Wakai replaced Representative Herkes as co-chair;



S.B. No. 1263, S.D. 2 (H.D. 3):

Representative Wakai replaced Representative Herkes as co-chair.

#### STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1468) recommending that the Senate advise and consent to the nomination of NIRAJ S. DESAI to the Hawaii Medical Board, in accordance with Gov. Msg. No. 568.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1468 and Gov. Msg. No. 568 was deferred until Thursday, April 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1469) recommending that the Senate advise and consent to the nominations to the State Board of Public Accountancy of the following:

MICHAEL CHING, in accordance with Gov. Msg. No. 570; and

KENT K. TSUKAMOTO, in accordance with Gov. Msg. No. 571.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1469 and Gov. Msg. Nos. 570 and 571 was deferred until Thursday, April 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1470) recommending that the Senate advise and consent to the nomination of WENDY L. MAH to the Board of Veterinary Examiners, in accordance with Gov. Msg. No. 572.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1470 and Gov. Msg. No. 572 was deferred until Thursday, April 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1471) recommending that the Senate advise and consent to the nomination of RAYMOND B. SKELTON to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, in accordance with Gov. Msg. No. 566.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1471 and Gov. Msg. No. 566 was deferred until Thursday, April 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1472) recommending that the Senate advise and consent to the nomination of MICHAEL P. HAMNETT to the Board of Directors of the Hawai'i Hurricane Relief Fund, in accordance with Gov. Msg. No. 550.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1472 and Gov. Msg. No. 550 was deferred until Thursday, April 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1473) recommending that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

WAYNE S. ATEBARA, in accordance with Gov. Msg. No. 548; and

ROBERT G. SHERMAN, in accordance with Gov. Msg. No. 549.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1473 and Gov. Msg. Nos. 548 and 549 was deferred until Thursday, April 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1474) recommending that the Senate advise and consent to the nominations to the Contractors License Board of the following:

HAROLD MARTIN, in accordance with Gov. Msg. No. 547;

JOHN E.K. DILL, in accordance with Gov. Msg. No. 563;

WILLIAM A. KAMAI, in accordance with Gov. Msg. No. 564; and

ALDON K. MOCHIDA, in accordance with Gov. Msg. No. 565.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1474 and Gov. Msg. Nos. 547, 563, 564 and 565 was deferred until Thursday, April 23, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1475) recommending that the Senate advise and consent to the nomination of RICHARD L. WILCOX to the State Board of Chiropractic Examiners, in accordance with Gov. Msg. No. 546.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1475 and Gov. Msg. No. 546 was deferred until Thursday, April 23, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1476) recommending that the Senate advise and consent to the nominations to the Hawai'i Medical Education Council of the following:

CHRISTI L. KELIPIO, in accordance with Gov. Msg. No. 465;

SUSAN R. MURRAY, in accordance with Gov. Msg. No. 466;

MARY E. WORRALL, in accordance with Gov. Msg. No. 467; and

DARRYL S. SALVADOR PSY.D., in accordance with Gov. Msg. No. 581.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1476 and Gov. Msg. Nos. 465, 466, 467 and 581 was deferred until Thursday, April 23, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1477) recommending that the Senate advise and consent to the nomination of JAMES H.Q. LEE to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 580.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1477 and Gov. Msg. No. 580 was deferred until Thursday, April 23, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1478) recommending that the Senate advise and consent to the nomination of JOHN C. HOLZMAN to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 579.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1478 and Gov. Msg. No. 579 was deferred until Thursday, April 23, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1479) recommending that the Senate advise and consent to the nomination of MICHAEL A. DAHLIG to the Board of Regents of the University of Hawai'i, in accordance with Gov. Msg. No. 306.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1479 and Gov. Msg. No. 306 was deferred until Thursday, April 23, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1480) recommending that the Senate advise and consent to the nomination of GRANT TUCK SUN TEICHMAN to the Board of Regents of the University of Hawaii, in accordance with Gov. Msg. No. 313.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1480 and Gov. Msg. No. 313 was deferred until Thursday, April 23, 2009.

### ORDER OF THE DAY

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1450 (Gov. Msg. Nos. 310 and 468):

Senator Tokuda moved that Stand. Com. Rep. No. 1450 be received and placed on file, seconded by Senator Baker and carried.

Senator Tokuda then moved that the Senate advise and consent to the nominations to the Board of Regents of the University of Hawaii of the following:

ERIC K. MARTINSON, term to expire June 30, 2009 (Gov. Msg. No. 310); and

ERIC K. MARTINSON, term to expire June 30, 2014 (Gov. Msg. No. 468),

seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1451 (Gov. Msg. No. 309):

Senator Tokuda moved that Stand. Com. Rep. No. 1451 be received and placed on file, seconded by Senator Baker and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of CHUCK YIM GEE to the Board of Regents of the University of Hawaii, term to expire June 30, 2010, seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1452 (Gov. Msg. No. 308):

Senator Tokuda moved that Stand. Com. Rep. No. 1452 be received and placed on file, seconded by Senator Baker and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of MARK H. FUKUNAGA to the Board of Regents of the University of Hawaii, term to expire June 30, 2011, seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1453 (Gov. Msg. No. 307):

Senator Tokuda moved that Stand. Com. Rep. No. 1453 be received and placed on file, seconded by Senator Baker and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of RAMON S. DE LA PENA PHD to the Board of Regents of the University of Hawaii, term to expire June 30, 2012, seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1454 (Gov. Msg. No. 567):

Senator English moved that Stand. Com. Rep. No. 1454 be received and placed on file, seconded by Senator Gabbard and carried.

Senator English then moved that the Senate advise and consent to the nomination of DAVID M. SAITO MD to the Medical Advisory Board, term to expire June 30, 2011, seconded by Senator Gabbard.

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

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

Stand. Com. Rep. No. 1455 (Gov. Msg. No. 593):

Senator Hee moved that Stand. Com. Rep. No. 1455 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of CAROLYN KEHAUNANI ABAD to the Island Burial Council, Island of Oahu, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 1456 (Gov. Msg. Nos. 594 and 595):

Senator Hee moved that Stand. Com. Rep. No. 1456 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Board of Land and Natural Resources of the following:

DAVID C. GOODE, term to expire June 30, 2010 (Gov. Msg. No. 594); and

JOHN MORGAN, term to expire June 30, 2013 (Gov. Msg. No. 595),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 1457 (Gov. Msg. No. 560):

Senator Hee moved that Stand. Com. Rep. No. 1457 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nomination of COLETTE Y. P. MACHADO to the

Kaho'olawe Island Reserve Commission, term to expire June 30, 2013, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 1458 (Gov. Msg. Nos. 596 and 597):

Senator Hee moved that Stand. Com. Rep. No. 1458 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Hee then moved that the Senate advise and consent to the nominations to the Land Use Commission of the following:

THOMAS P. CONTRADES, term to expire June 30, 2013 (Gov. Msg. No. 596); and

NICHOLAS W. TEVES JR., term to expire June 30, 2013 (Gov. Msg. No. 597),

seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 1459 (Gov. Msg. No. 586):

Senator Takamine moved that Stand. Com. Rep. No. 1459 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Takamine then moved that the Senate advise and consent to the nomination of EDWARD G. SANCHEZ to the Hoisting Machine Operators Advisory Board, term to expire June 30, 2012, seconded by Senator Taniguchi.

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

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

Stand. Com. Rep. No. 1460 (Gov. Msg. Nos. 513 and 514):

Senator Takamine moved that Stand. Com. Rep. No. 1460 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Takamine then moved that the Senate advise and consent to the nominations to the Board of Trustees of the Deferred Compensation Plan of the following:

SCOTT A. KAMI, term to expire June 30, 2013 (Gov. Msg. No. 513); and

WESLEY MACHIDA, term to expire June 30, 2013 (Gov. Msg. No. 514),

seconded by Senator Taniguchi.

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

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

Stand. Com. Rep. No. 1461 (Gov. Msg. No. 587):

Senator Takamine moved that Stand. Com. Rep. No. 1461 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Takamine then moved that the Senate advise and consent to the nomination of CHRISTOPHER D. TATUM to the Hawai'i Workforce Development Council, term to expire June 30, 2011, seconded by Senator Taniguchi.

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

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

#### ADOPTION OF RESOLUTIONS

#### MATTERS DEFERRED FROM TUESDAY, APRIL 21, 2009

Stand. Com. Rep. No. 1462 (S.R. No. 18, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.R. No. 18, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO IMPLEMENT A STATEWIDE RAINWATER DETENTION AND RETENTION POND SAFETY PROGRAM," was adopted.

Stand. Com. Rep. No. 1463 (H.C.R. No. 56, S.D. 1):

Senator Hooser moved that Stand. Com. Rep. No. 1463 and H.C.R. No. 56, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose in opposition to the measure and stated:

"Please have the Senate Clerk cast a 'no' vote for me on Stand. Com. Rep. No. 1463, H.C.R. No. 56, S.D. 1, opposing drilling the Arctic. Drill, baby, drill. Thank you." (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. 56, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO PROTECT WILDLIFE AND WILDERNESS BY OPPOSING OIL AND GAS EXPLORATION AND DEVELOPMENT IN THE ARCTIC NATIONAL WILDLIFE REFUGE AND ON THE OUTER CONTINENTAL SHELF AND SUPPORTING CLEAN, RENEWABLE ENERGY ALTERNATIVES," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1464 (H.C.R. No. 65, H.D. 1, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 65, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII-AMERICAN WATER COMPANY TO IMPLEMENT AN ODOR MITIGATION PLAN FOR ITS FACILITY IN HAWAII KAI," was adopted.

Stand. Com. Rep. No. 1465 (H.C.R. No. 42, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 42, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DEFENSE TO ALLOW AVAILABLE HELICOPTERS TO BE USED FOR MEDICAL EVACUATION SERVICES," was adopted.

Stand. Com. Rep. No. 1466 (H.C.R. No. 19, H.D. 1, S.D. 1):

On motion by Senator Hooser, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 19, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE SECRETARY OF DEFENSE AND THE PRESIDENT OF THE UNITED STATES TO AWARD SERGEANT RAFAEL PERALTA THE MEDAL OF HONOR," was adopted.

Stand. Com. Rep. No. 1467 (H.C.R. No. 24, S.D. 1):

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

H.C.R. No. 24, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO ISSUE POSTAL STAMPS HONORING THE WORLD WAR II NISEI SOLDIERS, OTHER DISTINGUISHED MILITARY UNITS IN UNITED STATES HISTORY, AND AMERICANS WHO FOUGHT AGAINST DISCRIMINATION BASED ON RACE OR NATIONAL ORIGIN," was adopted.

At 11:44 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 p.m.

### FINAL READING

Conf. Com. Rep. No. 1 (H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 1 be adopted and H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Galuteria.

Senator Slom rose in opposition to the measure and stated:

"You will see me and hear me rising quite frequently in the next couple of minutes because what we're talking about are tax increases. And to some people, a particular tax doesn't seem to be very difficult, and particularly if they don't happen to use the service or the product, then they're okay with the tax. Now let's remember what this is all about: the conveyance tax. It's about conveying property. It's also about registering leases and all kinds of other things. Now, this bill raises to a level of \$2 million what the increase tax is going to be, but still it is an increase tax. It also points out that people that may have a second property would be subject to this additional tax.

"You know, we're in a period of time when we're trying to get people 'stimulated' and we're trying to get people to buy and to purchase things. And unless the conveyance tax is directly related to the actual act of the conveyance and the cost of the Bureau of Conveyances, then we should not be talking about increasing it; and yet we are, and we're just starting with this bill, and we have others ahead. So I will be casting a 'no' vote. Thank you."

Senator Kokubun rose in support of the measure and stated:

"You know, I think the conveyance tax is a necessary evil, if you will, in the sense that there are so many different programs aligned with real property that I think this is the best and most meaningful way to help provide for those services. Now, I know all of you know that, with respect to the conveyance tax, certain programs are funded through this, and I think these are very, very worthy programs. We're talking about the Land Conservation Fund, which leads to our Legacy Lands Program, where we can purchase property so that it will remain in the public domain. We're also talking about our Natural Area Reserve fund, which provides cost sharing for people doing watershed partnership programs; and it also provides moneys for the rental housing trust fund. So these are all, to me, issues that have a very rational nexus with the conveyance of property in this state. And I think what we have done with this bill actually is a very positive thing in the sense that we are continuing to have everyone share in this; everyone who conveys tax will be participating and providing for these services and these benefits to the greater good of the State of Hawai'i, and I want us to keep that in mind as we're looking to this.

"The other issue that I also want to raise is that this is not a permanent increase; that the way the rates are structured, that it will only be in play for three years and then after that it will return to the normal rates in terms of the distribution of funds for those very special services and projects. So, I would ask my colleagues to support this measure. Thank you."

Senator Ige requested his vote be cast "aye, with reservations, and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 1 was adopted and H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Ayes with Reservations, 1 (Ige). Noes, 7 (Baker, Bunda, English, Green, Hemmings, Slom, Tsutsui). Excused, 1 (Sakamoto).

Conf. Com. Rep. No. 2 (H.B. No. 1747, H.D. 1, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 2 be adopted and H.B. No. 1747, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Galuteria.

Senator Hemmings rose in opposition to the measure and stated:

"Madam President, it's, I guess, politically correct and sounds awfully appealing to the huddled masses out there yearning to breathe free that this is a tax increase on the rich, but that's not necessarily true. And further than that you cannot help the poor by destroying the rich, and you cannot further the brotherhood of man by inciting class envy or even hatred. 'We'll punish the rich,' seems awfully popular these days, both here locally and nationally, but it's important to ask ourselves, in raising taxes, what the impact is on Hawai'i in its totality, and then secondly, where the taxes go.

"I think we can safely say that this session is probably the biggest session in the history of the state for raising taxes. And it's necessary in some areas that we have progressive taxation, but it's not a necessary evil as the previous speaker said because there's an alternative to raising taxes, and that is to reduce spending. In looking over the spreadsheet on previous budgets, the gross domestic product in '07 was approximately 5 percent; the state budget grew by 8 percent, as it did the following year, and the gross domestic product for the nation went down. This year with all the problems we have, in looking preliminarily at HB200, we're going to have to reduce spending from the previous year by approximately 1 percent. So we have to make up a lot of money.

"The Ways and Means Committee Chair has a daunting task in front of her. She's reducing spending marginally by approximately 1 percent, but that won't cover what we have to pay for. So what follows is a dramatic increase in taxation that will be very regressive for the economy. And who are we doing this for? Who's benefitting—the people paying the taxes? No. The people that are working in the private sector trying to survive? The people that are getting laid off and collecting unemployment? This is being done for one special interest group to walk away from the state crisis without contributing a thing, and that is the government employee unions, mostly the HGEA.

"It's important to note what this Legislature has done for this special interest, and I recognize how powerful they are in that first Tuesday in November. I also recognize I have that day off as a convenience—a paid day off, by the way—which the private sector does not enjoy. This special group enjoys pay benefits far in excess in some areas than their counterparts in the private sector. Their perks, or benefits, the number of days off, far exceed the private sector. In many cases and as we've seen by numerous audits, they're immune from accountability. They are immune from being held accountable for misdeeds and poor work; and yet, throughout this whole budget process, they're going to walk away unscathed under this current plan. And it goes back to when, I believe it was, 13 of the legislators

did a 180 on their previous vote under the leadership of Governor Cayetano; public unions were required to strike when they had an impasse. But a number of people on this floor reversed themselves on that vote and voted to go back to collective bargaining. And as the union says in their manual, they elect their bosses and their bosses have done them well. Because every year since then, the entire budget process has been one designed in collective bargaining years to put as much money in the general fund as possible, so when you go into binding arbitration, the arbitrators say, 'Well, we can give you the 3, 4, 5 percent pay increase because the state has enough money.' And that money sometimes is taken from the mouths of the needy and the poor and the hungry. I remember one year when it was just absolutely scurrilous that we raided all the special funds in order to fund human service programs rather than funding them out of the general fund. And we're doing it again this year because we have to keep the fatted calf untouched by the economic crisis; while in the private sector, numbers of people are being laid off and suffering these hardships in these poor economic times. No public workers to date have been laid off, except those that are being proposed to be laid off who are not unionized.

"This specific tax, added with all the other taxes—and some of the numbers are hard to come by because we don't know what the final verdict is going to be—is going to take over one half billion dollars a year, by our calculations, out of the private sector economy and put it into the general fund. And we know who it's for, and it's not for the good working people of Hawai'i. I would suggest to those union members who do work hard and do suffer in this economy like everyone else—which they do because they live here—that they've passed the point of diminishing returns that they too suffer at the hands of excessive taxation and poor performance by government in many areas as audit after audit shows.

"So, we think we're doing a good thing here, or some think, because this is a politically correct tax on the rich. Well, it's not. It's a tax on the economy that, coupled with the rest of the tax increases, is going to fund an increasingly expensive government that oftentimes fails the people in many areas, such as public education; and yet public workers walk away unscathed by this crisis. It's just not fair, and it will come back to haunt us. I especially like that a number of these tax increase bills are somewhat recognized as being onerous because they're being repealed in the year 2015. If they're such good ideas, why would we repeal them? We'd repeal them because we know they're not good ideas. And it's a sleight of hand because I don't recall of many instances where taxes that have been enacted had been repealed. So this is just another nail in the economic coffin of Hawai'i; and added together with all of the other tax increases we will be voting on over the next several weeks, it will make Hawai'i a more expensive and less productive place to live in.

"I urge my colleagues, when voting on these bills, to not only look at the exact bill but look at the big picture. We have been ranked consistently amongst the highest taxed people in the nation, and increasingly we tax the poor the most; although income tax brackets had been adjusted in some bills and other bills are allowing tax breaks allegedly for the working poor. But Hawai'i nevertheless, according to a special report by the Tax Foundation of America, is ranked number five in the nation for state and local tax burden on its people. And that's what makes living in Hawai'i so problematic, especially for the working poor. So I'd urge my colleagues to really look at the big picture when voting on these taxes because they will ultimately reduce revenue to government because people are not going to be able to afford to work and live and invest in Hawai'i and they'll go somewhere else. Thank you, Madam President."

Senator Hooser rose in support of the measure and stated:

"Frankly, I don't know where to start, so I apologize if I jump around a little bit in my remarks. You know, for one to say it's politically correct or politically popular to raise taxes is ridiculous at best. None of us here take any pleasure or get any political points for proposing tax increases whatsoever. None of us here are demonizing the rich. We all have—I hope we all have—some friends who have money and who will be taxed at these levels. Rather, I think it's politically correct for the other side to demonize public workers. It seems like that's the politically correct, the bandwagon. Let's bang on public workers. Let's bang on the clerks. Let's bang on those fixing our roads and our highways. Let's bang on the secretaries. Let's bang on the lifeguards, the police, our teachers. Oh, no, let's not forget them—let's bang on our teachers.

"You know, we have to raise income to balance the budget. We will be cutting programs. We have already cut jobs. Public workers have already paid the price and will continue to pay a price, certainly with their health care benefits; I think most understand that. The question was asked, 'Who benefits?' Well I think the people that benefit are the people that use the services: the people that use the parks; the people that use the roads, the highways, the airports; people that stand in line to get their driver's licenses; people that benefit from the health department; people that benefit from mental health services. There's a long list of people who benefit, colleagues and Madam President. It seems the Minority leader wants to benefit but doesn't want to pay, doesn't believe anybody should pay any more money for these benefits, but believes those public workers, whom many are friends of all of ours... Our children grew up with them; they play soccer together. They're our neighbors, those public workers who provide the services. It seems that some in this room don't want to pay an extra dime for those services but want the people that provide the services to pay that extra dime. So they want public workers to provide the same services and take pay cuts and take layoffs, take reduction in benefits. Something's wrong with that picture. And frankly, we've been getting it—most of us all week long, maybe for the last few weeks. People saying, 'No, no, no; don't do this. Don't cut me. Don't raise my taxes. Don't cut the services.' But fortunately there's only a few that spend their time bashing public workers, wanting us to reduce their pay, reduce their benefits. Well, let's just get rid of them. Oh, but we need the services.

"You know, these are my friends. These are office managers, these are clerks, these are staff members, these are people in this room today helping us to pass laws, helping us to run the business of government, and I for one have a difficult time hearing over and over again how they must bear the burden of balancing the state budget. They're nurses. We didn't hear the hospital system mentioned today; we probably will before the end of the day.

"We hear how public workers get paid more and more than the private sector, more and more benefits. In some cases that's true, but in many cases it's not. Electricians, welders, carpenters, auto mechanics, equipment mechanics all get paid less in the public sector than they do in the private sector: electricians, 32 percent less; pharmacists, 40 percent less. Medical record librarians, clinical psychologists, auditors, occupational therapists—there's a long list of people in the public sector who get paid significantly less than the private sector. And, yes, they have their vacation, they have their medical; and they choose to work in the public sector because of those benefits and they take less pay. And by the way, they negotiate that pay with the administration. Our current Governor has negotiated and agreed to the current levels and the benefits that public workers have today. I, for one, have a difficult time changing the rules on public workers who have negotiated in good faith just because people who use the services aren't willing to pay more. These are people that run

our schools, our airports, our highways, our hospitals, our police. Yes, let's bang on public workers. Let's pick on the good, hardworking people who provide these services. They're not overpaid. Yes, the benefits are good, but the pay is often less; and again, they negotiated and agreed to this pay. Yes, it's easy to say, 'Everybody must share.' Everybody except the tourists, everybody except the wealthy, everybody except property buyers, everybody except business, must pay. Let's put it all on the back of the public workers. It's easy to bang on the clerks and the janitors. Why don't we bang on the bankers who created this mess in the first place? Why don't we bang on President Bush, who through his policies led us down this path? Why don't we bang on HMSA? Bang on Hawaiian Tel? Bang on AIG? No, no, no, let's pick on the clerks and the bus drivers. Why don't we bang on the Governor who's had six years to streamline government, to reduce cost, to modernize government, to put into place programs that might have resulted in a better condition than we're in right now? No, we're not going to bang on the Governor. We're not going to bang on big business. We're going to pick on labor. We're going to pick on public workers. Public workers are to be the whipping boy of the day.

"Madam President, I, for one, realize that everyone does have to share, and public workers are sharing in this, but we have to raise taxes. No one likes to do it. We have to spread it around the community, and I encourage my colleagues to vote in support. Thank you."

Senator Hemmings rose in rebuttal and said:

"I'm not bashing all public workers, and I certainly agree with the previous speaker that most are good, conscientious public workers. But many are not. I won't go over all the audits, but I think you will remember—certainly because we convened a special commission to investigate it—the audit of the Conveyance Department showing they collected hundreds of thousands of dollars in one year in overtime and produced less work because they made an art form of exploiting the system. Literally they received more money for doing less. I think we've seen a similar article on the exploitation of overtime in other departments, such as the Department of Public Safety, which was audited. So, yes, it's true; most public workers do a good job, but many don't.

"It's amazing how deceptive, or how perception can be different because I, too, have the 'accurate' information—and I'll tell you the whole story and not try to deceive you by just telling you half of it—of what compensation is for public workers. In Bargaining Unit 1, it's true as the previous speaker said: electricians and welders and carpenters, high-end specialists do make less than their counterparts in the private sector. But plumbers make 6 percent more, groundskeepers make 9 percent more, general laborers make 10 percent more, cooks make 15 percent more, kitchen helpers make 28 percent more, warehouse workers make 34 percent more, general laborers make 39 percent more. Should I go further? In Bargaining Unit 13, personnel specialists make 4 percent more, accountants make 6 percent more, recreational therapists make 22 percent more. Bargaining Unit 3: secretaries, 8 percent; data entry, 11 percent; legal secretary, 14 percent; personal clerk, 22 percent; secretary III, 37 percent; secretary IV, 54 percent. So the facts are when you combine that with their benefit package—21 vacation days a year as compared to the private sector's 10 after working 10 years, and sick leave, 21 days can accumulate up to 90—the private sector is not as well compensated in most instances as the public sector. So it's just not true what the previous speaker said; and the numbers here are to validate, and if anybody want to see them I'm more than happy to show them.

"We are raising taxes. And there are alternatives to balancing the budget, and we've talked about them before. We

can privatize many services that can be done better and for less money by the private sector. And we can protect public jobs by having a warm-bodies policy and reduce the workforce through attrition. No one has to lose their jobs. I'll quote again what I said before: The alternative is, for instance in prisons, to send our prisoners to Arizona where it costs half as much to incarcerate a prisoner and keep the public safe. What are we doing this session? We're probably going to bring them home so we can pay twice as much when we can't even afford what we already have. And yes, I will talk about the education system. If they're doing such a good job with their bureaucracy, how come we can't get the numbers on where the money's going? How come they get you, the Majority party, to not even allow us to audit them as we audit everybody else? We do know we're spending \$2.4 billion on public education, or have been. And we do know, by national rankings, they're producing about the 47th ranked product in the nation when it comes to educating our kids. And hospitals; hospitals, hospitals, hospitals. How I love those hospitals, because this year we're going to spend \$50 to \$60 million in the next several years subsidizing monopoly hospitals on Maui, Hilo and Kona, when services could easily, as is done on Oahu, be provided by private sector. But what we're really doing is taking taxpayers' money, including union workers' money, and subsidizing huge, economic losses in monopoly state hospitals. So, there are alternatives to raising taxes. It's just not true.

"Quite frankly, I want to set the record straight: I am not demonizing public workers. I'm demonizing the Majority party, who continues to abuse everyone in this state with high taxes and in many instances, poor government services, including public workers who suffer. I might note that we are one of the states with the highest number of students in private education, many of them children of public workers. Several years ago, they did a survey of present and previous HSTA teachers and found out that they themselves sent their kids to private schools.

"So let's be honest, and let's especially be honest when we start talking about the numbers, about their compensation, because the previous speaker really misled us by only giving you the figures he wanted you to hear and not all the figures and not the big picture. The facts are public workers are very generously compensated, they're immune from accountability, very few if any of them have been laid off for cause or otherwise for economic hardship, while the private sector suffers tremendously. We are heaping more taxes on the private sector to protect this system which is not serving everyone, including unionized workers. I stand by my position on this, Madam President, and time has proven me right."

Senator Espero rose in support of the measure and stated:

"The good Senator from East Honolulu has mentioned that we have to look at the big picture, and I think no one here will disagree with that statement. The big picture is that these budgetary times are probably the most difficult we have faced since statehood. There are some individuals who say that, nationally and globally, this is the worst it has been since the Depression. In Hawai'i the signs are very, very stormy and gloomy. The visitor count is down and we expect it to be down through the end of this year. Foreclosures are on the rise. Bankruptcies are on the rise. Unemployment is the worst in the last 30 years at 6.5 at least, and I wouldn't be surprised if it hits 7 percent before the end of this year. So that is the backdrop and the environment before this legislative body, and the decisions that we are making today in raising taxes and other measures between now and the end of session will be thought of very carefully, no doubt.

"As was stated, nobody likes the idea of raising taxes, but before this session is ended we will probably have raised some taxes. We will probably have taken pay cuts for some state

employees. We will likely be having some state employees laid off, losing their jobs. We are looking at a reduction in programs and services within every agency and every department in the state; and the trickle effect on non-profit organizations within the state, which help every single one of our districts and the constituents we serve are going to be severely, negatively impacted as well. The taxes we're looking at, I believe, are reasonable when you look at the bigger picture. We're not looking at one big tax or one big cut somewhere. We are attempting to sacrifice throughout and transfer what we must do through all segments of our government. It is a difficult time, and at the end of session we are going to be responsible for the 1.2 million people who live in this state, and it is our jobs to make those difficult decisions which must be made.

"I'd also like to go back on the comment regarding public education. I believe the Senator from East Honolulu said that public education is a failure in this state. That is a completely wrong statement. It is incorrect. It is false. Public education is not a failure in our state. I can tell you, in my district we are educating and graduating very productive members of our society; these young men and women who will go on into college, who will join unions, who will join the military, and become other productive members. If there are problems in the good Senator's district, I'm certain that he will look into them and recommend the changes that have to be made. To say we've never audited the Board of Education or DOE is false. We have audited them. They have been reviewed and reevaluated, maybe not to the standard you want, but we have. It is not as if they are running like a chicken without a head.

"But, Madam President, I do support H.B. No. 1747, which we are voting on now. It is one small tax increase, yet it is just one segment of what we must do in order to close this \$2 billion gap over the next two fiscal years. Thank you."

Senator Slom rose in opposition to the measure and stated:

"There were a lot of things said and I'm not going to try to rebut them all. I just want to make sure that we put a couple things on the record. First of all, we're not talking about a small tax increase; we're talking about a projected \$60 million per year for this bill. If we take the bills that are on our agenda, the proposed increases would be over \$330 million in fiscal year '10 and another \$445 million in fiscal year '11; so we are actually approaching a trillion dollars just in tax increases, so it is significant.

"And, you know, every time I hear somebody say, 'Well, no one really likes to raise taxes,' then I have to ask myself, 'Then why do we raise these taxes? Why do we do it?' And why don't we listen to the people that tell us that they don't want taxes raised? Not that they're not going to pay more or pay for what they're using; they're already paying. They're among the highest paying taxpayers in the nation. And what they're saying to us, everyone one of us, is: 'You're supposed to represent us. You're supposed to look at the big picture of the economy as a whole.' Now if it were a question of taxing into prosperity or spending by government into prosperity, then we would have numerous examples to look at throughout history and throughout our community. But, unfortunately, we can't find one; not one example where more government, bigger government, more expenditures, more taxation has resulted in more prosperity. It's just the opposite.

"You know, we continue to talk about the rich and the wealthy—not only in this bill but in others—and yet all of us in this room know that Hawai'i is a special situation in terms of income, particularly gross income. That's why we don't have a sales tax; we have a gross income excise tax. And we know that people here probably work more jobs per capita than anywhere else. And so, guess what? The gross income is higher than in most areas. But so is the housing. So is the

health care. So is the food. So is the transportation. So is everything that we do. And yet, we talk about 'the rich.' If we look in the mirror, we find out in most cases, we are the rich that we're talking about. And then we can look at small businesses; and we get a lot of platitudes from this body about how wonderful small businesses are, and how important they are to the community and the nation, and yet we go along and we regulate them. We prohibit them, we add employer mandates, and we have taxes. And for anybody that knows anything about businesses, both here and on the mainland, they know that most businesses—primarily sole proprietors that make up the largest segment of businesses—pay on a Schedule C through their income tax, thus giving the gross income tax a boost which is not found in most other places. And these are the people that we're talking about taxing. And that's what we do.

"Madam President, you know that for the last couple years, I've always taken issue with the so-called conformity bill, the bill that would conform Hawai'i's tax laws to the Internal Revenue Code laws. And one of the things I've always pointed out is something that's addressed in this bill: that in the State of Hawai'i at \$1,040, a person is about one-third of what he or she is according to the IRS and federal tax guidelines because that's the amount of the personal exemption. One-third of what it is on federal returns and in most other states. Now this bill seeks to do two things to lessen the impact of the tax increase. One is to minimally increase the standard deduction which several of us have argued for for years, but it's a minimal increase. And secondly, it seeks to increase the personal exemption; and it would go all the way from the current \$1,040 per person right now up to \$1,144 if this bill is passed. We still would be treated as one-third of what the federal exemption is. So, this bill, when everybody says how difficult it is to raise taxes, it is difficult because it doesn't succeed in stimulating the economy. And if people are having difficulty in paying bills and costs and taxes right now, how does adding to that burden by these tax bills make it any better or any easier or any more fulfilling?"

"And again, not to belabor the point or kick a dead horse; the Minority leader has never said that he has a problem with public or government workers. He doesn't 'bang' them. What he has said is: In the era of the Obama 'shared sacrifice', where all of us are supposed to be sharing, there is no sharing coming from the government sector. Now you can argue, 'Well, that's going to be the subject of collective bargaining later on.' But if there's money in the till—if there's more than \$1 billion in new taxes—then that goes into the collective bargaining process and certainly into the arbitration process. And the argument then is: 'Oh, what do you mean the state doesn't have money? Look at what you've got,' and you've got more sources of revenue.

"So we're not doing anybody a favor by raising taxes. We're not solving our economic policies by raising taxes. The pure and simple fact is our government has gotten too bloated, too big, and that's what the thousand or more people tried to tell us last week at this Capitol. And by the way, they were not members of any particular political party, or they were members of several different political parties, but most of them were not members of political parties. They were just coming here to ask us to please, please listen to them and to do things for them; and if we pass these tax bills, we are ignoring them completely. And the only people that get banged are the people that are called upon to pay all the bills: the taxpayers and small businesses of this state. Thank you, Madam President."

Senator Hooser rose in rebuttal and said:

"Just a couple of things I believe that deserve a rebuttal: On the Center on Budget Policy Priorities, April 20, 2009, lots of states are going through the same process we're going through trying to balance their budgets, trying to balance between tax increases and cutting services. But in this paper written at the

start of the last recession, Nobel-prize winning MIT economist Joseph Stiglitz and his associates, Brookings Institute economists, now director of the Federal Office of the Budget and Management, concluded that tax increases on higher income families are preferable for closing state fiscal deficits in the short-run. And this bill does have a sunset on it; 2015, as was brought up. But in the short-run, tax increases on higher income families are preferable because they reason the reduction in government spending on goods and services or in the transfer of payments to lower income families. So if we're going to take away money from lower income families, we're going to take money away from goods and services, that's money that comes out of the economy and reduces money in circulation and reduces demand on the economy. By contrast, taxes on the higher income, wealthiest individuals/households, the impact on the economy is not as great because most of that additional payment comes out of savings rather than out of funds that are spent on a regular basis. So the studies clearly show that this has less of a negative impact in terms of taking money out of circulation.

"There is also extensive information I'd be happy to share with the members that talks about the fallacious argument that says this is going to cause people to flee the community. The studies clearly show that wealthy individuals do not look first at the tax rates of the states. They look first at the environment. They look first at the weather. They look first at the quality of life issues. And states that have raised similar taxes in the past have not seen a flight of capital or of individuals to other states. So thank you, Madam President."

Senators Ihara and Ige requested their votes be cast "aye, with reservations, and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 2 was adopted and H.B. No. 1747, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Ayes with Reservations, 2 (Ige, Ihara). Noes, 6 (Baker, Bunda, Gabbard, Green, Hemmings, Slom). Excused, 1 (Sakamoto).

Conf. Com. Rep. No. 3 (H.B. No. 1175, H.D. 3, S.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 3 be adopted and H.B. No. 1175, H.D. 3, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in opposition to the measure and stated:

"Boy, it's really popular to stand up and defend cigarettes from another tax increase, isn't it? Because we've made cigarettes into one of the evils, just like the combustion engine of the automobile; so let's tax them. You know, the argument used to be that we're doing this because of second-hand smoke. We're doing it because of health. We're doing it because of employees. Well, that was all a shibai. We don't have to worry about that anymore because we're doing it purely for money. And the reason that we're only raising it a little bit each year, little bit more, is because we want that money to keep flowing in. And then we have the recipients of the money fighting over where the distribution is. Remember when it was all going to be for education to stop young people and others from smoking? Now, we've got different uses for that money. So, the point is: What is the real justification for raising the cigarette tax? Because it's easy to do. We can do it on those smokers. And for those of us that don't smoke, don't believe in smoking, advise against it but still say that raising the taxes and even accusing these people of being sinners—because after all, cigarettes represent a 'sin tax'—makes it all too easy, especially when it's about money, and that's what it's about. If people really felt the health issues were important, as I've said time and

time again here, then try to ban cigarettes and all tobacco products and everything else you don't like: soft drinks and candy and the combustion engine and all of that. Ban them. See if you can. But you'll know you have a hard time doing that because cigarettes, like the automobile, represent freedom; the freedom of people to choose to do what they want to do with their life even knowing what the risks are. And for us to be very pompous, to say, 'Well, they shouldn't do that, but we're not going to make sure that their health is protected. We'll just tax them more for it.' And that's what we're doing and that's what this bill does. It's kind of like cooking the frog. We don't put the frog in hot water; we put him in cool, tepid water, and then keep raising the temperature, and that's what we're doing here. So I have no problem standing against yet another tax increase. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 3 was adopted and H.B. No. 1175, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Sakamoto).

Conf. Com. Rep. No. 4 (H.B. No. 895, H.D. 2, S.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 4 be adopted and H.B. No. 895, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in opposition to the measure and stated:

"Tobacco products. Well, here we go. If I don't like cigarettes, I don't like tobacco products, but there's a lot of tobacco products. There's this pipe, there's this cigar—and by the way, we have some extra cigars for those in the gallery who are here who love to smoke a cigar but don't want to talk about it now. Why are we doing this? Why are we raising wholesale prices again on these products? Why? Money, and because it's easy; and we call them 'sin.' They're legal products, they're legal activities, and yet we're saying, 'Let's raise the wholesale price.'

"And then we go even further. We want to make sure we micromanage and we pick out little cigars, and we define 'little cigars,' and then we also have a tax for the circumference, or ring size, of large cigars. I'm sorry, Madam President, I do apologize; I could not get a large enough Clinton cigar to go with these here. I just have regular-sized cigars. But that's what we're doing: 'other' tobacco products. And it won't be long before we go after 'other' food products and 'other' things that you do because that's what government is trying to do. It does not support freedom. It does not support choice. It does not allow for different lifestyles, except in maybe the sexual area, but not in the private consumption area. This is a mistake. We shouldn't be doing this. I'm voting 'no.' Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 4 was adopted and H.B. No. 895, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Sakamoto).

Conf. Com. Rep. No. 51 (S.B. No. 199, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 51 and S.B. No. 199, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was recommitted to the Committee on Conference.



Conf. Com. Rep. No. 52 (S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 52 be adopted and S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Kokubun.

Senator Slom rose in opposition to the measure and stated:

“Well, here’s the trifecta. Now, we’ve gone after the sinners. We’ve gone after small businesses. Now we’ll go after the ailing visitor industry. We’re going to raise the hotel room tax, the transit accommodation tax, by 1 percent next year, another 2 percent after that. You know, we’ve had all kinds of summits and task forces and people getting together trying to figure out how can we balance our visitor industry in times where it’s really difficult and times where the President of the United States says don’t go on trips to places like here. We’ve seen that the private partners within the industry have tried to put together packages, lower prices, to make it more attractive to people across the country—the value-added aspect. And yet, here’s what we’re going to do: We’re going to say again, we’re going to tax the visitor industry. We’re going to put a tax on them. And when people do look at vacation and business destinations, they do look at the total cost. They look at the car rental cost. They look at the hotel room cost. They look at the transportation cost, in total. And perhaps, just one aspect of that may not be enough to discourage or to encourage the travel, but when you put all of these things together and people look at it, they say we’re going after the tourists at a time when we say that we want to rebuild the industry. I think it’s very short-sighted.

“All of us have heard from the people in the industry. They don’t support it. They don’t say it’s a positive thing. They don’t say that there’s any way of putting a spin on this other than it’s going to be more costly for people to come to Hawai‘i either on business, for pleasure, or for eco-tourism or anything else. Why do we do these things? It’s not going to pay benefits. It is going to cost us more in terms of revenues of people that don’t come here. Please reconsider your vote. Thank you.”

Senator Kim rose in support of the measure and stated:

“It’s never a good time to increase the TAT, and from its inception in 1987 and years leading up to its adoption, of the TAT, the visitor industry has argued that a hotel room tax would impact negatively upon the visitor and will prevent visitors from coming to Hawai‘i. But this did not happen. Six years later in 1994, the TAT went from 5 percent to 6 percent to create a revenue stream for the debt service of the Convention Center. The economy in 1993 was not robust. In fact the economy had slowed as a result of the first Gulf War that put us in a prolonged slump that lasted nearly until the end of the 90s. In 1999, the Legislature once again raised the TAT to its current level of 7.25 percent. The economy was still challenged, which is evidenced by the convening of the ERTF, the Economic Revitalization Task Force, during the 1997 interim. In fact, raising the TAT was one of the proposals put forth by the ERTF to comprehensively address the economic downturn and to support programs and marketing efforts of the industry.

“Today, we have several bills in conference that supports the effort of HTA. One of them is to redefine the use of HTA’s \$5 million emergency fund and another to give them \$10 million additional funding for marketing. And despite the doom and gloom of the past that the TAT would hurt visitors’ arrivals, Madam President, Hawai‘i’s visitors’ totals soared to over 7 million visitors. And during this time the industry entertained programs of carrying capacity, to limit the number of visitors, and targeting just the higher spending visitor. So, Madam President, our visitor industry is not the problem. In fact, they

are part of the solution, and as I have pointed out, they have been just that in our past economic downturn. So as part of the solution, we all need to share in the cuts, raising of revenue, and in sacrifices.

“This bill raises the TAT 1 percent, or to 8.25 percent, from July 1, 2009, to June 30, 2010. And then it raises it another 1 percent—9.25 percent—so the bill reads 2 percent from July 1, 2010 to 2015. Amending this bill with the sunset provision in 2015 allows us and the House and the industry to evaluate and reevaluate the actual impacts on this bill for next year and up until 2015. Madam President, I urge the members to support this measure. Thank you.”

Senator Hemmings rose in opposition to the measure and stated:

“I agree with the previous speaker’s history of tax increases in the travel industry and the impacts because they’re undeniable. Everything she said did happen. But we’re not talking about the 1990s; we’re not even talking about the turn of the 21st century. We’re talking about now, and we’re talking about—excuse the metaphor—the goose that is laying the golden egg. And the facts are these times are quite a bit more perilous than the ones previously talked about. Visitor arrivals have been decimated by the national slowdown in the economy. People have become incredibly price sensitive. Retirees have lost 30, 40, 50 percent of their IRA value. Investors, likewise, have lost. People are not travelling, and when they do, they are very wary of how much they spend. I’ll read some numbers from a much respected leader in the travel industry whose family has been doing business in Hawai‘i since the 1940s. He made a comparison of a Waikiki package compared to similar hotels, 4 star hotels in Acapulco. The average cost of the Waikiki package was \$733; Acapulco was \$661. What we’re doing here today will add to the cost of the Hawaiian package and make us less competitive.

“But people say, for the most part, that TAT increases is exported and is paid by people who come here, so we’re trying to eliminate the hurt for our residents when we’re raising taxes. Well, as I quote, that sounds good but in real life there’s a serious consequence. Tax collections may actually go down when the tourist market suffers, as they have. We have evidence now. This beleaguered industry that’s suffering 20 percent reduction in arrivals is directly responsible because it’s the single and biggest producing private sector industry in Hawai‘i, is the reason why our tax receipts are down.

“So let me see if I’ve got this right: You guys aren’t paying enough taxes because you don’t have enough business to pay your taxes, so we’re going to solve it by taxing you more. Does that make sense? No, it doesn’t. We’re further eroding our tax base by increasing taxes in the worst time to do it, in a time when the industry is struggling. I would submit to you that this is going to further damage our travel industry and result in fewer taxes collected rather than more. So, I urge my colleagues to give consideration to voting ‘no’ on this legislation.”

Senators Ige, Fukunaga and Ihara requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 52 was adopted and S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 3 (Fukunaga, Ige, Ihara). Noes, 5 (Baker, Bunda, Green, Hemmings, Slom). Excused, 1 (Sakamoto).

S.B. No. 301, S.D. 2, H.D. 1:

On motion by Senator Baker, seconded by Senator Kim and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 301, S.D. 2, and S.B. No. 301, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII REGISTERED AGENTS ACT," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 521, S.D. 2, H.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 521, S.D. 2, and S.B. No. 521, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Final Reading on the following showing of Ayes and Noes:

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

Senator Ige, Chair of the Committee on Health, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 35; H.C.R. No. 51; H.C.R. No. 148; and H.C.R. No. 214, H.D. 1.

Senator Ige noted:

"We received the referrals on these matters just yesterday, and we would like the opportunity to have a hearing before the deadline."

The Chair granted the waiver.

Senator Chun Oakland, Chair of the Committee on Human Services, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 15; H.C.R. No. 16, H.D. 1; H.C.R. No. 34; H.C.R. No. 55; H.C.R. No. 120; H.C.R. No. 135; and H.C.R. No. 246, H.D. 1.

Senator Chun Oakland noted:

"We received the resolutions yesterday afternoon as well, and would like to have a hearing on them. Thank you."

The Chair granted the waiver.

Senator Kidani, on behalf of the Chair of the Committee on Education and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 63; H.C.R. No. 89; H.C.R. No. 94, H.D. 1; H.C.R. No. 281; and H.C.R. No. 282, H.D. 1.

Senator Kidani noted:

"Your Committee on Education and Housing is requesting the waiver in order to meet the House concurrent resolution crossover deadline on Monday."

The Chair granted the waiver.

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

#### **RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS**

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

H.C.R. No.	Re-referred to:
H.C.R. No. 35	Committee on Health

H.C.R. No. 97, H.D. 1	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
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H.C.R. No. 109	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
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#### **APPOINTMENT OF CONFEREES**

S.B. No. 199, S.D. 1 (H.D. 1, C. D. 1):

The President appointed Senators Fukunaga and Tsutsui as additional managers 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. 199, S.D. 1.

S.B. No. 892, S.D. 1 (H.D. 2):

The President appointed Senator Taniguchi as 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. 892, S.D. 1.

S.B. No. 995, S.D. 2 (H.D. 3):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 995, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, Taniguchi, co-chairs; Fukunaga, Kokubun as managers on the part of the Senate at such conference.

S.B. No. 1677, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1677, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Taniguchi, co-chair; Fukunaga, Kokubun, Takamine, Slom as managers on the part of the Senate at such conference.

H.B. No. 1260, H.D. 1 (S.D. 1):

The President appointed Senator Fukunaga as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1260, H.D. 1.

H.B. No. 1404, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1404, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Kim, co-chair; Slom as manager on the part of the Senate at such conference.

#### **ADJOURNMENT**

At 1:08 p.m., on motion by Senator Hooser, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, April 23, 2009.

## FIFTY-SECOND DAY

## Thursday, April 23, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by Reverend Ryosho Kokuzo, Waipahu Soto Mission, after which the Roll was called showing all Senators present.

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

## MESSAGE FROM THE GOVERNOR

The following message from the Governor (Gov. Msg. No. 624) was read by the Clerk and was placed on file:

Gov. Msg. No. 624, informing the Senate that on April 22, 2009, the Governor signed into law Senate Bill No. 190, S.D. 1, H.D. 2 as Act 13, entitled: "RELATING TO COMMUNITY CARE FOSTER FAMILY HOME."

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 667 to 673) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 667, returning S.C.R. No. 66, S.D. 1, which was adopted by the House of Representatives on April 22, 2009, was placed on file.

Hse. Com. No. 668, returning S.C.R. No. 72, as amended in H.D. 1, which was adopted by the House of Representatives on April 22, 2009, was placed on file.

By unanimous consent, action on S.C.R. No. 72 (H.D. 1), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII," was deferred until Friday, April 24, 2009.

Hse. Com. No. 669, returning S.C.R. No. 119, which was adopted by the House of Representatives on April 22, 2009, was placed on file.

Hse. Com. No. 670, informing the Senate that the following bills passed Final Reading in the House of Representatives on April 22, 2009:

H.B. No. 895, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 1175, H.D. 3, S.D. 2, C.D. 1;  
H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 1747, H.D. 1, S.D. 1, C.D. 1; and  
S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1,

was placed on file.

Hse. Com. No. 671, informing the Senate that on April 22, 2009, the House reconsidered its action taken on April 16, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 1414, H.D. 1 (S.D. 1), was placed on file.

Hse. Com. No. 672, informing the Senate that on April 22, 2009, the House discharged all conferees to H.B. No. 1059, H.D. 2 (S.D. 1), was placed on file.

Hse. Com. No. 673, informing the Senate that on April 22, 2009, the Speaker appointed conferees on the part of the House

for the consideration of amendments proposed by the Senate to the following House bill:

H.B. No. 1782, H.D. 2 (S.D. 2):

Representatives Yamane, M. Oshiro, co-chairs; Karamatsu, Finnegan,

was placed on file.

## CONFERENCE COMMITTEE REPORTS

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. 1739, H.D. 1, presented a report (Conf. Com. Rep. No. 5) recommending that H.B. No. 1739, 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. 5 and H.B. No. 1739, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was deferred for a period of 48 hours.

## ORDER OF THE DAY

## ADVISE AND CONSENT

Stand. Com. Rep. No. 1468 (Gov. Msg. No. 568):

Senator Baker moved that Stand. Com. Rep. No. 1468 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of NIRAJ S. DESAI to the Hawaii Medical Board, term to expire June 30, 2013, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1469 (Gov. Msg. Nos. 570 and 571):

Senator Baker moved that Stand. Com. Rep. No. 1469 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the State Board of Public Accountancy of the following:

MICHAEL CHING, term to expire June 30, 2013 (Gov. Msg. No. 570); and

KENT K. TSUKAMOTO, term to expire June 30, 2013 (Gov. Msg. No. 571),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1470 (Gov. Msg. No. 572):

Senator Baker moved that Stand. Com. Rep. No. 1470 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of WENDY L. MAH to the Board of Veterinary Examiners, term to expire June 30, 2013, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1471 (Gov. Msg. No. 566):

Senator Baker moved that Stand. Com. Rep. No. 1471 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RAYMOND B. SKELTON to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, term to expire June 30, 2013, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1472 (Gov. Msg. No. 550):

Senator Baker moved that Stand. Com. Rep. No. 1472 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of MICHAEL P. HAMNETT to the Board of Directors of the Hawai'i Hurricane Relief Fund, term to expire June 30, 2013, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1473 (Gov. Msg. Nos. 548 and 549):

Senator Baker moved that Stand. Com. Rep. No. 1473 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Dental Examiners of the following:

WAYNE S. ATEBARA, term to expire June 30, 2012 (Gov. Msg. No. 548); and

ROBERT G. SHERMAN, term to expire June 30, 2013 (Gov. Msg. No. 549),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1474 (Gov. Msg. Nos. 547, 563, 564, and 565):

Senator Baker moved that Stand. Com. Rep. No. 1474 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Contractors License Board of the following:

HAROLD MARTIN, term to expire June 30, 2013 (Gov. Msg. No. 547);

JOHN E.K. DILL, term to expire June 30, 2013 (Gov. Msg. No. 563);

WILLIAM A. KAMAI, term to expire June 30, 2013 (Gov. Msg. No. 564); and

ALDON K. MOCHIDA, term to expire June 30, 2013 (Gov. Msg. No. 565),

seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1475 (Gov. Msg. No. 546):

Senator Baker moved that Stand. Com. Rep. No. 1475 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RICHARD L. WILCOX to the State Board of Chiropractic Examiners, term to expire June 30, 2010, seconded by Senator Ige.

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

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

Stand. Com. Rep. No. 1476 (Gov. Msg. Nos. 465, 466, 467, and 581):

Senator Tokuda moved that Stand. Com. Rep. No. 1476 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 Medical Education Council of the following:

CHRISTI L. KELIPIO, term to expire June 30, 2013 (Gov. Msg. No. 465);

SUSAN R. MURRAY, term to expire June 30, 2013 (Gov. Msg. No. 466);

MARY E. WORRALL, term to expire June 30, 2013 (Gov. Msg. No. 467); and

DARRYL S. SALVADOR PSY.D., term to expire June 30, 2011 (Gov. Msg. No. 581),

seconded by Senator Sakamoto.

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

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

Stand. Com. Rep. No. 1477 (Gov. Msg. No. 580):

Senator Tokuda moved that Stand. Com. Rep. No. 1477 be received and placed on file, seconded by Senator Sakamoto and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of JAMES H.Q. LEE to the Board of Regents of the University of Hawaii, term to expire June 30, 2014, seconded by Senator Sakamoto.

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

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

Stand. Com. Rep. No. 1478 (Gov. Msg. No. 579):

Senator Tokuda moved that Stand. Com. Rep. No. 1478 be received and placed on file, seconded by Senator Sakamoto and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of JOHN C. HOLZMAN to the

Board of Regents of the University of Hawaii, term to expire June 30, 2014, seconded by Senator Sakamoto.

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

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

Stand. Com. Rep. No. 1479 (Gov. Msg. No. 306):

Senator Tokuda moved that Stand. Com. Rep. No. 1479 be received and placed on file, seconded by Senator Sakamoto and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of MICHAEL A. DAHLIG to the Board of Regents of the University of Hawai'i, term to expire June 30, 2013, seconded by Senator Sakamoto.

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

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

Stand. Com. Rep. No. 1480 (Gov. Msg. No. 313):

Senator Tokuda moved that Stand. Com. Rep. No. 1480 be received and placed on file, seconded by Senator Sakamoto and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of GRANT TUCK SUN TEICHMAN to the Board of Regents of the University of Hawaii, term to expire June 30, 2010, seconded by Senator Sakamoto.

Senator Tokuda rose to request that comments in support of the nominee be entered into the Journal.

The Chair having so ordered, Senator Tokuda's remarks read as follows:

"I rise to speak in support of Governor's Message 313, confirming Grant Tuck Sun Teichman to the University of Hawaii Board of Regents.

"Mr. Teichman received support from a number of university, community, and business organizations, as well as a numerous individuals from across the state.

"He is a third generation graduate from the University of Hawai'i of which he earned a Bachelor's degree in Classical European History, with honors, and Political Science. While attending the University of Hawai'i at Mānoa (UHM), Mr. Teichman committed himself to serving on a number of student organizations. He twice served as the president of the Associated Students of the University of Hawai'i, and most recently as the president-elect for the University of Hawai'i Student Union Campus Center Board. He was also a staff writer and associate editor for the UHM student newspaper, *Ka Leo o Hawai'i*.

"Mr. Teichman's commitment to service also extended beyond the campus, where he served as a member of the Honolulu Mayor's High-Capacity Transit Committee and is an active member of the Atherton YMCA's Board of Directors.

"As a result of his service and academic honors, Mr. Teichman was the recipient of numerous scholarships and awards, including being a Rhodes Scholar nominee, and was a member of the UHM Deans List for four semesters. Continuing his education, Mr. Teichman will be attending the William S. Richardson Law School this fall.

"While there were a number of letters and testifiers in support for Mr. Teichman's nomination, testimony in opposition was presented by members of the University of

Hawaii Student Caucus. As a result of the concerns raised by the students over serious lapses in communication and access to Mr. Teichman during the nomination process, your committee has been working with Karen Lee, Vice President for Student Affairs, to mediate and improve this important relationship.

"In deference to those student leaders who wished to engage Mr. Teichman in conversations prior to his confirmation, your committee held off bringing his name to the floor until a meeting was arranged. While good faith attempts were made by Mr. Teichman to meet with the Student Caucus as a whole, in the end, a formal invitation to address the group was not achieved.

"Recognizing the importance of student participation in the governance of the University, we will continue to work closely with Mr. Teichman and student leaders and various student organizations to ensure that there will be good communication and active student participation going forward.

"Having spent many hours speaking to Mr. Teichman, I believe that he will be an asset to the Board of Regents, and as a result of his confirmation proceedings, has learned how to be an even better representative of his constituency group.

"Mr. Teichman's academic accomplishments and commitment to both the university community and the community at large are testaments to his qualifications for serving as the student regent. It is for that reason that I wholeheartedly support his nomination, and encourage my colleagues to do so as well."

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

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

Senator Kim, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 76, H.D. 1 (Proposed S.D. 1).

Senator Kim noted:

"We had a brilliant idea at this time and we think it'll help improve government, reinvent government, and make government more efficient, and we think we need to get it before Session ends."

The Chair granted the waiver.

At this time, the Chair made the following announcement:

"Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

#### APPOINTMENT AND DISCHARGE OF CONFEREES

S.B. No. 1268, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1268, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Sakamoto, English, co-chairs; Slom as manager on the part of the Senate at such conference.

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

The President discharged Senator Tsutsui as a manager and appointed him as an additional 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.

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S.B. No. 1673, S.D. 2 (H.D. 2):

The President appointed Senator Takamine as an additional 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. 1673, S.D. 2.

**ADJOURNMENT**

At 11:44 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, April 24, 2009.

## FIFTY-THIRD DAY

Friday, April 24, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:39 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Brickwood Galuteria, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 625 to 629) were read by the Clerk and were placed on file:

Gov. Msg. No. 625, informing the Senate that on April 23, 2009, the Governor signed into law House Bill No. 274 as Act 14, entitled: "RELATING TO PATRIOT DAY."

Gov. Msg. No. 626, informing the Senate that on April 23, 2009, the Governor signed into law House Bill No. 135 as Act 15, entitled: "RELATING TO THE STATE INSECT."

Gov. Msg. No. 627, informing the Senate that on April 23, 2009, the Governor signed into law Senate Bill No. 1055, H.D. 1 as Act 16, entitled: "RELATING TO HARBORS."

Gov. Msg. No. 628, informing the Senate that on April 23, 2009, the Governor signed into law House Bill No. 1537, H.D. 1 as Act 17, entitled: "RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS."

Gov. Msg. No. 629, informing the Senate that on April 23, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 1186, H.D. 1 as Act 18, entitled: "RELATING TO HOUSING DEVELOPMENT."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1186 HD 1

On April 23, 2009, House Bill No. 1186, entitled 'A Bill for an Act Relating to Housing Development' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to eliminate the Hawaii Community Development Authority's ability to accept cash in lieu of a developer's reserved housing construction requirements, except in cases of a fractional unit resulting from the percentage requirement calculation.

The Lingle-Aiona Administration shares the Legislature's goal to increase affordable housing in Hawaii. However, this legislation will likely be counterproductive to that goal by eliminating the ability to leverage cash from private sources with public dollars to develop affordable housing for working families, singles, and seniors.

The cash in lieu option has been a successful tool in the Hawaii Community Development Authority's (HCDA) reserved housing program. It has allowed HCDA to work with other State agencies to develop hundreds of rental units throughout the Kakaako region for those who cannot afford market-rate housing.

The cash in lieu option has given HCDA the flexibility and control to develop the type and supply of affordable housing units responsive to the needs of the community. For example,

the monies collected through this option have been used to time construction to periods when bids are more competitive and prices are lower. Cash in lieu payments are also leveraged with other public and private resources, such as rental housing trust funds or Hula-Mae bonds, to build a larger number or different types of affordable housing units than the developer might be required or able to provide with only private funds.

In summary, policy makers should not view HCDA's cash in lieu option in a vacuum. Rather, this program should be viewed collectively with a variety of other statutory tools, administrative rules, and home financing programs that encourage the development of affordable housing. I would encourage the Legislature to reinstate this option in future years.

For the foregoing reasons, I allowed House Bill No. 1186 to become law as Act 18, effective April 23, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 674 to 677) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 674, returning S.C.R. No. 127, which was adopted by the House of Representatives on April 23, 2009, was placed on file.

At 11:43 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:43 a.m.

Hse. Com. No. 675, returning S.C.R. No. 121, S.D. 1, as amended in H.D. 1, which was adopted by the House of Representatives on April 23, 2009, was placed on file.

By unanimous consent, action on S.C.R. No. 121, S.D. 1 (H.D. 1), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, IN COOPERATION WITH THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF EDUCATION, AND THE HAWAII FARM BUREAU FEDERATION, TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO CONSIDER THE FEASIBILITY OF ESTABLISHING A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was deferred until Monday, April 27, 2009.

Hse. Com. No. 676, informing the Senate that on April 23, 2009, the House reconsidered its action taken on April 16, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 1059, H.D. 2 (S.D. 1), was placed on file.

Hse. Com. No. 677, informing the Senate that the House has agreed to the amendments proposed by the Senate to H.B. No. 1414, H.D. 1, and H.B. No. 1414, H.D. 1, S.D. 1 passed Final Reading in the House of Representatives on April 23, 2009, was placed on file.

**CONFERENCE COMMITTEE REPORT**

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. 603, S.D. 1, presented a report (Conf. Com. Rep. No. 53) recommending that S.B. No. 603, 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 Hawaii, action on Conf. Com. Rep. No. 53 and S.B. No. 603, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was deferred for a period of 48 hours.

#### ADJOURNMENT

At 11:46 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Monday, April 27, 2009.

#### STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1481) recommending that the Senate advise and consent to the nomination of CYNTHIA M. MARTIN to the Cable Advisory Committee, in accordance with Gov. Msg. No. 562.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1481 and Gov. Msg. No. 562 was deferred until Monday, April 27, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1482) recommending that the Senate advise and consent to the nomination of GARRETT A. LAU to the Board of Pharmacy, in accordance with Gov. Msg. No. 569.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1482 and Gov. Msg. No. 569 was deferred until Monday, April 27, 2009.

#### ORDER OF THE DAY

##### AGREE/DISAGREE

#### MATTERS DEFERRED FROM THURSDAY, APRIL 23, 2009

On motion by Senator Hee, seconded by Senator Espero and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 72, and S.C.R. No. 72, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII," was placed on the calendar for Final Adoption on Monday, April 27, 2009.

At this time, the Chair made the following announcement:

"Re-referrals are made in accordance with Order of the Day and the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

#### 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. 171	Committee on Commerce and Consumer Protection

#### APPOINTMENT OF CONFEREES

H.B. No. 1809, H.D. 2 (S.D. 1):

The President appointed Senator Fukunaga as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the Senate to H.B. No. 1809, H.D. 2.

At this time, the Chair made the following announcement:

"The deadline for filing committee reports on amended House concurrent resolutions for adoption on Monday to meet the 2<sup>nd</sup> crossover deadline for resolutions is 6:00 p.m. tonight."



## FIFTY-FOURTH DAY

**Monday, April 27, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:38 a.m. with the President in the Chair.

The Divine Blessing was invoked by the 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-Third Day.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 630 to 631) were read by the Clerk and were placed on file:

Gov. Msg. No. 630, dated April 23, 2009, transmitting a Report on the Employees' Retirement System's Hawaii Venture Capital Investment Program, pursuant to Act 260, SLH 2007.

Gov. Msg. No. 631, informing the Senate that on April 27, 2009, the Governor signed into law Senate Bill No. 856 as Act 19, entitled: "RELATING TO IDENTIFICATION."

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 678 to 681) were read by the Clerk and were placed on file:

Hse. Com. No. 678, informing the Senate that the House has agreed to the amendments proposed by the Senate to H.B. No. 1059, H.D. 2, and H.B. No. 1059, H.D. 2, S.D. 1, passed Final Reading in the House of Representatives on April 24, 2009.

Hse. Com. No. 679, informing the Senate that the House agreed to the amendments proposed by the Senate to the following House concurrent resolution and said resolutions were finally adopted in the House of Representatives on April 24, 2009:

H.C.R. No. 19, H.D. 1, S.D. 1;  
H.C.R. No. 24, S.D. 1;  
H.C.R. No. 42, S.D. 1;  
H.C.R. No. 56, S.D. 1; and  
H.C.R. No. 65, H.D. 1, S.D. 1.

Hse. Com. No. 680, returning S.C.R. No. 45, S.D. 1, which was adopted by the House of Representatives on April 24, 2009.

Hse. Com. No. 681, returning S.C.R. No. 53, S.D. 1, which was adopted by the House of Representatives on April 24, 2009.

**STANDING COMMITTEE REPORTS  
AND  
ADOPTION OF RESOLUTIONS**

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1483) recommending that H.C.R. No. 63 be adopted.

Senator Sakamoto moved that Stand. Comp. Rep. No. 1483 and H.C.R. No. 63 be adopted, seconded by Senator Slom.

Senator Slom requested his vote be cast "no," 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. 63, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO INCLUDE THE KUKUI GARDENS AFFORDABLE HOUSING PROJECT IN THE STATE'S

LIST OF SHOVEL-READY PROJECTS FOR THE PRESIDENT'S PROPOSED ECONOMIC STIMULUS PLAN," was adopted with Senator Slom voting "No".

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1484) recommending that H.C.R. No. 89 be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE HOOKAKOO CORPORATION REPORT ON THE PROGRESS AND IMPACTS OF THE MODELS FOR EXPANDED LEARNING TIME BEING PILOTED BY THE HOOKAKOO CORPORATION'S PARTNER CONVERSION CHARTER SCHOOLS," was adopted.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1486) recommending that H.C.R. No. 282, H.D. 1 be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 282, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII PUBLIC HOUSING AUTHORITY TO INCREASE THE MINIMUM RENT SCHEDULE," was adopted.

Senators Tokuda and Hee, for the Committee on Higher Education and the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1487) recommending that H.C.R. No. 60, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 60, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE NA ALA HELE ADVISORY COUNCIL TO CONVENE A SERIES OF DISCUSSIONS ON THE SAFE USE OF HUNTING DOGS ON TRAILS THAT CROSS PUBLIC HUNTING AREAS," was adopted.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1488) recommending that H.C.R. No. 97, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 97, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE EFFECTS OF REGULATING RESPIRATORY CARE PRACTITIONERS," was adopted.

Senators Chun Oakland and Sakamoto, for the Committee on Human Services and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 1489) recommending that H.C.R. No. 246, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 246, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO ESTABLISH A TASK FORCE TO DEVELOP A POLICY TO ADDRESS TEEN DATING VIOLENCE AND ABUSE," was adopted.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1490)

recommending that H.C.R. No. 157, as amended in S.D. 1, be adopted.

Senator Sakamoto moved that Stand. Comp. Rep. No. 1490 and H.C.R. No. 157, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom requested his vote be cast “no,” 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. 157, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION URGING PUBLIC AND PRIVATE AGENCIES TO ENCOURAGE THEIR PARENT CLIENTS TO TURN ON CLOSED CAPTIONING WHEN THEIR CHILDREN WATCH TELEVISION,” was adopted with Senator Slom voting “No”.

Senators Chun Oakland and Espero, for the Committee on Human Services and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1491) recommending that H.C.R. No. 135, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 135, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION STRONGLY SUPPORTING THE CONCEPT OF ESTABLISHING A SYSTEM OF JUVENILE INTAKE AND ASSESSMENT CENTERS, AS EMBODIED BY THE PROPOSED PILOT BIG ISLAND JUVENILE INTAKE AND ASSESSMENT CENTER, THROUGHOUT THE STATE,” was adopted.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1492) recommending that H.C.R. No. 298, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 298, H.D. 1, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES PRESIDENT, SENATE, AND HOUSE OF REPRESENTATIVES TO ENACT LEGISLATION TO EXPEDITE IMMIGRANT VISAS FOR FAMILY REUNIFICATION OF CERTAIN FILIPINO VETERANS OF WORLD WAR II,” was adopted.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1493) recommending that H.C.R. No. 76, H.D. 1, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 76, H.D. 1, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE SENATE PRESIDENT AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO ESTABLISH A TASK FORCE ON REINVENTING GOVERNMENT TO EXAMINE THE CURRENT OPERATIONS AND ORGANIZATION OF STATE GOVERNMENT AND MAKE RECOMMENDATIONS ON MAKING STATE GOVERNMENT MORE EFFICIENT,” was adopted.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1494) recommending that H.C.R. No. 171 be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 171, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE AUDITOR STUDY THE FEASIBILITY OF REMOVING AMATEUR

BOXING FROM THE JURISDICTION OF THE STATE BOXING COMMISSION OF HAWAII,” was adopted.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1495) recommending that H.C.R. No. 55, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 55, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE CENTERS FOR MEDICARE & MEDICAID SERVICES TO INCREASE REIMBURSEMENT TO HAWAII PROVIDERS,” was adopted.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1496) recommending that H.C.R. No. 37, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 37, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING RELIGIOUS AND FAITH-BASED ORGANIZATIONS TO DEVELOP APPROPRIATE WAYS TO RESPOND TO THE NEEDS OF VICTIMS OF DOMESTIC VIOLENCE,” was adopted.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 1497) recommending that H.C.R. No. 266, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 266, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION URGING THE COUNTIES TO CONSIDER ADOPTING GRAY WATER PROVISIONS OF THE UNIFORM PLUMBING CODE AND REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP A PLAN TO AUTHORIZE GRAY WATER RECYCLING SYSTEMS FOR RESIDENTIAL PREMISES UNDER APPROPRIATE CIRCUMSTANCES,” was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1498) recommending that H.C.R. No. 35, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 35, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE A PROPOSED MEASURE TO REGULATE HOME CARE AGENCIES BY THE DEPARTMENT OF HEALTH,” was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1499) recommending that H.C.R. No. 51, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 51, S.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCREASE EDUCATIONAL EFFORTS TO PREVENT AND ERADICATE CERVICAL CANCER,” was adopted.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1500) recommending that H.C.R. No. 215, as amended in S.D. 1, be adopted.

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

H.C.R. No. 215, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND ASSESS THE POLICIES AND PROCEDURES IMPLEMENTED BY HOSPITALS TO REDUCE ELECTIVE CESAREAN SECTIONS AND INDUCTION OF LABOR," was adopted.

Senators Ige and Fukunaga, for the Committee on Health and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 1501) recommending that H.C.R. No. 148, as amended in S.D. 1, be adopted.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.C.R. No. 148, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO DESIGNATE, AND ASSERTING THE LEGISLATURE'S ENDORSEMENT OF, THE HAWAII HEALTH INFORMATION EXCHANGE, INC. TO SERVE AS THE STATE'S QUALIFIED STATE-DESIGNATED ENTITY TO EFFECTIVELY COORDINATE HEALTH INFORMATION EXCHANGE TECHNOLOGY INITIATIVES TO ENSURE THAT HAWAII IS ABLE TO RAPIDLY RESPOND TO AND QUALIFY FOR GRANT FUNDING THROUGH THE AMERICAN RECOVERY AND REINVESTMENT ACT OF 2009 FOR HEALTH CARE INFORMATION EXCHANGE TECHNOLOGY," was adopted.

At 11:44 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 a.m.

Senator Sakamoto rose and stated:

"Madam President, before I make a motion, on our desks are H.C.R. No. 94, H.D. 1, but we are actually voting on the S.D. 1 and the S.D. 1 is what the Senate previously...similar to what the Senate previously passed, which is the description on the O.D. as opposed to the broader resolution that is sitting on our desks."

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 1485), recommending that H.C.R. No. 94, H.D. 1, as amended in S.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. 94, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE PERFORMANCE OF THE MANAGEMENT OF THE PUUWAI MOMI AND WEST OAHU ASSET MANAGEMENT PROJECTS (KNOWN AS AMP 30 AND AMP 44) TO COMPARE THE PERFORMANCE OF STATE OPERATED AND PRIVATELY OPERATED PUBLIC HOUSING PROPERTIES; AND TO DETERMINE THE RELATIVE CONTRIBUTIONS OF FUNDING LEVELS, MISMANAGEMENT, AND TENANT AND VISITOR ACTIONS TO THE FAILURE TO MEET PERFORMANCE STANDARDS FOR THESE PROPERTIES," 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. 94, H.D. 1, S.D. 1 to the Committee on Ways and Means be waived.

Senator Kim noted:

"Madam President, today is the deadline to return amended House concurrent resolutions to the House, and I am requesting a waiver to bring this resolution to the floor for a vote to meet the crossover deadline."

The Chair granted the waiver.

On motion by Senator Kim, seconded by Senator Tsutsui and carried, H.C.R. 94, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE PERFORMANCE OF THE MANAGEMENT OF THE PUUWAI MOMI AND WEST OAHU ASSET MANAGEMENT PROJECTS (KNOWN AS AMP 30 AND AMP 44) TO COMPARE THE PERFORMANCE OF STATE OPERATED AND PRIVATELY OPERATED PUBLIC HOUSING PROPERTIES; AND TO DETERMINE THE RELATIVE CONTRIBUTIONS OF FUNDING LEVELS, MISMANAGEMENT, AND TENANT AND VISITOR ACTIONS TO THE FAILURE TO MEET PERFORMANCE STANDARDS FOR THESE PROPERTIES," was adopted.

#### STANDING COMMITTEE REPORTS

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1502) recommending that the Senate advise and consent to the nominations to the Center for Nursing Advisory Board of the following:

JANE K. KADOHIRO DRPH, APRN, CDE, in accordance with Gov. Msg. No. 257;

GARY R. KIENBAUM RN, in accordance with Gov. Msg. No. 259;

ANA M. SILVA RN, CNA, BC, in accordance with Gov. Msg. No. 274;

ALVIN GOO, in accordance with Gov. Msg. No. 526; and

DENISE HOPKINS-CHADWICK, in accordance with Gov. Msg. No. 527.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1502 and Gov. Msg. Nos. 257, 259, 274, 526 and 527 was deferred until Tuesday, April 28, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1503) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Research Corporation of the University of Hawai'i of the following:

GUY P. ONTAI, in accordance with Gov. Msg. No. 311; and

ROBERT D. DEWITZ, in accordance with Gov. Msg. No. 525.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1503 and Gov. Msg. Nos. 311 and 525 was deferred until Tuesday, April 28, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1504) recommending that the Senate advise and consent to the nomination of ROBERTA M. RICHARDS to the Western Interstate Commission for Higher Education (WICHE), in accordance with Gov. Msg. No. 312.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1504 and Gov. Msg. No. 312 was deferred until Tuesday, April 28, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1505) recommending that the Senate advise and consent to the nomination of DEBORA ANN KAIKALA to the Early Learning Council, in accordance with Gov. Msg. No. 583.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1505 and Gov. Msg. No. 583 was deferred until Tuesday, April 28, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1506) recommending that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

NORITA DE LIMA, in accordance with Gov. Msg. No. 523; and

GRETCHEN LAWSON, in accordance with Gov. Msg. No. 524.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1506 and Gov. Msg. Nos. 523 and 524 was deferred until Tuesday, April 28, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1507) recommending that the Senate advise and consent to the nominations to the Language Access Advisory Council of the following:

ANH BROW, in accordance with Gov. Msg. No. 510;

JENNIFER LANI LI, in accordance with Gov. Msg. No. 511; and

AZI TURTURICI, in accordance with Gov. Msg. No. 512.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1507 and Gov. Msg. Nos. 510, 511 and 512 was deferred until Tuesday, April 28, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1508) recommending that the Senate advise and consent to the nomination of SUSAN PIRSCH to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe, in accordance with Gov. Msg. No. 529.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1508 and Gov. Msg. No. 529 was deferred until Tuesday, April 28, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 1509) recommending that the Senate advise and consent to the nominations to the Commission on the Status of Women of the following:

ADRIENNE S. KING, in accordance with Gov. Msg. No. 584; and

CHERIE A. MOOY, in accordance with Gov. Msg. No. 585.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1509 and Gov. Msg. Nos. 584 and 585 was deferred until Tuesday, April 28, 2009.

#### ORDER OF THE DAY

#### AGREE/DISAGREE

#### MATTER DEFERRED FROM FRIDAY, APRIL 24, 2009

S.C.R. No. 121, S.D. 1 (H.D. 1):

On motion by Senator Tokuda, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 121, S.D. 1, and S.C.R. No. 121, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN

RESOURCES, IN COOPERATION WITH THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF EDUCATION, AND THE HAWAII FARM BUREAU FEDERATION, TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO CONSIDER THE FEASIBILITY OF ESTABLISHING A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was placed on the calendar for Final Adoption on Tuesday, April 28, 2009.

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1481 (Gov. Msg. No. 562):

Senator Baker moved that Stand. Com. Rep. No. 1481 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of CYNTHIA M. MARTIN to the Cable Advisory Committee, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1482 (Gov. Msg. No. 569):

Senator Baker moved that Stand. Com. Rep. No. 1482 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of GARRETT A. LAU to the Board of Pharmacy, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

#### FINAL ADOPTION

S.C.R. No. 72, H.D. 1:

Senator Sakamoto rose and said:

"I move for the adoption of said standing committee report."

Senator Slom rose and said:

"I second the motion."

At 11:48 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 a.m.

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. 72, and S.C.R. No. 72, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES DEPARTMENT OF AGRICULTURE AND THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY TO COLLABORATE AND SHARE INFORMATION WITH THE DEPARTMENT OF AGRICULTURE TO PREVENT INVASIVE SPECIES FROM ENTERING THE STATE OF HAWAII," was Finally Adopted.

#### FINAL READING

Conf. Com. Rep. No. 5 (H.B. No. 1739, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Kokubun and carried, Conf. Com. Rep. No. 5 was adopted and H.B. No. 1739, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO TAXATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 53 (S.B. No. 603, S.D. 1, H.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 53 be adopted and S.B. No. 603, S.D. 1, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Ige.

Senator Slom rose to speak in support of the measure with reservations and stated:

“You know, initially I supported the bill and I thought it was a good bill because it’s supposed to help in deregulation and to level the playing field between fixed landline communication and Internet and wireless communication. But as the bill has been amended and with the C.D. version, I’m concerned that as a matter of fact it does not level the playing field; what it does is create more regulations. I think it’s going to shift the cost to different parties within our community and actually result in higher cost, and in the long run it looks like it may in fact create monopolies in the wireless and Internet industries just like we’ve had in landline. So, I’m concerned about these and other changes within the bill. I’d be very happy to hear any comforting words from the supporters. Thank you.”

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

Senator Baker rose to speak in support of the measure and stated:

“Members, I appreciate the reservations that some of you may be feeling on this measure. It’s an attempt by your committee in conference, and CPC and CPN committees prior, to provide a little bit more of a level playing field on the retail side, the residential side. This measure tries to give a company that is regulated by the PUC some parity with those companies that are not regulated by the PUC. The PUC has no jurisdiction over voice over internet protocol (VOIP) nor over wireless. If you look on page 5 of the bill, it says, ‘This section shall apply to retail rates charged for services to end-user customers only and shall not apply to wholesale rates charged for services provided by telecommunications carriers to other telecommunications providers, a wireless communications provider, a voice over internet protocol communications provider, or other similar communications providers.’ This language is an attempt to limit the measure solely to residential customers. We know that other folks rely on the landline services in order to deliver their services, and those filings would still have to go to the PUC and those filings would have to run through the whole gamut. What this C.D. 1 does is take that approval from the PUC off of residential rates, but we cap the rates at the current tariff. So if there’s ever an intent to go higher, they will have to come back to the PUC for that. They do have an opportunity with this bill in place to bundle residential services, to offer promotions, to do things and be more nimble like the wireless and the voice over folks can already. This is really an attempt to level the playing field, and I think we all know that it’s important to have a healthy landline operator in the state and this is one way to assist in that endeavor. So I ask my colleagues to vote up on this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 53 was adopted and S.B. No. 603, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 2 (Ihara, Slom). Noes, none. Excused, 1 (Bunda).

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

“The Hawaiian word for the day is ‘pua’; used in a sentence, ‘Oh, da pua ting.’ I hope that brings comfort to the Senator who wanted comforting words.

“But the ‘pua ting’ is the public because, oh, the ‘pua ting’, on the front page of yesterday’s Star Bulletin: ‘OHA gets zip from Senate.’ ‘Pua ting’, the public, misinformed. The fact of the matter is the Senate position on OHA is \$15.1 million, as it was last year, the year before, and every year since this present governor was seated as governor. That hasn’t changed. What has changed is that there was no disclosure by the Office of Hawaiian Affairs of a windfall that they received from the Native Hawaiian Legal Corporation in a case which involved the Hokuli’a development when Judge Ibarra awarded attorney fees to NHLC—2.03 something, something, something million dollars. What isn’t known is that NHLC never returned the money to OHA. What we do know, that in a letter dated January 30, 2008 to the executive director of NHLC from Legal Services Corporation, America’s partner for equal justice, from the Office of Compliance and Enforcement... I’ll just read a little bit. It’s to the director, and this person from the Office of Compliance says, ‘Thank you for your response to the July 2, 2007 letter.’ They received the award from Judge Ibarra in an agreement dated March 7, 2006 by the Deputy Attorney General. So over a year later, the Office of Compliance says, ‘Thank you for your response to the July 2, 2007 letter,’ from Legal Services Corporation Office of Compliance and Enforcement requesting information from NHLC about the recording in NHLC’s 2006 audited financial statements, as unrestricted revenue, a court judgment in the amount of \$2,037,733. The letter continues and says, ‘OHA funds must be considered public funds. As such, Legal Services Corporation requests that NHLC take the following actions: divest immediately of attorney fees in that amount by returning this amount plus interest from the date of collection of the amount to OHA.’ There’s two other actions requested, and then the last one says: ‘Submit proof that this has been accomplished by the close of business on February 11, 2008.’ No one knows if NHLC did as was directed by the Office of Compliance and Enforcement, but let us assume that they did. OHA is a state agency; Freddy Rice determined that to be true. Whether we agree or disagree, OHA is a state agency. The Committee on Ways and Means, in their analysis, has said among other things, as a result, the entire amount of the attorney fees and interest represent a windfall to OHA since that amount could not have been budgeted for nor anticipated. It also does not account for the additional interest that was paid by NHLC from March 2006.

“This afternoon at 4:30 p.m., NHLC will be holding a press conference at the Queen’s statue. Among the things they assert in an email written to me, dated Saturday, April 25, it says that ‘the purpose is to publicize this funding issue on Monday, April 27, 4:30 p.m., at the Queen’s statue.’ And it says that ‘it is to call attention to OHA’s budget cuts to NHLC.’ This Legislature in 2005 passed Act 109; the President of the Senate was the Chair of the Committee on Judiciary. Act 109 requires that legal services to the Office of Hawaiian Affairs be procured because OHA is a state agency. After getting ripped in the newspaper, the Senate President, using all the tact that she could muster, said to me, ‘Don’t respond. I’ll respond.’ I would like to read excerpts of her response dated Friday, May 20, 2005: ‘Let there be no question. *Rice v. Cayetano* established that OHA is a state agency. OHA is not exempt from the state’s procurement code. OHA knows and understands this. NHLC is a non-profit corporation. NHLC is not part of OHA. NHLC has enjoyed its special status until this bill became law. NHLC did not have to ‘stand in line’ like others, bid for, or provide explanation to the Senate Ways and Means or House Finance Committee as to how it will use their funds, regardless that the

funds are general funds. The reason for the general fund match is that if NHLC were to receive only trust fund from OHA, then NHLC could only serve 50 percent blood quantum or more.' Then the President says, 'I personally disagree with this position.' And I concur. She finishes with one sentence: 'It is not our job in the Legislature to make a funding entitlement for one non-profit over others.' NHLC, in a letter and in this article, has indicated that OHA has indicated that if the Senate Ways and Means position prevails, their budget will be cut. They must have forgot about Act 109. It's not their budget. They have to go through procurement like all others. The assumption 'that their budget' is incorrect. In fact, what the Committee on Ways and Means has done is keep intact \$15.1 million. That hasn't changed. I asked the Committee on Ways and Means to take \$2.03 million and run it at 8, 10, and 12 percent to get a range of what the interest dividend would be today. All results were over \$3 million regardless because while I yield that the last year has been a pitiful year in the investment market, the same cannot be said for the previous two years. The fact of the matter is the Senate Ways and Means Committee, by leaving the attorney fees plus interest intact and not asking for that money to be returned to the taxpayers, amounts to less than a 20 percent cut from the \$3 million that they should have received. There are some of you who may argue that the \$15.1 million and the \$3 million are \$18.1 million, and 20 percent less of 18.1 million is \$3.65 million. It would be difficult to respond to that argument. Nonetheless, the House and the Senate have not engaged in that argument. I would submit to all of you that the Committee on Ways and Means pored through this information and, in my opinion, took the high road by leaving a larger amount, by leaving the attorney fees in place. What this means on the House position is that \$3.0 less 20 percent is \$2.4. That's in the House position. What's also in the House position are the attorney fees. They have not asked for those funds back. So what OHA received is not a 20 percent cut; it's an increase. And it's an increase at a time when everything else is on the table, and it's very unfortunate that NHLC believes that it's an entitlement to them, evidently has forgotten about Act 109 which requires procurement from a state agency—which I might add has a portfolio of \$300 million. That's part of the record. And if NHLC feels very strongly and OHA concurs, OHA has the funds to not only make up what any perceived, imaginary and wholly false shortfall by adding more trust funds. OHA has said in a letter to Ways and Means that it cannot do so because their portfolio is limited to 5 percent. That's not statute. That's trustees getting together and saying, 'Okay boys and girls, how are we going to limit the portfolio? Five percent.' Well, if you raise 5 percent to 5.1 percent, you can take care of the short fall. It's very unfortunate that when those who complain about the yoke of ward ship are unable to make tough decisions and instead rely on ward ship when the going gets tough, because that's the situation. And colleagues, it is a very sad, in my opinion, day when the complainers come in the face of false data and limited disclosure of information. Thank you."

At this time, the Chair made the following announcement:

"Re-referrals are made in accordance with Order of the Day and the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

#### APPOINTMENT OF CONFEREES

S.B. No. 636, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 636, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kim, co-chair; Fukunaga, Kokubun, Hemmings as managers on the part of the Senate at such conference.

#### ADJOURNMENT

At 12:08 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Tuesday, April 28, 2009.

## FIFTY-FIFTH DAY

## Tuesday, April 28, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:31 a.m. with the President in the Chair.

The Divine Blessing was invoked by Father Jack Ryan, St. John the Baptist Church, after which the Roll was called showing all Senators present.

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

## DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 70) was read by the Clerk and was placed on file:

Dept. Com. No. 70, from the City and County of Honolulu, Office of the City Clerk, dated April 22, 2009, transmitting Resolution No. 09-79, urging the Hawaii State Legislature to support legislation to control noise, which was adopted on April 22, 2009.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 682 to 705) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 682, informing the Senate that on April 27, 2009, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bill:

H.B. No. 1031 (S.D. 3):

Representatives Herkes, B. Oshiro, M. Oshiro, co-chairs; Marumoto,

was placed on file.

Hse. Com. No. 683, informing the Senate that the following bills passed Final Reading in the House of Representatives on April 27, 2009:

H.B. No. 1739, H.D. 1, S.D. 1, C.D. 1; and  
S.B. No. 603, S.D. 1, H.D. 1, C.D. 1,

was placed on file.

Hse. Com. No. 684, returning S.C.R. No. 30, as amended in H.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

By unanimous consent, action on 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 deferred until Wednesday, April 29, 2009.

Hse. Com. No. 685, returning S.C.R. No. 38, S.D. 1, as amended in H.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

By unanimous consent, action on S.C.R. No. 38, S.D. 1 (H.D. 1), entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO CERTIFIED ORGANIC FARMERS," was deferred until the end of the calendar.

Hse. Com. No. 686, returning S.C.R. No. 188, S.D. 2, as amended in H.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

By unanimous consent, action on 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 deferred until Wednesday, April 29, 2009.

Hse. Com. No. 687, returning S.C.R. No. 31, S.D. 2, as amended in H.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

By unanimous consent, action on S.C.R. No. 31, S.D. 2 (H.D. 1), entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY'S MAINTENANCE CONTRACTS," was deferred until Wednesday, April 29, 2009.

Hse. Com. No. 688, returning S.C.R. No. 7, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 689, returning S.C.R. No. 51, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 690, returning S.C.R. No. 50, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 691, returning S.C.R. No. 52, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 692, returning S.C.R. No. 56, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 693, returning S.C.R. No. 62, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 694, returning S.C.R. No. 64, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 695, returning S.C.R. No. 77, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 696, returning S.C.R. No. 84, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 697, returning S.C.R. No. 87, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 698, returning S.C.R. No. 109, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 699, returning S.C.R. No. 126, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 700, returning S.C.R. No. 146, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 701, returning S.C.R. No. 150, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 702, returning S.C.R. No. 170, S.D. 2, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 703, returning S.C.R. No. 174, S.D. 1, which was adopted by the House of Representatives on April 27, 2009, was placed on file.

Hse. Com. No. 704, informing the Senate that on April 27, 2009, the House reconsidered its action taken on April 16, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 1101, H.D. 1 (S.D. 1), was placed on file.

Hse. Com. No. 705, informing the Senate that on April 27, 2009, the Speaker made the following changes to the conferees on the following bill:

H.B. No. 1405, H.D. 2 (S.D. 2):

Discharged Representative McKelvey; and  
Appointed Representative M. Lee as a manager,

was placed on file.

#### CONFERENCE COMMITTEE REPORTS

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. 1422, H.D. 1, presented a report (Conf. Com. Rep. No. 6) recommending that H.B. No. 1422, 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. 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 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. 1057, H.D. 1, presented a report (Conf. Com. Rep. No. 7) recommending that H.B. No. 1057, 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. 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 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. 876, H.D. 1, presented a report (Conf. Com. Rep. No. 8) recommending that H.B. No. 876, 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. 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 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. 632, H.D. 1, presented a report (Conf. Com. Rep. No. 9) recommending that H.B. No. 632, 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. 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 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. 1065, S.D. 2, presented a report (Conf. Com. Rep. No. 54) recommending that S.B. No. 1065, 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. 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 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. 281, presented a report (Conf. Com. Rep. No. 55) recommending that S.B. No. 281, 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. 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 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. 711, S.D. 1, presented a report (Conf. Com. Rep. No. 56) recommending that S.B. No. 711, 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. 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 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. 659, presented a report (Conf. Com. Rep. No. 57) recommending that S.B. No. 659, 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. 57 and S.B. No. 659, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," 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. 971, S.D. 2, presented a report (Conf. Com. Rep. No. 58) recommending that S.B. No. 971, 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. 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 for a period of 48 hours.



**STANDING COMMITTEE REPORTS**

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1510) recommending that the Senate advise and consent to the nomination of SHELLI A. MCCELVEY to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, in accordance with Gov. Msg. No. 262.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1510 and Gov. Msg. No. 262 was deferred until Wednesday, April 29, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1511) recommending that the Senate advise and consent to the nomination of JAMES S. GUEQUIERRE to the Hawai'i Historic Places Review Board, in accordance with Gov. Msg. No. 288.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1511 and Gov. Msg. No. 288 was deferred until Wednesday, April 29, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1512) recommending that the Senate advise and consent to the nominations to the King Kamehameha Celebration Commission of the following:

ALBERTA L. SANDERS, in accordance with Gov. Msg. No. 292; and

JACQUELINE L. ROSSETTI, in accordance with Gov. Msg. No. 421.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1512 and Gov. Msg. Nos. 292 and 421 was deferred until Wednesday, April 29, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1513) recommending that the Senate advise and consent to the nominations to the Wireless Enhanced 911 Board of the following:

GOLDIE K. CROSS, in accordance with Gov. Msg. No. 363;

JAMES D. LACLAIR, in accordance with Gov. Msg. No. 365; and

ERIC KNUTZEN, in accordance with Gov. Msg. No. 588.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1513 and Gov. Msg. Nos. 363, 365 and 588 was deferred until Wednesday, April 29, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1514) recommending that the Senate advise and consent to the nominations to the Civil Defense Advisory Council of the following:

CREIGHTON W. GOLDSMITH, in accordance with Gov. Msg. No. 364; and

RANDY L. PROTHERO, in accordance with Gov. Msg. No. 366.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1514 and Gov. Msg. Nos. 364 and 366 was deferred until Wednesday, April 29, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report

(Stand. Com. Rep. No. 1515) recommending that H.C.R. No. 303 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1515 and H.C.R. No. 303, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PEACE CORPS EXPANSION ACT OF 2009," was deferred until April 29, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1516) recommending that H.C.R. No. 309 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1516 and H.C.R. No. 309, entitled: "HOUSE CONCURRENT RESOLUTION DENOUNCING THE VIOLATION OF HUMAN RIGHTS IN TIBET," was deferred until April 29, 2009.

**ORDER OF THE DAY****ADVISE AND CONSENT**

Stand. Com. Rep. No. 1502 (Gov. Msg. Nos. 257, 259, 274, 526, and 527):

Senator Tokuda moved that Stand. Com. Rep. No. 1502 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 Center for Nursing Advisory Board of the following:

JANE K. KADOHIRO DRPH, APRN, CDE, term to expire June 30, 2013 (Gov. Msg. No. 257);

GARY R. KIENBAUM RN, term to expire June 30, 2013 (Gov. Msg. No. 259);

ANA M. SILVA RN, CNA, BC, term to expire June 30, 2013 (Gov. Msg. No. 274);

ALVIN GOO, term to expire June 30, 2013 (Gov. Msg. No. 526); and

DENISE HOPKINS-CHADWICK, term to expire June 30, 2013 (Gov. Msg. No. 527),

seconded by Senator Sakamoto.

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

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

Stand. Com. Rep. No. 1503 (Gov. Msg. Nos. 311 and 525):

Senator Tokuda moved that Stand. Com. Rep. No. 1503 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 Board of Directors of the Research Corporation of the University of Hawai'i of the following:

GUY P. ONTAI, term to expire June 30, 2013 (Gov. Msg. No. 311); and

ROBERT D. DEWITZ, term to expire June 30, 2013 (Gov. Msg. No. 525),

seconded by Senator Sakamoto.

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

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

Stand. Com. Rep. No. 1504 (Gov. Msg. No. 312):

Senator Tokuda moved that Stand. Com. Rep. No. 1504 be received and placed on file, seconded by Senator Sakamoto and carried.

Senator Tokuda then moved that the Senate advise and consent to the nomination of ROBERTA M. RICHARDS to the Western Interstate Commission for Higher Education (WICHE), term to expire June 30, 2013, seconded by Senator Sakamoto.

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

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

Stand. Com. Rep. No. 1505 (Gov. Msg. No. 583):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1505 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of DEBORA ANN KAIKALA to the Early Learning Council, term to expire June 30, 2011, seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1506 (Gov. Msg. Nos. 523 and 524):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1506 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nominations to the State Rehabilitation Council of the following:

NORITA DE LIMA, term to expire June 30, 2012 (Gov. Msg. No. 523); and

GRETCHEN LAWSON, term to expire June 30, 2012 (Gov. Msg. No. 524),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1507 (Gov. Msg. Nos. 510, 511, and 512):

Senator Taniguchi moved that Stand. Com. Rep. No. 1507 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Language Access Advisory Council of the following:

ANH BROW, term to expire June 30, 2013 (Gov. Msg. No. 510);

JENNIFER LANI LI, term to expire June 30, 2011 (Gov. Msg. No. 511); and

AZI TURTURICI, term to expire June 30, 2013 (Gov. Msg. No. 512),

seconded by Senator Takamine.

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

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

Stand. Com. Rep. No. 1508 (Gov. Msg. No. 529):

Senator Taniguchi moved that Stand. Com. Rep. No. 1508 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nomination of SUSAN PIRSCH to the Board of Registration of the Islands of Maui, Molokai, Lanai, and Kaho'olawe, term to expire June 30, 2013, seconded by Senator Takamine.

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

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

Stand. Com. Rep. No. 1509 (Gov. Msg. Nos. 584 and 585):

Senator Taniguchi moved that Stand. Com. Rep. No. 1509 be received and placed on file, seconded by Senator Takamine and carried.

Senator Taniguchi then moved that the Senate advise and consent to the nominations to the Commission on the Status of Women of the following:

ADRIENNE S. KING, term to expire June 30, 2013 (Gov. Msg. No. 584); and

CHERIE A. MOOY, term to expire June 30, 2010 (Gov. Msg. No. 585),

seconded by Senator Takamine.

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

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

#### FINAL ADOPTION

S.C.R. No. 121, S.D. 1, 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. 121, S.D. 1, and S.C.R. No. 121, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, IN COOPERATION WITH THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF EDUCATION, AND THE HAWAII FARM BUREAU FEDERATION, TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO CONSIDER THE FEASIBILITY OF ESTABLISHING A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was Finally Adopted.

#### MISCELLANEOUS COMMUNICATION

The following communication (Misc. Com. No. 3) was read by the Clerk and was placed on file.

Misc. Com. No. 3, from the Indiana General Assembly, transmitting Senate Resolution No. 42, urging the President of the United States, the President of the Senate, the Majority Leader of the Senate and the Speaker of the House of Representatives of the United States Congress, and the President of the Senate and Speaker of the House of Representatives of each state's legislature of the United States of America to cease and desist, effective immediately, any and all mandates that are beyond the scope of their constitutionally delegated power, which was adopted on April 9, 2009.

At 11:39 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:40 a.m.

### HOUSE COMMUNICATION

#### MATTER DEFERRED FROM EARLIER ON THE CALENDAR

S.C.R. No. 38, S.D. 1 (H.D. 1):

On motion by Senator Hee, seconded by Senator Tokuda and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 38, S.D. 1, and S.C.R. No. 38, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO CERTIFIED ORGANIC FARMERS," was placed on the calendar for Final Adoption on Wednesday, April 29, 2009.

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

"Probably tonight or in the near future, this legislature will be making a momentous decision on the economic viability of this state for the next several years in deciding on the budget, H.B. No. 200. I'm very pleased that, under the leadership of the Ways and Means and Water, Land and Hawaiian Affairs, the budget for the operation of OHA included some innovation that allowed the resources of OHA, the generous resources of OHA, to share in the cost of running OHA for the next several years. This is going to contribute significantly to the welfare of the state budget as we will not have to underwrite that agency.

"Nevertheless, we face a daunting task in front of us, and I would like to suggest that it is going to have a far-reaching effect into the future, and that is: Are we going to innovate or are we going to have business as usual? And so far, we're headed towards the road of business as usual which includes raiding funds, cutting grants-in-aids to sometimes the most needy in our community, and probably the most massive tax increase in the history of the state. We've been able to compute tax increases in excess of \$400 million that will be taken out of the people of Hawai'i's pockets and others in the name of balancing the budget.

"Our budget is morbidly obese and will eventually collapse under the weight of too much spending; and Hawai'i is suffering from the chances of going the same route as California, where the point will come when we can no longer pay our bills. And I've talked often about the ferocious appetite of one special interest group that refuses to contribute along with everybody else to balancing the budget in a fair and just way. I won't belabor that issue, but I will tell you that the rank and file laborers of this state do not live in a separate kingdom. They, too, are living in an economy with diminishing returns. When they drive down the highway, the potholes don't say HGEA workers, for instance, are immune from the potholes. Our public education system, which is \$2.4 billion and ranks 47th in the nation, poses the same problems for the rank and file as it poses for the rest of the people of Hawai'i. Our cost of living, the basics—water, land, food, medical care—is a burden on everybody, including organized labor. I'm making a plea to organized labor, specifically to Randy Perreira and the heads of the other major unions, to try to reconsider their recalcitrant position of not contributing to balancing the budget through some modest pay cuts because what will happen instead is when the state does run out of money, there will have to be layoffs. And I would suggest to organized labor that pay cuts now are better than layoffs later.

"I'm not saying I'm Nostradamus, Madam President, but for years I've stood up along with my colleague next to me and

talked about some of the ways that we could innovate savings to the state budget. For years, in order to preserve special interests in the Hawai'i health care systems, we've poured 10, 20, 30, 40, 50, and now more than \$60 million into subsidizing hospitals on the neighbor islands that could have easily been privatized years ago and operated under their own recognizance. For years we've poured billions into the DOE and got us stagnated results where we continue to rank lowest amongst the states for total performance of public education.

"I would hope that this legislature would have the courage, as we did with OHA, to change the formula of how we collect and spend taxpayers' money. But it does not look like we're headed that way. And I will tell you that in my tenure here at the State Legislature, this is much more serious a problem than the wake of 9/11, because at 9/11 we had a robust economy and once our national security was reestablished, our economy recovered rather rapidly. This is a whole different ball game, and I would suggest that playing it by the old rules and the old ways will simply lead us down the road that California has unfortunately succumbed to.

"Madam President, I guess this is the difference between what we stand for on this side of the aisle and what you stand for, but I was hoping in the conference committees and in the diligence of our duty, we would find some common ground to maybe try some different things. It's not too late. I'm hoping that reasonable people will come to reasonable conclusions on what is the best course for the economic future of this state, and I will leave with these words: that there's never been anyone, individually or collectively, that is taxed and spent their way back into economic prosperity. It just doesn't work. Thank you, Madam President."

At this time, the Chair made the following announcement:

"Re-referrals are made in accordance with Order of the Day and the Supplemental Order of the Day that may be distributed to your offices later this afternoon."

### ADJOURNMENT

At 11:47 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, April 29, 2009.

## FIFTY-SIXTH DAY

**Wednesday, April 29, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:42 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Mike Gabbard, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 632) was read by the Clerk and was placed on file:

Gov. Msg. No. 632, informing the Senate that on April 28, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 1676, S.D. 2 as Act 20, entitled: "RELATING TO HEALTH."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1676 SD2

On April 28, 2009, Senate Bill No. 1676, entitled 'A Bill for an Act Relating to Health' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to clarify that telemedicine is within the scope of a physician's practice and sets requirements and standards for the practice of telemedicine services. Telemedicine means the use of telecommunications services, such as video or web conferencing, telephone, or internet links between a physician and a patient to evaluate or treat a patient.

Modern technology has given us the ability to perform activities not imagined just a few years ago. The advent of telemedicine is a recent phenomenon that now allows patients to contact their doctor outside of the normal medical office arrangements. This technology also allows doctors to provide services to remote or hard to reach locations, as well as consult in real time video conferences with colleagues and specialists out of state who can help diagnose a disease or recommend a specific treatment program not available locally.

Senate Bill No. 1676 attempts to foster the use of telemedicine by better defining the practice, setting forth the circumstances under which treatment recommendations can be made, clarifying the medical licensing requirements for telemedicine practices, and reaffirming that medical insurance covers this technique for delivering medical services.

Modern technology also brings new issues and concerns that have not been adequately addressed in this bill. Three areas in particular are of concern to the medical community and deserve further attention in forthcoming legislative sessions.

First, there remains an understandable concern that a face-to-face relationship should be developed first between a primary care physician and a patient before the doctor is allowed to provide diagnoses or treatments via telemedicine. The Hawaii Medical Board has acknowledged this preference and believes it is fundamental to the delivery of appropriately provided medical services within generally accepted community standards of care.

Second, as written, the bill appears to allow both an individual patient, as well as that patient's doctor, to consult with and obtain treatments from an out-of-state physician or other non-Hawaii-based medical services provider. It would

appear more prudent for these out-of-state consultations to be restricted to doctor-to-doctor discussions where the Hawaii-based physicians know their consulting colleague and can ensure the discussions are technically and medically accurate.

Third, enforcement oversight issues for out-of-state physicians have not been adequately addressed in this bill. Neither the Hawaii Medical Board nor the Regulated Industries Complaints Office of the State Department of Commerce and Consumer Affairs has jurisdiction over out-of-state practitioners and cannot sanction them for actions that may not meet Hawaii's standards of medical care. As the medical community seeks out and uses specialists and medical providers outside of Hawaii, it is important that states like Hawaii work with other jurisdictions to address how best to ensure that the out-of-state individuals providing medical advice meet the educational, licensing, and ethical standards we have established for our own medical community.

For the foregoing reasons, I allowed Senate Bill No. 1676 to become law as Act 20, effective April 28, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE."

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 706 to 712) were read by the Clerk and were placed on file:

Hse. Com. No. 706, informing the Senate that on April 28, 2009, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bill:

S.B. No. 532, S.D. 1 (H.D. 1).

Representatives Karamatsu, chair; Ito, Souki, Thielen.

Hse. Com. No. 707, returning S.C.R. No. 78, S.D. 1, which was adopted by the House of Representatives on April 28, 2009.

Hse. Com. No. 708, returning S.C.R. No. 90, S.D. 1, which was adopted by the House of Representatives on April 28, 2009.

Hse. Com. No. 709, returning S.C.R. No. 105, S.D. 1, which was adopted by the House of Representatives on April 28, 2009.

Hse. Com. No. 710, informing the Senate that on April 28, 2009, the House reconsidered its action taken on April 16, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 591, H.D. 1 (S.D. 1).

Hse. Com. No. 711, informing the Senate that on April 28, 2009, the House reconsidered its action taken on April 7, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 1061, H.D. 1 (S.D. 1).

Hse. Com. No. 712, informing the Senate that the House has agreed to the amendments proposed by the Senate to H.B. No. 1101, H.D. 1, and H.B. No. 1101, H.D. 1, S.D. 1 passed Final Reading in the House of Representatives on April 28, 2009.

**CONFERENCE COMMITTEE REPORTS**

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. 615, H.D. 1, presented a report (Conf. Com. Rep. No. 10) recommending that H.B. No. 615, 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. 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 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. 590, H.D. 1, presented a report (Conf. Com. Rep. No. 11) recommending that H.B. No. 590, 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. 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 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. 1071, H.D. 3, presented a report (Conf. Com. Rep. No. 12) recommending that H.B. No. 1071, 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. 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 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 in H.B. No. 1351, H.D. 2, S.D. 1, presented a report (Conf. Com. Rep. No. 13) recommending that H.B. No. 1351, 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. 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 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. 714, S.D. 1, presented a report (Conf. Com. Rep. No. 59) recommending that S.B. No. 714, 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. 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 for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 564, S.D. 2, presented a report (Conf. Com. Rep. No. 60) recommending that S.B. No. 564, 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. 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 for a period of 48 hours.

#### STANDING COMMITTEE REPORTS

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1517) recommending that the Senate advise and consent to the nominations to the Mental Health and Substance Abuse, Maui Service Area Board of the following:

KARIN E. PHANEUF, in accordance with Gov. Msg. No. 335; and

SHERRY L. POPPE, in accordance with Gov. Msg. No. 336.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1517 and Gov. Msg. Nos. 335 and 336 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1518) recommending that the Senate advise and consent to the nominations to the Mental Health and Substance Abuse, Oahu Service Area Board of the following:

THOMAS J. MCCORMACK, in accordance with Gov. Msg. No. 329; and

LINDA H. SHEA, in accordance with Gov. Msg. No. 340.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1518 and Gov. Msg. Nos. 329 and 340 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1519) recommending that the Senate advise and consent to the nomination of SHEILA L. CALCAGNO to the Mental Health and Substance Abuse, Kaua'i Service Area Board, in accordance with Gov. Msg. No. 508.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1519 and Gov. Msg. No. 508 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1520) recommending that the Senate advise and consent to the nomination of JONATHAN T. HARRIS to the State Council on Mental Health, in accordance with Gov. Msg. No. 509.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1520 and Gov. Msg. No. 509 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1521) recommending that the Senate advise and consent to the nominations to the Board of Certification of Operating Personnel in Wastewater Treatment Plants of the following:

WESLEY L.K.M. LIM, in accordance with Gov. Msg. No. 577; and

BRADLEY M. PIERCE, in accordance with Gov. Msg. No. 578.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1521 and Gov. Msg. Nos. 577 and 578 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1522) recommending that the Senate advise and consent to the nomination of ROGER B. MCKEAGUE to the Board of Health, in accordance with Gov. Msg. No. 582.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1522 and Gov. Msg. No. 582 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1523) recommending that the Senate advise and consent to the nominations to the Health Planning Council, Honolulu Subarea of the following:

TRACY H. OKUBO, in accordance with Gov. Msg. No. 473; and

SUSAN STALDER, in accordance with Gov. Msg. No. 474.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1523 and Gov. Msg. Nos. 473 and 474 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1524) recommending that the Senate advise and consent to the nominations to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances of the following:

BILLIE GABRIEL, in accordance with Gov. Msg. No. 503;

LOUIS M. KEALOHA, in accordance with Gov. Msg. No. 504;

MICHELE S. SCOFIELD, in accordance with Gov. Msg. No. 506; and

STEVEN M. SHIRAKI, in accordance with Gov. Msg. No. 507.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1524 and Gov. Msg. Nos. 503, 504, 506 and 507 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1525) recommending that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

JOHN J. BARNETT PHD, in accordance with Gov. Msg. No. 469;

JILL B. MIYAMURA, in accordance with Gov. Msg. No. 470;

REBECCA S. WARD, in accordance with Gov. Msg. No. 472; and

ARTHUR Y. NISHIDA, in accordance with Gov. Msg. No. 528.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1525 and Gov. Msg. Nos. 469, 470, 472 and 528 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1526) recommending that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

SARAH K. AHINA, in accordance with Gov. Msg. No. 493;

JOLAINE L. HAO, in accordance with Gov. Msg. No. 494;

LOUISE K. IWAISHI, in accordance with Gov. Msg. No. 495;

ANNIE L. KALAMA, in accordance with Gov. Msg. No. 496;

ANASTASIA L. KELLER-COLLINS, in accordance with Gov. Msg. No. 497;

JENNIFER V. PATRICIO ESQ., in accordance with Gov. Msg. No. 498;

JOSEPHINE C. WOLL, in accordance with Gov. Msg. No. 499; and

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1526 and Gov. Msg. Nos. 493, 494, 495, 496, 497, 498 and 499 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1527) recommending that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

BARBARA P. FISCHLOWITZ-LEONG, in accordance with Gov. Msg. No. 500;

LYNN K. MURAKAMI-AKATSUKA, in accordance with Gov. Msg. No. 501; and

ANTHONY A. RIECKE-GONZALES, in accordance with Gov. Msg. No. 502.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1527 and Gov. Msg. Nos. 500, 501 and 502 was deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1528) recommending that the Senate advise and consent to the nominations to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances of the following:

STEPHEN KALANI BRADY, in accordance with Gov. Msg. No. 316; and

DARIN H. KAWAZOE, in accordance with Gov. Msg. No. 327.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1528 and Gov. Msg. Nos. 316 and 327 was deferred until Thursday, April 30, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1529) recommending that the Senate advise and consent to the nomination of LAURA L. TOBOSA to the Statewide Council on Independent Living, in accordance with Gov. Msg. No. 303.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1529 and Gov. Msg. No. 303 was deferred until Thursday, April 30, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1530) recommending that the Senate advise and consent to the nomination of CLAUD ROBERT SUTCLIFFE to the Commission on Fatherhood, in accordance with Gov. Msg. No. 552.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1530 and Gov. Msg. No. 552 was deferred until Thursday, April 30, 2009.

Senators Chun Oakland and Baker, for the Committee on Human Services and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1531) recommending that H.C.R. No. 16, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1531 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 deferred until Thursday, April 30, 2009.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 1532) recommending that H.C.R. No. 34 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1532 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 deferred until Thursday, April 30, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1533) recommending that H.C.R. No. 4, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1533 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 deferred until Thursday, April 30, 2009.

Senators Ige and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1534) recommending that H.C.R. No. 109 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1534 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 deferred until Thursday, April 30, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1535) recommending that H.C.R. No. 214, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1535 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 deferred until Thursday, April 30, 2009.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1536) recommending that H.C.R. No. 217, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1536 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 deferred until Thursday, April 30, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1537) recommending that H.C.R. No. 158 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1537 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 deferred until Thursday, April 30, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1538) recommending that H.C.R. No. 96 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1538 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 deferred until Thursday, April 30, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1539) recommending that H.C.R. No. 250 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1539 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 deferred until Thursday, April 30, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1540) recommending that H.C.R. No. 251 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1540 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 deferred until Thursday, April 30, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1541) recommending that H.C.R. No. 113 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1541 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 deferred until Thursday, April 30, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1542) recommending that the Senate advise and consent to the nominations to the State Foundation on Culture and the Arts Commission of the following:

TERILYNNE F. GORMAN, in accordance with Gov. Msg. No. 287;

LEONARD K. CHOW, in accordance with Gov. Msg. No. 519;

JAMES C. JENNINGS, in accordance with Gov. Msg. No. 520; and

SHERYL B. SEAMAN AIA, ASID, LEED AP, in accordance with Gov. Msg. No. 521.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1542 and Gov. Msg. Nos. 287, 519, 520 and 521 was deferred until Thursday, April 30, 2009.

**ORDER OF THE DAY**  
**AGREE/DISAGREE**  
**MATTERS DEFERRED FROM**  
**APRIL 28, 2009**

S.C.R. No. 30 (H.D. 1):

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 30, seconded by Senator Kidani.

Senator Sakamoto rose to speak in support of the motion and said:

“On S.C.R. No. 30, H.D. 1, the House added some provisions related to the blind and Braille to the measure, and it improves the measure or doesn’t harm the content that the Senate had.”

The motion was put by the Chair 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 placed on the calendar for Final Adoption on Thursday, April 30, 2009.

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

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 188, S.D. 2, seconded by Senator Kidani.

Senator Sakamoto rose to speak in support of the motion and said:

“And on the second measure, S.C.R. No. 188, S.D. 2, H.D. 1—and this related to the stabilization fund—one paragraph the House deleted, and substantially the intent still is there as the Senate had intended.”

The motion was put by the Chair 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 placed on the calendar for Final Adoption on Thursday, April 30, 2009.

S.C.R. No. 31, S.D. 2 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 31, S.D. 2, and requested a conference on the subject matter thereof.

**ADVISE AND CONSENT**

Stand. Com. Rep. No. 1510 (Gov. Msg. No. 262):

Senator Baker moved that Stand. Com. Rep. No. 1510 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of SHELLI A. MCCELVEY to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, term to expire June 30, 2013, seconded by Senator Ige.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1511 (Gov. Msg. No. 288):

Senator Fukunaga moved that Stand. Com. Rep. No. 1511 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nomination of JAMES S. GUEQUIERRE to the Hawai‘i Historic Places Review Board, term to expire June 30, 2013, seconded by Senator Baker.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1512 (Gov. Msg. Nos. 292 and 421):

Senator Fukunaga moved that Stand. Com. Rep. No. 1512 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the King Kamehameha Celebration Commission of the following:

ALBERTA L. SANDERS, term to expire June 30, 2012 (Gov. Msg. No. 292); and

JACQUELINE L. ROSSETTI, term to expire June 30, 2013 (Gov. Msg. No. 421),

seconded by Senator Baker.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1513 (Gov. Msg. Nos. 363, 365, and 588):

Senator Espero moved that Stand. Com. Rep. No. 1513 be received and placed on file, seconded by Senator Bunda and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Wireless Enhanced 911 Board of the following:

GOLDIE K. CROSS, term to expire June 30, 2010 (Gov. Msg. No. 363);

JAMES D. LACLAIR, term to expire June 30, 2010 (Gov. Msg. No. 365); and

ERIC KNUTZEN, term to expire June 30, 2012 (Gov. Msg. No. 588),

seconded by Senator Bunda.

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

Ayes, 25. Noes, none.



Stand. Com. Rep. No. 1514 (Gov. Msg. Nos. 364 and 366):

Senator Espero moved that Stand. Com. Rep. No. 1514 be received and placed on file, seconded by Senator Bunda and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Civil Defense Advisory Council of the following:

CREIGHTON W. GOLDSMITH, term to expire June 30, 2013 (Gov. Msg. No. 364); and

RANDY L. PROTHERO, term to expire June 30, 2013 (Gov. Msg. No. 366),

seconded by Senator Bunda.

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

Ayes, 25. Noes, none.

#### FINAL ADOPTION

S.C.R. No. 38, S.D. 1, 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. 38, S.D. 1, and S.C.R. No. 38, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO CERTIFIED ORGANIC FARMERS," was Finally Adopted.

#### ADOPTION OF RESOLUTIONS

##### MATTERS DEFERRED FROM TUESDAY, APRIL 28, 2009

Stand. Com. Rep. No. 1515 (H.C.R. No. 303):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 303, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE PEACE CORPS EXPANSION ACT OF 2009," was adopted.

Stand. Com. Rep. No. 1516 (H.C.R. No. 309):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and H.C.R. No. 309, entitled: "HOUSE CONCURRENT RESOLUTION DENOUNCING THE VIOLATION OF HUMAN RIGHTS IN TIBET," was adopted.

#### RECONSIDERATION OF ACTIONS TAKEN

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

Senator Fukunaga 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. 523, 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. 523, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 2 (Fukunaga, Tsutsui). Noes, none. Excused, 1 (Hemmings).

Senator Fukunaga moved that the Senate agree to the amendments made by the House to S.B. No. 523, S.D. 2, seconded by Senator Tsutsui.

Senator Fukunaga spoke in support of the motion as follows:

"This bill makes minor technical amendments to the High Technology Research and Development Loan and Grant Program, and the House amendments were very similar to those in the original Senate draft."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 523, S.D. 2, and S.B. No. 523, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," was placed on the calendar for Final Reading on Thursday, April 30, 2009.

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

Senator Ige 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. 420, S.D. 2, seconded by Senator Sakamoto 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. 420, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Ige, Baker, Espero). Noes, none. Excused, 1 (Hemmings).

Senator Ige moved that the Senate agree to the amendments made by the House to S.B. No. 420, S.D. 2, seconded by Senator Sakamoto.

Senator Ige spoke in support of the motion as follows:

"The amendments made to S.B. No. 420, Relating to Naturopathic Medicine, were to further limit the prescription of controlled substances, to which the advocates were agreeable."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 420, S.D. 2, and S.B. No. 420, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE," was placed on the calendar for Final Reading on Thursday, April 30, 2009.

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

Senator Ige 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. 777, S.D. 1, seconded by Senator Sakamoto 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. 777, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Ige, Baker, Green). Noes, none. Excused, none.

Senator Ige moved that the Senate agree to the amendments made by the House to S.B. No. 777, S.D. 1, seconded by Senator Sakamoto.

Senator Ige spoke in support of the motion as follows:

"On S.B. No. 777, House amendments were technical in nature."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 777, S.D. 2, and S.B. No. 777, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION," was placed on the calendar for Final Reading on Thursday, April 30, 2009.

S.B. No. 937 (H.D. 1):

Senator Ige 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. 937, seconded by Senator Sakamoto 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. 937, on the following showing of Ayes and Noes:

Ayes, 4 (Ige, Taniguchi, Baker, Slom). Noes, none. Excused, none.

Senator Ige moved that the Senate agree to the amendments made by the House to S.B. No. 937, seconded by Senator Sakamoto.

Senator Ige spoke in support of the motion as follows:

“On S.B. No. 937, Relating to Mental Health, a more comprehensive purpose clause was added, but other than that, it was purely technical amendments.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 937, and S.B. No. 937, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MENTAL HEALTH,” was placed on the calendar for Final Reading on Thursday, April 30, 2009.

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

Senator Ige 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. 967, S.D. 2, seconded by Senator Sakamoto 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. 967, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Ige, Taniguchi, Baker). Noes, none. Excused, 1 (Hemmings).

Senator Ige moved that the Senate agree to the amendments made by the House to S.B. No. 967, S.D. 2, seconded by Senator Sakamoto.

Senator Ige spoke in support of the motion as follows:

“On S.B. No. 967, Relating to Controlled Substances, the House amendments were similar to Senate amendments that we had incorporated into the companion House bill when it crossed.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 967, S.D. 2, and S.B. No. 967, S.D. 2, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES,” was placed on the calendar for Final Reading on Thursday, April 30, 2009.

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

Senator Ige 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. 1008, S.D. 1, seconded by Senator Sakamoto 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. 1008, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Ige, Gabbard, Espero). Noes, none. Excused, 1 (Hemmings).

Senator Ige moved that the Senate agree to the amendments made by the House to S.B. No. 1008, S.D. 1, seconded by Senator Sakamoto.

Senator Ige spoke in support of the motion as follows:

“And on S.B. No. 1008, again, H.D. 2 is consistent with the Senate amendments made to the House bill when it had crossed.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1008, S.D. 1, and S.B. No. 1008, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS,” was placed on the calendar for Final Reading on Thursday, April 30, 2009.

S.B. No. 309 (H.D. 1):

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. 309, seconded by Senator Taniguchi 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. 309, on the following showing of Ayes and Noes:

Ayes, 2 (Takamine, Taniguchi). Noes, none. Excused, 1 (Slom).

Senator Takamine moved that the Senate agree to the amendments made by the House to S.B. No. 309, seconded by Senator Taniguchi.

Senator Takamine spoke in support of the motion as follows:

“Madam President, with respect to S.B. No. 309, the House draft included essentially technical, non-substantive amendments.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 309, and S.B. No. 309, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION,” was placed on the calendar for Final Reading on Thursday, April 30, 2009.

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

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. 1568, S.D. 2, seconded by Senator Taniguchi 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. 1568, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 2 (Takamine, Taniguchi). Noes, none. Excused, 1 (Slom).

Senator Takamine moved that the Senate agree to the amendments made by the House to S.B. No. 1568, S.D. 2, seconded by Senator Taniguchi.

Senator Takamine spoke in support of the motion as follows:

“And with respect to S.B. No. 1568, the House draft did include additional language not inconsistent with the original language in S.B. No. 1568; and since that will allow the state to access up to \$30 million more of federal funds for unemployment insurance benefits, we would like to move forward at this time.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1568, S.D. 2, and S.B. No. 1568, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE,” was placed on the calendar for Final Reading on Thursday, April 30, 2009.

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

Senator Taniguchi 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. 522, S.D. 2, seconded by Senator Baker 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. 522, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Taniguchi, Baker, Kim). Noes, none. Excused, 1 (Slom).

Senator Taniguchi moved that the Senate agree to the amendments made by the House to S.B. No. 522, S.D. 2, seconded by Senator Baker.

Senator Taniguchi spoke in support of the motion as follows:

“Madam President, the House made amendments as follows that are noted in House Standing Committee Report 1264: These include that in lieu of the Administrator of the Honolulu Assessment Division requiring the image and index of documents to be transmitted to the county designated to act as the central clearinghouse in a memorandum of understanding agreed upon by the counties, provided that the central clearinghouse deliver the images and index to the other counties without charge. They also removed the provision allowing the Assistant Registrar to transmit the image and index after the specified deadline for transmittal in the case of unforeseen technical computer malfunctions, and they also made technical and non-substantive amendments. And we are agreeable to all those.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 522, S.D. 2, and S.B. No. 522, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LAND COURT,” was placed on the calendar for Final Reading on Thursday, April 30, 2009.

At this time, the Chair made the following announcements:

“Tomorrow is the final decking deadline for all non-fiscal bills in conference. All conference committee meetings should conclude by 6:00 p.m. and the Senate will convene in session at 6:30 p.m.

“Re-referrals are made in accordance with the re-referrals listed on the Supplemental Order of the Day that may be distributed to your offices later this afternoon.”

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

“This is regarding swine flu. I thought just like a little mini, one-minute presentation might be in order. I did send a document to all of us and over in the House.

“First of all, swine flu is the flu but a more virulent strain. There’s no way to really prevent it other than to keep your hands clean and not be in touch with people who have the flu. As of yesterday, there were 64 cases that have been isolated in the United States. Forty-five of them were in New York; most of the others were in California and Texas. The concern about swine flu is that it really is a strong form of the flu, and it did cause a lot of fatalities initially in Mexico; over a hundred individuals died. If you get the flu, in general, you have headaches, or fever, or body aches, cough, and so it’s something to go see your doctor about. You can get a culture done there if it were to happen. Fortunately, we have not had any cases in Hawai‘i. I know the Department of Health is working very closely. Of course, it has a huge human impact if we have a pandemic, which means spread of the flu across countries or worlds. And it has—beyond the human impact—it has a lot of other consequences like isolating different communities. It has an implication on economies globally, and so it’s all something that’s very serious. But I think the three page handout that I forwarded to you is a good resource, very cleanly written by the Department of Health to tell people about the flu and flu symptoms. It might be worth forwarding to interested constituents, and if anyone wants to know more about the flu, normally we’d be getting updates, but I’ll be happy to talk to anyone about it.”

#### APPOINTMENT OF CONFEREES

S.C.R. No. 31, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.C.R. No. 31, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Sakamoto, chair; Tsutsui, co-chair; Hemmings as manager on the part of the Senate at such conference.

#### ADJOURNMENT

At 12:00 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 6:30 p.m., Thursday, April 30, 2009.

## 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.

## 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.

## FIFTY-NINTH DAY

## Tuesday, May 5, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 9:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by Dr. David Hockney, Olivet Baptist Church, after which the Roll was called showing all Senators present.

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

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor (Gov. Msg. No. 654) was read by the Clerk and was placed on file:

Gov. Msg. No. 654, informing the Senate that on May 4, 2009, the Governor withdrew the nominations of SONG K. CHOI and JEFFREY W. PIONTEK to the Board of Directors of the High Technology Development Corporation, under Gov. Msg. Nos. 573 and 574, dated April 3, 2009.

In compliance with Gov. Msg. No. 654, the nominations listed under Gov. Msg. Nos. 573 and 574 were returned.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 722 to 726) were read by the Clerk and were placed on file:

Hse. Com. No. 722, 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 May 1, 2009:

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

Hse. Com. No. 723, informing the Senate on May 1, 2009, the Speaker made the following changes to the conferees on the following bill:

S.B. No. 496, S.D. 2 (H.D. 2):

Added Representative Finnegan as a manager.

Hse. Com. No. 724, returning S.C.R. No. 138, S.D. 1, which was adopted by the House of Representatives on May 1, 2009.

Hse. Com. No. 725, returning S.C.R. No. 152, S.D. 1, which was adopted by the House of Representatives on May 1, 2009.

Hse. Com. No. 726, returning S.C.R. No. 183, S.D. 1, which was adopted by the House of Representatives on May 1, 2009.

**CONFERENCE COMMITTEE REPORTS**

Senator Kim, 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. 200, H.D. 1, presented a report (Conf. Com. Rep. No. 167) recommending that H.B. No. 200, 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. 167 and H.B. No. 200, H.D. 1, S.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. 1673, S.D. 2, presented a report (Conf.

Com. Rep. No. 173) recommending that S.B. No. 1673, 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. 173 and S.B. No. 1673, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," 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. 36, H.D. 1, presented a report (Conf. Com. Rep. No. 174) recommending that H.B. No. 36, 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. 174 and H.B. No. 36, 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 Ige, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 690, H.D. 2, presented a report (Conf. Com. Rep. No. 175) recommending that H.B. No. 690, 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. 175 and H.B. No. 690, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," 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. 1464, H.D. 3, presented a report (Conf. Com. Rep. No. 176) recommending that H.B. No. 1464, 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. 176 and H.B. No. 1464, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," 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. 1260, H.D. 1, presented a report (Conf. Com. Rep. No. 177) recommending that H.B. No. 1260, 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. 177 and H.B. No. 1260, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," 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. 1404, H.D. 1, presented a report (Conf. Com. Rep. No. 178) recommending that H.B. No. 1404, 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. 178 and H.B. No. 1404, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," 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. 989, H.D. 1, presented a report (Conf.

Com. Rep. No. 179) recommending that H.B. No. 989, 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. 179 and H.B. No. 989, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," 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. 1271, H.D. 3, presented a report (Conf. Com. Rep. No. 180) recommending that H.B. No. 1271, 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. 180 and H.B. No. 1271, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was deferred for a period of 48 hours.

#### STANDING COMMITTEE REPORTS

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1548) recommending that the Senate not advise and consent to the nominations to the Board of Directors of the High Technology Development Corporation of the following:

SONG K. CHOI, in accordance with Gov. Msg. No. 573; and

JEFFREY W. PIONTEK, in accordance with Gov. Msg. No. 574.

By unanimous consent, Stand. Com. Rep. No. 1548 and Gov. Msg. Nos. 573 and 574 were placed on file.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1549) recommending that the Senate advise and consent to the nominations to the Small Business Regulatory Review Board of the following:

SHARON O.L. PANG, in accordance with Gov. Msg. No. 268;

PETER YUKIMURA, in accordance with Gov. Msg. No. 280; and

CHARLES K. H. AU, in accordance with Gov. Msg. No. 422.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1549 and Gov. Msg. Nos. 268, 280 and 422 was deferred until Wednesday, May 6, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1550) recommending that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Strategic Development Corporation of the following:

DANTON S. WONG, in accordance with Gov. Msg. No. 551; and

H. BRIAN MOORE, in accordance with Gov. Msg. No. 575.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1550 and Gov. Msg. Nos. 551 and 575 was deferred until Wednesday, May 6, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1551) recommending that the Senate advise and consent to the nominations to the Community-Based Economic Development Advisory Council of the following:

HANS H. CHUN, in accordance with Gov. Msg. No. 589;

CAROL M. JUNG, in accordance with Gov. Msg. No. 590;

MICHAEL J. MURAKOSHI, in accordance with Gov. Msg. No. 591; and

JENNIFER L. ZELKO, in accordance with Gov. Msg. No. 592.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1551 and Gov. Msg. Nos. 589, 590, 591 and 592 was deferred until Wednesday, May 6, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1552) recommending that the Senate advise and consent to the nomination of ALBERT TUFONO to the Hawai'i Paroling Authority, in accordance with Gov. Msg. No. 475.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1552 and Gov. Msg. No. 475 was deferred until Wednesday, May 6, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1553) recommending that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

PATRICIA ANN WIELAND, in accordance with Gov. Msg. No. 476; and

NORMAN S. STAHL, in accordance with Gov. Msg. No. 530.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1553 and Gov. Msg. Nos. 476 and 530 was deferred until Wednesday, May 6, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1554) recommending that the Senate advise and consent to the nomination of L. DEW KANESHIRO to the Crime Victim Compensation Commission, in accordance with Gov. Msg. No. 559.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1554 and Gov. Msg. No. 559 was deferred until Wednesday, May 6, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1555) recommending that the Senate advise and consent to the nominations to the Stadium Authority of the following:

KATHLEEN O. AHINA, in accordance with Gov. Msg. No. 285;

KEVIN H. M. CHONG KEE, in accordance with Gov. Msg. No. 286; and

ALEXANDER C. KANE JR., in accordance with Gov. Msg. No. 289.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1555 and Gov. Msg. Nos. 285, 286 and 289 was deferred until Wednesday, May 6, 2009.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1556) recommending that the Senate advise and consent to the nominations to the Stadium Authority of the following:

MARCIA J. KLOMPUS, in accordance with Gov. Msg. No. 290;

NELSON G. OYADOMARI, in accordance with Gov. Msg. No. 291; and

LAWRENCE K. W. TSEU, in accordance with Gov. Msg. No. 522.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1556 and Gov. Msg. Nos. 290, 291 and 522 was deferred until Wednesday, May 6, 2009.

Senator Fukunaga, for the majority of the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 1557) recommending that H.C.R. No. 100, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1557 and H.C.R. No. 100, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION PROCLAIMING SEPTEMBER 24, 2009, AS ISLAM DAY," was deferred until Wednesday, May 6, 2009.

Senators Fukunaga and Espero, for the Committee on Economic Development and Technology and the Committee on Public Safety and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1558) recommending that H.C.R. No. 49, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1558 and H.C.R. No. 49, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII," was deferred until Wednesday, May 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1559) recommending that H.C.R. No. 207, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1559 and H.C.R. No. 207, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A JOINT AGENCY STUDY ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII," was deferred until Wednesday, May 6, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 1560) recommending that H.C.R. No. 27, H.D. 1 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1560 and H.C.R. No. 27, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF DISPARATE TREATMENT IN HAWAII'S CRIMINAL JUSTICE SYSTEM," was deferred until Wednesday, May 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 1561) recommending that H.C.R. No. 304 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1561 and H.C.R. No. 304, entitled: "HOUSE CONCURRENT RESOLUTION CONDEMNING THE HUMAN-RIGHTS ATROCITIES AND VIOLENCE AGAINST CHILDREN IN NORTHERN UGANDA AND THE DEMOCRATIC REPUBLIC OF THE CONGO, AND URGING CONGRESS TO LEAD THE INTERNATIONAL COMMUNITY IN EFFORTS TO PROTECT THE CHILDREN OF UGANDA AND THE DEMOCRATIC REPUBLIC OF THE CONGO," was deferred until Wednesday, May 6, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1562) recommending that S.R. No. 61, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1562 and S.R. No. 61, S.D. 1, entitled: "SENATE RESOLUTION ENSURING THAT ANY LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CAUSAL FACTORS ASSOCIATED WITH CHRONIC DISEASE," was deferred until Wednesday, May 6, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1563) recommending that S.R. No. 97, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1563 and S.R. No. 97, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND ASSESS THE POLICIES AND PROCEDURES IMPLEMENTED BY HOSPITALS TO REDUCE ELECTIVE CESAREAN SECTIONS AND INDUCTION OF LABOR," was deferred until Wednesday, May 6, 2009.

Senator Ige, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1564) recommending that S.R. No. 89, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1564 and S.R. No. 89, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE CENTERS FOR DISEASE CONTROL AND PREVENTION ESTABLISH A CHRONIC OBSTRUCTIVE PULMONARY DISEASE PROGRAM," was deferred until Wednesday, May 6, 2009.

Senators Ige and Chun Oakland, for the Committee on Health and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 1565) recommending that S.R. No. 79 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1565 and S.R. No. 79, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION EAST AND WEST REGIONAL BOARDS TO ESTABLISH THE BIG ISLAND LONG-TERM CARE COALITION TO DEVELOP A PLAN FOR LONG-TERM CARE SOLUTIONS ON THE BIG ISLAND OF HAWAII," was deferred until Wednesday, May 6, 2009.

#### ORDER OF THE DAY

#### ADVISE AND CONSENT

#### MATTERS DEFERRED FROM THURSDAY, APRIL 30, 2009

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

Senator Ige moved that Stand. Com. Rep. No. 1517 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Mental Health and Substance Abuse, Maui Service Area Board of the following:

KARIN E. PHANEUF, term to expire June 30, 2012 (Gov. Msg. No. 335); and

SHERRY L. POPPE, term to expire June 30, 2012 (Gov. Msg. No. 336),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1518 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Mental Health and Substance Abuse, Oahu Service Area Board of the following:

THOMAS J. MCCORMACK, term to expire June 30, 2013 (Gov. Msg. No. 329); and

LINDA H. SHEA, term to expire June 30, 2011 (Gov. Msg. No. 340),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1519 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of SHEILA L. CALCAGNO to the Mental Health and Substance Abuse, Kaua'i Service Area Board, term to expire June 30, 2011, seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1520 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of JONATHAN T. HARRIS to the State Council on Mental Health, term to expire June 30, 2011, seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1521 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Board of Certification of Operating Personnel in Wastewater Treatment Plants of the following:

WESLEY L.K.M. LIM, term to expire June 30, 2012 (Gov. Msg. No. 577); and

BRADLEY M. PIERCE, term to expire June 30, 2013 (Gov. Msg. No. 578),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1522 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nomination of ROGER B. MCKEAGUE to the Board of Health, term to expire June 30, 2013, seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1523 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Health Planning Council, Honolulu Subarea of the following:

TRACY H. OKUBO, term to expire June 30, 2013 (Gov. Msg. No. 473); and

SUSAN STALDER, term to expire June 30, 2013 (Gov. Msg. No. 474),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1524 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances of the following:

BILLIE GABRIEL, term to expire June 30, 2013 (Gov. Msg. No. 503);

LOUIS M. KEALOHA, term to expire June 30, 2013 (Gov. Msg. No. 504);

MICHELE S. SCOFIELD, term to expire June 30, 2013 (Gov. Msg. No. 506); and

STEVEN M. SHIRAKI, term to expire June 30, 2013 (Gov. Msg. No. 507),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1525 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Statewide Health Coordinating Council of the following:

JOHN J. BARNETT PHD, term to expire June 30, 2013 (Gov. Msg. No. 469);

JILL B. MIYAMURA, term to expire June 30, 2012 (Gov. Msg. No. 470);

REBECCA S. WARD, term to expire June 30, 2013 (Gov. Msg. No. 472); and

ARTHUR Y. NISHIDA, term to expire June 30, 2013 (Gov. Msg. No. 528),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1526 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the State Council on Developmental Disabilities of the following:

SARAH K. AHINA, term to expire June 30, 2012 (Gov. Msg. No. 493);

JOLAINE L. HAO, term to expire June 30, 2011 (Gov. Msg. No. 494);

LOUISE K. IWAISHI, term to expire June 30, 2012 (Gov. Msg. No. 495);

ANNIE L. KALAMA, term to expire June 30, 2010 (Gov. Msg. No. 496);

ANASTASIA L. KELLER-COLLINS, term to expire June 30, 2013 (Gov. Msg. No. 497);

JENNIFER V. PATRICIO ESQ., term to expire June 30, 2013 (Gov. Msg. No. 498); and

JOSEPHINE C. WOLL, term to expire June 30, 2011 (Gov. Msg. No. 499),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1527 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Disability and Communication Access Board of the following:

BARBARA P. FISCHLOWITZ-LEONG, term to expire June 30, 2013 (Gov. Msg. No. 500);

LYNN K. MURAKAMI-AKATSUKA, term to expire June 30, 2010 (Gov. Msg. No. 501); and

ANTHONY A. RIECKE-GONZALES, term to expire June 30, 2013 (Gov. Msg. No. 502),

seconded by Senator Green.

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

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

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

Senator Ige moved that Stand. Com. Rep. No. 1528 be received and placed on file, seconded by Senator Green and carried.

Senator Ige then moved that the Senate advise and consent to the nominations to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances of the following:

STEPHEN KALANI BRADY, term to expire June 30, 2013 (Gov. Msg. No. 316); and

DARIN H. KAWAZOE, term to expire June 30, 2013 (Gov. Msg. No. 327),

seconded by Senator Green.

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

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

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

Senator Chun Oakland moved that Stand. Com. Rep. No. 1529 be received and placed on file, seconded by Senator Green and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of LAURA L. TOBOSA to the Statewide Council on Independent Living, term to expire June 30, 2011, seconded by Senator Green.

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

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

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

Senator Chun Oakland moved that Stand. Com. Rep. No. 1530 be received and placed on file, seconded by Senator Green and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of CLAUD ROBERT SUTCLIFFE to the Commission on Fatherhood, term to expire June 30, 2011, seconded by Senator Green.

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

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

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

Senator Fukunaga moved that Stand. Com. Rep. No. 1542 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the State Foundation on Culture and the Arts Commission of the following:

TERILYNNE F. GORMAN, term to expire June 30, 2012 (Gov. Msg. No. 287);

LEONARD K. CHOW, term to expire June 30, 2013 (Gov. Msg. No. 519);

JAMES C. JENNINGS, term to expire June 30, 2013 (Gov. Msg. No. 520); and

SHERYL B. SEAMAN AIA, ASID, LEED AP, term to expire June 30, 2013 (Gov. Msg. No. 521),

seconded by Senator Baker.

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

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

At 9:46 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:52 a.m. with the Vice President in the Chair.

#### FINAL READING

##### MATTER DEFERRED FROM THURSDAY, APRIL 30, 2009

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

Senator Chun Oakland moved that Conf. Com. Rep. No. 8 be adopted and H.B. No. 876, H.D. 1, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Baker.

Senator Chun Oakland then offered the following amendment (Floor Amendment No. 10) to H.B. No. 876, H.D. 1, S.D. 2, C.D. 1:

SECTION 1. House Bill No. 876, H.D. 1, S.D. 2, C.D. 1, is amended as follows:

1. By deleting the titles, "PART I" on page 1, line 1, "PART II" on page 2, line 3, and "PART III" on page 6, line 13.
2. By deleting Sections 1 and 2.
3. By renumbering "SECTION 3" to read "SECTION 1."
4. By renumbering "SECTION 4" to read "SECTION 2."
5. By renumbering "SECTION 5" to read "SECTION 3."
6. By renumbering "SECTION 6" to read "SECTION 4."

Senator Chun Oakland moved that Floor Amendment No. 10 be adopted, seconded by Senator Baker.

Senator Chun Oakland rose to speak in support of the measure as follows:

"Mr. President, the floor amendment before you removes sections 1 and 2 of H.B. No. 876, C.D. 1, which included language that increases the amount that condominium associations may recover in maintenance fees from foreclosure of condominium apartments from \$1,800 to \$3,600. This language was removed because S.B. No. 298 contained that language and has already been signed into law. Therefore, we are removing the duplicative language based on the Governor's attorneys indicating that this language would be problematic in this bill. The Aging in Place for elderly and disabled unit owners language is still in this bill. Thank you."

The motion to adopt Floor Amendment No. 10 was put by the Chair and carried.

Senator Chun Oakland then moved that Conf. Com. Rep. No. 8 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, H.B. No. 876, H.D. 1, S.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO

CONDOMINIUMS," was placed on the calendar for Final Reading on Thursday, May 7, 2009.

#### FINAL READING

Conf. Com. Rep. No. 46 (H.B. No. 128, H.D. 1, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 46 be adopted and H.B. No. 128, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Takamine.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 11) to H.B. No. 128, H.D. 1, S.D. 1, C.D. 1:

SECTION 1. House Bill No. 128, C.D. 1, is amended by amending section 11-II of section 2 to read as follows:

"**§11-II Contributions to noncandidate committees; limits.** No person shall make contributions to a noncandidate committee in an aggregate amount greater than \$1,000 in an election. This section shall not apply to ballot issue committees."

Senator Taniguchi moved that Floor Amendment No. 11 be adopted, seconded by Senator Takamine.

Senator Taniguchi to speak in support of the measure as follows:

"Mr. President, members, if you note that we took out one word; this would be on page 54 of the attached bill that we have, C.D. 2. We believe it was a technical error and that this version will reflect the current law."

The motion to adopt Floor Amendment No. 11 was put by the Chair and carried.

Senator Taniguchi then moved that Conf. Com. Rep. No. 46 be received and placed on file, seconded by Senator Takamine and carried.

By unanimous consent, H.B. No. 128, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was placed on the calendar for Final Reading on Thursday, May 7, 2009.

Conf. Com. Rep. No. 75 (S.B. No. 892, S.D. 1, H.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 75 be adopted and S.B. No. 892, S.D. 1, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Baker then offered the following amendment (Floor Amendment No. 12) to S.B. No. 892, S.D. 1, H.D. 2, C.D. 1:

SECTION 1. Senate Bill No. 892, S.D. 1, H.D. 2, C.D. 1 is amended by amending paragraph (1) of Section 20 so that Section 3 of the measure becomes effective on January 1, 2010 and Section 4 of the measure becomes effective on July 1, 2009, and to read as follow:

"SECTION 20. This Act shall take effect on July 1, 2009; provided that:

- (1) Section 3 shall take effect on January 1, 2010;
- (2) Section 9 shall take effect on July 1, 2010; and
- (3) The amendments made to section 431:7-101(a), Hawaii Revised Statutes, in section 15 of this Act shall not be repealed when section 431:7-101(a), Hawaii Revised Statutes, is reenacted on June 16, 2010, pursuant to Act 177, Session Laws of Hawaii 2008."

Senator Baker moved that Floor Amendment No. 12 be adopted, seconded by Senator Taniguchi.

Senator Baker rose to speak in support of the measure as follows:

“There was a technical mistake in the effective date of one of the sections. The conference draft inadvertently addressed the wrong section. We need to correct this so the bill can go forward.”

The motion to adopt Floor Amendment No. 12 was put by the Chair and carried.

Senator Baker then moved that Conf. Com. Rep. No. 75 be received and placed on file, seconded by Senator Taniguchi and carried.

By unanimous consent, S.B. No. 892, S.D. 1, H.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” was placed on the calendar for Final Reading on Thursday, May 7, 2009.

At 9:58 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:00 a.m. with the President in the Chair.

Conf. Com. Rep. No. 85 (S.B. No. 1222, S.D. 1, H.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 85 be adopted and S.B. No. 1222, S.D. 1, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Takamine.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 13) to S.B. No. 1222, S.D. 1, H.D. 1, C.D. 1:

Section 1. Senate Bill No. 1222, S.D. 1, H.D. 1, C.D. 1, is amended by amending section 1 to read as follows:

“SECTION 1. Section 711-1109, Hawaii Revised Statutes, is amended by amending subsections (1) and (2) to read as follows:

“(1) A person commits the offense of cruelty to animals in the second degree if the person intentionally, knowingly, or recklessly:

- (a) Overdrives, overloads, tortures, torments, beats, causes substantial bodily injury, or starves any animal, or causes the overdriving, overloading, torture, torment, beating, or starving of any animal[ ~~or deprives];~~
- (b) ~~Deprives~~ a pet animal of necessary sustenance or causes such deprivation;
- ~~[(b)]~~ (c) Mutilates, poisons, or kills without need any animal other than insects, vermin, or other pests;
- ~~[(c)]~~ (d) Keeps, uses, or in any way is connected with or interested in the management of, or receives money for the admission of any person to, any place kept or used for the purpose of fighting or baiting any bull, bear, cock, or other animal, and includes every person who encourages, aids, or assists therein, or who permits or suffers any place to be so kept or used;
- ~~[(d)]~~ (e) Carries or causes to be carried, in or upon any vehicle or other conveyance, any animal in a cruel or inhumane manner; [or]
- (f) ~~Confines or causes to be confined, in a kennel or cage, any pet animal in a cruel or inhumane manner;~~
- (g) ~~Tethers, fastens, ties, or restrains a dog to a dog house, tree, fence, or any other stationary object by means of a choke collar, pinch collar, or prong collar; provided that a person is not prohibited from using such restraints when walking a dog with a hand-held leash or while a dog is engaged in a supervised activity; or~~
- ~~[(e)]~~ (h) Assists another in the commission of any act specified in subsections (1)(a) through ~~[(d)]~~ (1)(g).

(2) Subsection (1)(a), (b), ~~[(d), and]~~ (c), (e), (f), (g), and (h) shall not apply to:

- (a) Accepted veterinary practices;
- (b) Activities carried on for scientific research governed by standards of accepted educational or medicinal practices; or
- (c) Pest control operations conducted pursuant to chapter 149A by a pest control operator licensed pursuant to chapter 460J, if the pest control is performed under a written contract.”

Senator Taniguchi moved that Floor Amendment No. 13 be adopted, seconded by Senator Takamine.

Senator Taniguchi rose to speak in support of the measure as follows:

“With regard to this bill, there was a phrase in section g that seemed to open up... I guess it was too vague, so we took it out.”

The motion to adopt Floor Amendment No. 13 was put by the Chair and carried.

Senator Taniguchi then moved that Conf. Com. Rep. No. 85 be received and placed on file, seconded by Senator Takamine and carried.

By unanimous consent, S.B. No. 1222, S.D. 1, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HUMANE TREATMENT OF PET ANIMALS,” was placed on the calendar for Final Reading on Thursday, May 7, 2009.

Conf. Com. Rep. No. 98 (S.B. No. 464, S.D. 2, H.D. 2, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 98 be adopted and S.B. No. 464, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Gabbard then offered the following amendment (Floor Amendment No. 14) to S.B. No. 464, S.D. 2, H.D. 2, C.D. 1:

SECTION 1. Section 1 of Senate Bill No. 464, S.D. 2, H.D. 2, C.D. 1, is amended by amending subsection (b) of section 235-12.5, Hawaii Revised Statutes, to read as follows:

“(b) The amount of credit allowed for each eligible renewable energy technology system shall not exceed the applicable cap amount, which is determined as follows:

- (1) If the primary purpose of the solar energy system is to use energy from the sun to heat water for household use, then the cap amounts shall be:
  - (A) \$2,250 per system for single-family residential property;
  - (B) \$350 per unit per system for multi-family residential property; and
  - (C) \$250,000 per system for commercial property;
- (2) For all other solar energy systems, the cap amounts shall be:
  - (A) \$5,000 per system for single-family residential property; provided that if all or a portion of the system is used to fulfill the substitute renewable energy technology requirement pursuant to section 196-6.5(a)(3), the credit shall be reduced by thirty-five per cent of the actual system cost or \$2,250, whichever is less;
  - (B) \$350 per unit per system for multi-family residential property; and
  - (C) \$500,000 per system for commercial property; and
- (3) For all wind-powered energy systems, the cap amounts shall be:
  - (A) \$1,500 per system for single-family residential property; provided that if all or a portion of the



system is used to fulfill the substitute renewable energy technology requirement pursuant to section 196-6.5(a)(3), the credit shall be reduced by twenty per cent of the actual system cost or \$1,500, whichever is less;

- (B) \$200 per unit per system for multi-family residential property; and  
 (C) \$500,000 per system for commercial property.”

Senator Gabbard moved that Floor Amendment No. 14 be adopted, seconded by Senator English.

Senator Gabbard rose to speak in support of the measure as follows:

“Madam President and colleagues, with the floor amendment we’re moving in coordination with our House counterparts. This amendment makes the bill consistent with another energy bill, H.B. No. 1464. It lowers the cap on tax credits for renewable energy systems if part of it is used to satisfy the requirements of the mandate for solar water heating.”

The motion to adopt Floor Amendment No. 14 was put by the Chair and carried.

Senator Gabbard then moved that Conf. Com. Rep. No. 98 be received and placed on file, seconded by Senator English and carried.

By unanimous consent, S.B. No. 464, S.D. 2, H.D. 2, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was placed on the calendar for Final Reading on Thursday, May 7, 2009.

Conf. Com. Rep. No. 110 (S.B. No. 1461, S.D. 2, H.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 110 be adopted and S.B. No. 1461, S.D. 2, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Galuteria.

Senator Baker then offered the following amendment (Floor Amendment No. 15) to S.B. No. 1461, S.D. 2, H.D. 1, C.D. 1:

SECTION 1. Senate Bill No. 1461, S.D. 2, H.D. 1, C.D. 1, is amended by designating sections 1 through 4 as Part I.

SECTION 2. Senate Bill No. 1461, S.D. 2, H.D. 1, C.D. 1, is amended by inserting the following:

“PART II

SECTION 5. Act 239, Session Laws of Hawaii 2007, is amended by amending section 4 to read as follows:

“SECTION 4. This Act shall take effect on January 1, 2008; provided that this Act shall be repealed on December 31, [2009-] 2010, and section 237-24.3, Hawaii Revised Statutes, and section 237-24.7, Hawaii Revised Statutes, shall be reenacted in the form in which they read on December 31, 2007.”

SECTION 6. The aggregate tax exemption from the amendment in Act 239, Session Laws of Hawaii 2007, shall not exceed \$400,000 per taxable year ending on or between January 1, 2010 and January 1, 2011.”

SECTION 3. Senate Bill No. 1461, S.D. 2, H.D. 1, C.D. 1, is amended by renumbering sections 5 and 6 as sections 7 and 8 and by designating the newly renumbered sections as Part III.

SECTION 4. Senate Bill No. 1461, S.D. 2, H.D. 1, C.D. 1, is amended by amending the effective date to read:

“SECTION 8. This Act, upon its approval, shall apply to returns and payments due after May 31, 2009; provided that part II of this Act shall take effect upon approval.”

Senator Baker moved that Floor Amendment No. 15 be adopted, seconded by Senator Tsutsui.

Senator Baker rose to speak in support of the measure as follows:

“We are amending this bill because there were some serious flaws in the way that the language for the measure was adopted in another bill. We couldn’t use the original bill because it would not have given us an opportunity to correct the flaw, so we needed to correct the flaw and put the language in this measure.”

The motion to adopt Floor Amendment No. 15 was put by the Chair and carried.

Senator Baker then moved that Conf. Com. Rep. No. 110 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, S.B. No. 1461, S.D. 2, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was placed on the calendar for Final Reading on Thursday, May 7, 2009.

Conf. Com. Rep. No. 113 (H.B. No. 1016, H.D. 2, S.D. 1, C.D. 1):

Senator Takamine moved that Conf. Com. Rep. No. 113 be adopted and H.B. No. 1016, H.D. 2, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Taniguchi then offered the following amendment (Floor Amendment No. 16) to H.B. No. 1016, H.D. 2, S.D. 1, C.D. 1:

SECTION 1. House Bill No. 1016, H.D. 2, S.D. 1, C.D. 1, is amended as follows:

1. By amending line 16 on page 4 to read:

“TOTAL (SECTION 1): \$1,089,096.86”

2. By amending Section 9 to read:

“SECTION 9. This Act shall take effect upon its approval; provided that section 2 shall take effect on July 1, 2009.”

Senator Taniguchi moved that Floor Amendment No. 16 be adopted, seconded by Senator Takamine.

Senator Taniguchi rose to speak in support of the motion as follows:

“On this bill, we are just changing the effective date from July 1 to upon approval, so that these settlements can be paid and interest can be saved by the State.”

The motion to adopt Floor Amendment No. 16 was put by the Chair and carried.

Senator Taniguchi then moved that Conf. Com. Rep. No. 113 be received and placed on file, seconded by Senator Takamine and carried.

By unanimous consent, H.B. No. 1016, H.D. 2, S.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES,” was placed on the calendar for Final Reading on Thursday, May 7, 2009.

Conf. Com. Rep. No. 132 (S.B. No. 199, S.D. 1, H.D. 1, C.D. 2):

By unanimous consent, action on S.B. No. 199, S.D. 1, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was deferred to the end of the calendar.

Conf. Com. Rep. No. 136 (S.B. No. 387, S.D. 1, H.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 136 be adopted and S.B. No. 387, S.D. 1, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Tsutsui.

Senator Kim then offered the following amendment (Floor Amendment No. 18) to S.B. No. 387, S.D. 1, H.D. 1, C.D. 1:

SECTION 1. Senate Bill No. 387, S.D. 1, H.D. 1, C.D. 1, is amended by designating section 1 as Part I.

SECTION 2. Senate Bill No. 387, S.D. 1, H.D. 1, C.D. 1, is amended by deleting sections 2 and 3.

SECTION 3. Senate Bill No. 387, S.D. 1, H.D. 1, C.D. 1, is amended by inserting the following:

“PART II

SECTION 2. The purpose of this Act is to reorganize certain state executive branch departments to reflect the provisions of the General Appropriations Act of 2009.

SECTION 3. The purpose of this part is to transfer the position of tourism liaison from the department of business, economic development, and tourism to the office of the governor.

SECTION 4. Chapter 27, Hawaii Revised Statutes, is amended by adding a new part to be appropriately designated and to read as follows:

“PART . TOURISM

§27- Special advisor for tourism. (a) There is established within the office of the governor a special advisor for tourism who shall be appointed by the governor without regard to section 26-34. The special advisor shall not be subject to chapters 76 and 89.

(b) The special advisor for tourism shall serve as the liaison between the governor and the Hawaii tourism authority, department of business, economic development, and tourism, and other public and private parties on matters relating to tourism.”

PART III

SECTION 5. The purpose of this part is to transfer the small business regulatory review board, with its statutory duties and powers, from the department of business, economic development, and tourism to the department of commerce and consumer affairs.

SECTION 6. Section 201M-5, Hawaii Revised Statutes, is amended to read as follows:

“§201M-5 Small business regulatory review board; powers. (a) There shall be established within the department of ~~[business, economic development, and tourism,]~~ commerce and consumer affairs for administrative purposes~~[-]~~ a small business regulatory review board to review any proposed new or amended rule or to consider any request from small business owners for review of any rule adopted by a state agency and to make recommendations to the agency or the legislature regarding the need for a rule change or legislation. For requests regarding county ordinances, the board may make recommendations to the county council or the mayor for appropriate action.

(b) The board shall consist of eleven members, who shall be appointed by the governor pursuant to section 26-34. Nominations to fill vacancies shall be made from names submitted by the review board. The appointments shall reflect representation of a variety of businesses in the State; provided that no more than two members shall be representatives from the same type of business, and that there shall be at least two representatives from each county.

(c) All members of the board shall be either a current or former owner or officer of a business and shall not be an officer or employee of the federal, state, or county government. A majority of the board shall elect the chairperson. The chairperson shall serve a term of not more than one year, unless removed earlier by a two-thirds vote of all members to which the board is entitled.

(d) A majority of all the members to which the board is entitled shall constitute a quorum to do business, and the concurrence of a majority of all the members to which the board is entitled shall be necessary to make any action of the board valid.

(e) In addition to any other powers provided by this chapter, the board may:

- (1) Adopt any rules necessary to implement this chapter;
- (2) Organize and hold conferences on problems affecting small business; and
- (3) Do any and all things necessary to effectuate the purposes of this chapter.

(f) The board shall submit an annual report to the legislature twenty days prior to each regular session detailing any requests from small business owners for review of any rule adopted by a state agency, and any recommendations made by the board to an agency or the legislature regarding the need for a rule change or legislation. The report shall also contain a summary of the comments made by the board to agencies regarding its review of proposed new or amended rules.

(g) The expenses of the board shall be funded entirely from the compliance resolution fund; provided that this provision shall not require the board to charge any fee for its service. The director of commerce and consumer affairs shall include, as part of any other fee charged to a person or organization, an amount with a reasonable nexus to the small business regulatory review activities of the board.

For the purpose of this subsection, “expenses” includes operating expenses, cash capital expenses, and debt service attributable to the board.”

PART IV

SECTION 7. The purpose of this part is to transfer the natural energy laboratory of Hawaii authority, with its statutory duties and powers, from the department of business, economic development, and tourism to the department of accounting and general services.

SECTION 8. Section 227D-2, Hawaii Revised Statutes, is amended by amending subsections (a) and (b) to read as follows:

“(a) There is established the natural energy laboratory of Hawaii authority, which shall be a body corporate and politic and an instrumentality and agency of the State. The authority shall be placed within the ~~[department of business, economic development, and tourism]~~ department of accounting and general services for administrative purposes~~[- pursuant to section 26-35]~~. The purpose of the natural energy laboratory of Hawaii authority shall be to facilitate research, development, and commercialization of natural energy resources and ocean-related research, technology, and industry in Hawaii and to engage in retail, commercial, or tourism activities that will financially support that research, development, and commercialization at a research and technology park in Hawaii. Its duties shall include:

- (1) Establishing, managing, and operating facilities that provide sites for:
  - (A) Research and development;
  - (B) Commercial projects and businesses utilizing natural resources, such as ocean water or geothermal energy;
  - (C) Compatible businesses engaged in scientific and technological investigations, or retail, commercial, and tourism activities; and
  - (D) Businesses or educational facilities that support the primary projects and activities;
- (2) Providing support, utilities, and other services to facility tenants and government agencies;
- (3) Maintaining the physical structure of the facilities;
- (4) Promoting and marketing these facilities;
- (5) Promoting and marketing the reasonable utilization of available natural resources;

- (6) Supporting ocean research and technology development projects that support national and state interests, use facilities and infrastructure in Hawaii, and foster potential commercial development; and
- (7) Engaging in retail, commercial, and tourism activities that are not related to facilitating research, development, and commercialization of natural energy resources in Hawaii; provided that all income derived from these activities shall be deposited in the natural energy laboratory of Hawaii authority special fund.

(b) The governing body of the authority shall consist of a board of directors having eleven voting members. Three members from the general public shall be appointed by the governor for staggered terms pursuant to section 26-34, except that one of these members shall be a resident of the county of Hawaii. The members shall be selected on the basis of their knowledge, interest, and proven expertise in, but not limited to, one or more of the following fields: finance, commerce and trade, corporate management, marketing, economics, engineering, energy management, real estate development, property management, aquaculture, and ocean science. The chairperson and secretary of the research advisory committee shall serve on the board. The ~~[director of business, economic development, and tourism, the]~~ chairperson of the board of land and natural resources, the ~~[president of the University of Hawaii,]~~ comptroller, the mayor of the county of Hawaii, an appointed member from the board of the high technology development corporation, and an appointed member from the board of the Hawaii strategic development corporation, or their designated representatives, shall serve as ex officio, voting members of the board. The ~~[director of business, economic development, and tourism]~~ comptroller shall serve as the chairperson until such time as a chairperson is elected by the board from the membership. The board shall elect other officers as it deems necessary.”

PART V

SECTION 9. The purpose of this part is to transfer the arts and culture development branch within the department of business, economic development, and tourism to the state foundation on culture and the arts, which is placed within the department of accounting and general services for administrative purposes.

SECTION 10. All rights, powers, functions, and duties of the arts and culture development branch of the department of business, economic development, and tourism are transferred to the state foundation on culture and the arts.

PART VI

SECTION 11. The purpose of this part is to transfer the film industry branch within the department of business, economic development, and tourism to the Hawaii tourism authority.

SECTION 12. Chapter 201B, Hawaii Revised Statutes, is amended by adding a new part to be appropriately designated and to read as follows:

**“PART . HAWAII TELEVISION AND FILM DEVELOPMENT**

**§201B-A Definitions.** As used in this part:

“Applicant” means a person applying for a grant or venture capital investment from the authority under this part.

“Board” means the Hawaii television and film development board.

“Eligible Hawaii project” or “project” means an entertainment project in which at least seventy-five per cent of the budget for the production costs, excluding salaries and costs for the producer, director, writer, screenplay, and actors in the project, is dedicated for the purchase or lease of goods or services from a vendor or supplier who is located and doing business in the State.

“Fund” means the Hawaii television and film development special fund.

“Venture capital investment” means any of the following investments in a project:

- (1) Common or preferred stock and equity securities without a repurchase requirement for at least five years;
- (2) A right to purchase stock or equity securities;
- (3) Any debenture, whether or not convertible or having stock purchase rights, which is subordinated, together with security interests against the assets of the borrower, by their terms to all borrowings of the borrower from other institutional lenders, and that is for a term of not less than three years, and that has no part amortized during the first three years; and
- (4) General or limited partnership interests.

**§201B-B Hawaii television and film development board.**

(a) There is established the Hawaii television and film development board. The board shall be attached to the Hawaii tourism authority for administrative purposes only. The board shall administer the grant and venture capital investment programs and the Hawaii television and film development special fund established under this part. The board shall also assess and consider the overall viability and development of the television and film industries and make recommendations to appropriate state or county agencies.

(b) The board shall be composed of nine members, four of whom shall be appointed by the governor pursuant to section 26-34, and all of whom shall serve four-year staggered terms. One of the governor’s appointments shall be made from a list of nominees submitted by the president of the senate and another appointment shall be made from a list of nominees submitted by the speaker of the house of representatives. The four appointed members shall possess a current working knowledge of the film, television, or entertainment industry. The executive director of the Hawaii tourism authority and the chairs of the four county film commissions, or their equivalent, shall serve as ex officio voting members, who may be represented on the board by designees.

The chairperson and vice chairperson of the board shall be selected by the board by majority vote. Five members shall constitute a quorum, whose affirmative vote shall be necessary for all actions by the board. The members shall serve without compensation but shall be reimbursed for expenses, including travel expenses, necessary for the performance of their duties.

(c) The film industry branch development manager shall serve as the executive secretary of the board.

(d) The board may adopt rules pursuant to chapter 91 to effectuate the purposes of this part.

**§201B-C Hawaii television and film development special fund.**

(a) There is established in the state treasury the Hawaii television and film development special fund into which shall be deposited:

- (1) Appropriations by the legislature;
- (2) Donations and contributions made by private individuals or organizations for deposit into the fund;
- (3) Grants provided by governmental agencies or any other source; and
- (4) Any profits or other amounts received from venture capital investments.

(b) The fund shall be used by the board to assist in, and provide incentives for, the production of eligible Hawaii projects that are in compliance with criteria and standards established by the board in accordance with rules adopted by the board pursuant to chapter 91. In particular, the board shall adopt rules to provide for the implementation of the following programs:

- (1) A grant program. The board shall adopt rules pursuant to chapter 91 to provide conditions and qualifications for grants. Applications for grants shall be made to the board and shall contain such information as the board shall require by rules adopted pursuant to chapter 91. At a minimum, the applicant shall agree to the following conditions:
  - (A) The grant shall be used exclusively for eligible Hawaii projects;

- (B) The applicant shall have applied for or received all applicable licenses and permits;
  - (C) The applicant shall comply with applicable federal and state laws prohibiting discrimination against any person on the basis of race, color, national origin, religion, creed, sex, age, or physical handicap;
  - (D) The applicant shall comply with other requirements as the board may prescribe;
  - (E) All activities undertaken with funds received shall comply with all applicable federal, state, and county statutes and ordinances;
  - (F) The applicant shall indemnify and save harmless the State of Hawaii and its officers, agents, and employees from and against any and all claims arising out of or resulting from activities carried out or projects undertaken with funds provided hereunder, and procure sufficient insurance to provide this indemnification if requested to do so by the department;
  - (G) The applicant shall make available to the board all records the applicant may have relating to the project, to allow the board to monitor the applicant's compliance with the purpose of this chapter; and
  - (H) The applicant, to the satisfaction of the board, shall establish that sufficient funds are available for the completion of the project for the purpose for which the grant is awarded;
- and
- (2) A venture capital program. The board shall adopt rules pursuant to chapter 91 to provide conditions and qualifications for venture capital investments in eligible Hawaii projects. The program may include a written agreement between the borrower and the board, as the representative of the State, that as consideration for the venture capital investment made under this part, the borrower shall share any royalties, licenses, titles, rights, or any other monetary benefits that may accrue to the borrower pursuant to terms and conditions established by the board by rule pursuant to chapter 91. Venture capital investments may be made on such terms and conditions as the board shall determine to be reasonable, appropriate, and consistent with the purposes and objectives of this part.

**§201B-D Inspection of premises and records.** The board shall have the right to inspect, at reasonable hours, the plant, physical facilities, equipment, premises, books, and records of any applicant in connection with the processing of a grant to the applicant."

SECTION 13. Part IX of chapter 201, Hawaii Revised Statutes, is repealed.

#### PART VII

SECTION 14. The purpose of this part is to conform various sections of the Hawaii Revised Statutes to the amendments made under more than one of the previous parts.

SECTION 15. Section 26-18, Hawaii Revised Statutes, is amended to read as follows:

**"§26-18 Department of business, economic development, and tourism.** [(a)] The department of business, economic development, and tourism shall be headed by a single executive to be known as the director of business, economic development, and tourism.

The department shall undertake statewide business and economic development activities, undertake energy development and management, provide economic research and analysis, plan for the use of Hawaii's ocean resources, and encourage the development and promotion of industry and international commerce through programs established by law.

[(b)] The following are placed in the department of business, economic development, and tourism for administrative purposes

as defined by section 26-35: Aloha Tower development corporation, Hawaii community development authority, Hawaii housing finance and development corporation, high technology development corporation, land use commission, [natural energy laboratory of Hawaii authority,] and any other boards and commissions as shall be provided by law.

The department of business, economic development, and tourism shall be empowered to establish, modify, or abolish statistical boundaries for cities, towns, or villages in the State and shall publish, as expeditiously as possible, an up-to-date list of cities, towns, and villages after changes to statistical boundaries have been made."

SECTION 16. Section 201-2, Hawaii Revised Statutes, is amended to read as follows:

**"§201-2 General objective, functions, and duties of department.** It shall be the objective of the department of business, economic development, and tourism to make broad policy determinations with respect to economic development in the State and to stimulate through research and demonstration projects those industrial and economic development efforts that offer the most immediate promise of expanding the economy of the State. The department shall endeavor to gain an understanding of those functions and activities of other governmental agencies and of private agencies that relate to the field of economic development. [It shall,] The department, at all times, shall encourage initiative and creative thinking in harmony with the objectives of the department.

The department of business, economic development, and tourism shall have sole jurisdiction over the land use commission under chapter 205, state planning under chapter 225M, and the Hawaii State Planning Act under chapter 226. Due to the inherently interdependent functions of development, planning, and land use, these functions shall not be transferred by executive order, directive, or memorandum, to any other department, nor shall these functions be subject to review or approval by any other department."

SECTION 17. Section 201-3, Hawaii Revised Statutes, is amended to read as follows:

**"§201-3 Specific research and promotional functions of the department.** Without prejudice to its general functions and duties the department of business, economic development, and tourism shall have specific functions in the following areas:

- (1) Industrial development. The department shall determine through technical and economic surveys the profit potential of new or expanded industrial undertakings; develop through research projects and other means new and improved industrial products and processes; promote studies and surveys to determine consumer preference as to design and quality and to determine the best methods of packaging, transporting, and marketing the State's industrial products; disseminate information to assist the present industries of the State, to attract new industries to the State, and to encourage capital investment in present and new industries in the State; assist associations of producers and distributors of industrial products to introduce these products to consumers; and make grants or contracts as may be necessary or advisable to accomplish the foregoing;
- (2) Land development. The department shall encourage the most productive use of all land in the State in accordance with a general plan developed by the department; encourage the improvement of land tenure practices on leased private lands; promote an informational program directed to landowners, producers of agricultural and industrial commodities, and the general public regarding the most efficient and most productive use of the lands in the State; and make grants or contracts as may be necessary or advisable to accomplish the foregoing;

- (3) Credit development. The department shall conduct a continuing study of agricultural and industrial credit needs; encourage the development of additional private and public credit sources for agricultural and industrial enterprises; promote an informational program to acquaint financial institutions with agricultural and industrial credit needs and the potential for agricultural and industrial expansion, and inform producers of agricultural and industrial products as to the manner in which to qualify for loans; and make grants or contracts as may be necessary or advisable to accomplish the foregoing; and
- (4) Promotion. The department shall disseminate information developed for or by the department pertaining to economic development to assist present industry in the State, attract new industry and investments to the State, and assist new and emerging industry with good growth potential or prospects in jobs, exports, and new products. The industrial and economic promotional activities of the department may include the use of literature, advertising, demonstrations, displays, market testing, lectures, travel, motion picture and slide films, and other promotional and publicity devices as may be appropriate;
- (5) Tourism research and statistics. The department shall maintain a program of research and statistics for the purpose of:
  - (A) Measuring and analyzing tourism trends;
  - (B) Providing information and research to assist in the development and implementation of state tourism policy;
  - (C) Encouraging and arranging for the conduct of tourism research and information development through voluntary means or through contractual services with qualified agencies, firms, or persons; and
  - (D) Providing tourism information to policy makers, the public, and the visitor industry. This includes:
    - (i) Collecting and publishing visitor-related data including visitor arrivals, visitor characteristics and expenditures;
    - (ii) Collecting and publishing hotel-related statistics including the number of units available, occupancy rates, and room rates;
    - (iii) Collecting and publishing airline-related data including seat capacity and number of flights;
    - (iv) Collecting information and conducting analyses of the economic, social, and physical impacts of tourism on the State;
    - (v) Conducting periodic studies of the impact of ongoing marketing programs of the Hawaii tourism authority on Hawaii's tourism industry, employment in Hawaii, state taxes, and the State's lesser known and underutilized destinations; and
    - (vi) Cooperate with the Hawaii tourism authority and provide it with the above information in a timely manner;

and

- (6) Self-sufficiency standard. The department shall establish and update biennially a self-sufficiency standard that shall incorporate existing methods of calculation, and shall reflect, at a minimum, costs relating to housing, food, child care, transportation, health care, clothing and

household expenses, federal and state tax obligations, family size, children's ages, geography, and the number of household wage earners. The department shall report to the legislature concerning the self-sufficiency standard no later than twenty days prior to the convening of the regular session of 2009, and every odd-numbered year thereafter. The recommendations shall address, among other things, the utilization of any federal funding that may be available for the purposes of establishing and updating the self-sufficiency standard.

~~["The department shall be the central agency to coordinate film permit activities in the State;"]~~

PART VIII

SECTION 18. The purpose of this part is to provide for the transition of various state agencies and programs that are transferred under parts II, III, IV, V, and VI of this Act.

SECTION 19. (a) All rights, powers, functions, and duties of the agencies, divisions, or programs transferred under parts II, III, IV, V, and VI, are transferred to the successor agencies as provided under those parts.

(b) All officers and employees whose functions are transferred by this Act shall be transferred with their functions and shall continue to perform their regular duties upon their transfer, subject to the state personnel laws and this Act; except that an officer or employee whose position is no longer authorized under the General Appropriations Act of 2009 shall not be transferred.

(c) No officer or employee who has been transferred pursuant to subsection (b) and who has tenure shall suffer any loss of salary, seniority, prior service credit, vacation, sick leave, or other employee benefit or privilege as a consequence of this Act.

(d) If a position held by an officer or employee having tenure is no longer authorized under the General Appropriations Act of 2009, the movement of an officer or employee to another position shall be subject to the appropriate collective bargaining agreement.

SECTION 20. (a) Nothing in this Act shall be deemed to affect the civil service status of any civil service member transferred to the Hawaii tourism authority pursuant to part VI of this Act as it existed on June 30, 2009; provided that upon the vacancy of any transferred position, the Hawaii tourism authority may hire an employee to fill the vacated position without regard to chapters 76 and 89, Hawaii Revised Statutes.

(b) No officer or employee of the State whose functions are transferred by part VI of this Act, and who is employed by the Hawaii tourism authority pursuant to this section, shall suffer any loss of salary, prior service credit, vacation, sick leave, or other employee benefit or privilege as a consequence of this Act.

(c) Any officer or employee having tenure whose office or position is abolished by part VI of this Act shall not thereby be separated from public employment, but shall remain in the employment of the State with the same pay and classification and shall be transferred to some other office or position for which the officer or employee is eligible under the personnel laws of the State as determined by the head of the department of the governor.

SECTION 21. All rules, policies, procedures, guidelines, and other material adopted or developed by an agency, division, or program transferred under parts II, III, IV, V, and VI, shall be transferred to the successor agency and shall remain in full force and effect until amended or repealed by the successor agency.

SECTION 22. All records, equipment, machines, files, supplies, contracts, books, papers, documents, maps, and other personal property heretofore made, used, or acquired or held by an agency, division, or program transferred under parts II, III, IV, V, and VI, shall be transferred to the successor agency.

SECTION 23. Unless specifically required by this Act, this Act shall not affect the membership or term of any appointed

member of a board or other policy-making or advisory body transferred under parts II, III, IV, V, and VI. Such a member shall continue to serve on the board or other body for the member's term without necessity of reappointment.

SECTION 24. The legislative reference bureau shall review this Act for the purpose of making recommendations as to the appropriate placement of parts or chapters of the Hawaii Revised Statutes affected by this Act. The legislative reference bureau shall submit its findings and recommendations, accompanied by any necessary proposed legislation, to the legislature by January 1, 2010.

SECTION 25. This Act does not affect rights and duties that matured, penalties that were incurred, and proceedings that were begun before its effective date.

#### PART IX

SECTION 26. The provisions of this part shall supersede section 15 of House Bill 1271 H.D. 3, S.D. 2, C.D. 1, of the 2009 regular session. There is established within the department of business, economic development, and tourism, the position of energy program administrator. The employment status of the incumbent employee occupying the energy program administrator position on the effective date of this Act shall retain the employee's civil service status which shall not be affected by any Act enacted in the regular session of 2009.

#### PART X

SECTION 27. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 28. This Act shall take effect upon its approval."

Senator Kim moved that Floor Amendment No. 18 be adopted, seconded by Senator Tsutsui.

Senator Kim rose to speak in support of the measure as follows:

"Madam President, this measure includes certain provisions of H.B. No. 1260 and H.B. No. 1271, for the purposes of amending those provisions to ensure that in the reorganization of certain state executive branch departments, that any transferring employees would not lose their civil service status. It was also amended to delete any reference to the repeal of ATDC since that was put in by error."

The motion to adopt Floor Amendment No. 18 was put by the Chair and carried.

Senator Kim then moved that Conf. Com. Rep. No. 136 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, S.B. No. 387, S.D. 1, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," was placed on the calendar for Final Reading on Thursday, May 7, 2009.

Conf. Com. Rep. No. 160 (H.B. No. 754, H.D. 1, S.D. 1, C.D. 1):

Senator Nishihara moved that Conf. Com. Rep. No. 160 be adopted and H.B. No. 754, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Kim then offered the following amendment (Floor Amendment No. 19) to H.B. No. 754, H.D. 1, S.D. 1, C.D. 1:

SECTION 1. House Bill No. 754, H.D. 1, S.D. 1, C.D. 1, is amended by deleting Section 11 and replacing it with the following:

"SECTION 11. For fiscal year 2010-2011, after the revenues collected under chapter 237D, Hawaii Revised Statutes, are distributed pursuant to section 237D-2(b), Hawaii Revised Statutes, 12.5 per cent of the revenues derived under section 237D-2(b)(2), Hawaii Revised Statutes, shall be deposited into the tourism special fund established under section 201B-11,

Hawaii Revised Statutes, and any excess revenues shall be deposited into the general fund."

Senator Kim moved that Floor Amendment No. 19 be adopted, seconded by Senator Tsutsui.

Senator Kim rose to speak in support of the measure as follows:

"This amendment is to fix the percentage in the measure to ensure that we have the correct amount going into the tourism special fund for one year from the anticipated increase of the TAT from FY2010—FY2011. This will ensure that the projected \$8.2 million will go to help HTA to properly fund the programs it needs to boost our ailing visitor industry. Thank you."

The motion to adopt Floor Amendment No. 19 was put by the Chair and carried.

Senator Kim then moved that Conf. Com. Rep. No. 160 be received and placed on file, seconded by Senator Tsutsui and carried.

By unanimous consent, H.B. No. 754, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," was placed on the calendar for Final Reading on Thursday, May 7, 2009.

#### FINAL READING

#### MATTERS DEFERRED FROM THURSDAY, APRIL 30, 2009 AND FRIDAY, MAY 1, 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 Thursday, May 7, 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 Thursday, May 7, 2009.

Conf. Com. Rep. No. 15 (H.B. No. 1045, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 16 (H.B. No. 975, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 17 (H.B. No. 1152, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 21 (H.B. No. 1103, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 47 (H.B. No. 1713, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 50 (H.B. No. 1471, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 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 Thursday, May 7, 2009.

Conf. Com. Rep. No. 67 (S.B. No. 914, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 72 (S.B. No. 1066, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 77 (S.B. No. 1107, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 83 (S.B. No. 91, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 93 (S.B. No. 1206, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 103 (S.B. No. 1164, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 107 (S.B. No. 1345, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 108 (S.B. No. 1160, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 109 (S.B. No. 109, S.D. 2, H.D. 3, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 111 (H.B. No. 381, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 119 (H.B. No. 610, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 120 (H.B. No. 586, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 KANEHOE BAY REGIONAL COUNCIL," was deferred until Thursday, May 7, 2009.

Conf. Com. Rep. No. 124 (H.B. No. 1692, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 128 (H.B. No. 986, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 137 (S.B. No. 427, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 145 (S.B. No. 415, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 147 (S.B. No. 1248, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 148 (S.B. No. 1674, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 150 (S.B. No. 1329, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 156 (H.B. No. 34, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 158 (H.B. No. 1495, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 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 Thursday, May 7, 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 Thursday, May 7, 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 Thursday, May 7, 2009.

Conf. Com. Rep. No. 20 (H.B. No. 1676, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 28 (H.B. No. 541, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 33 (H.B. No. 1776, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 36 (H.B. No. 982, H.D. 3, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 39 (H.B. No. 983, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 48 (H.B. No. 994, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 49 (H.B. No. 1174, H.D. 3, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 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 Thursday, May 7, 2009.

Conf. Com. Rep. No. 69 (S.B. No. 389, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 94 (S.B. No. 1665, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 100 (S.B. No. 1664, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 102 (S.B. No. 1218, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 104 (S.B. No. 266, S.D. 2, H.D. 2, C.D. 1):



By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 105 (S.B. No. 1224, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 106 (S.B. No. 1352, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 112 (H.B. No. 1536, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 114 (H.B. No. 1550, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 117 (H.B. No. 1166, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 118 (H.B. No. 1552, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 121 (H.B. No. 1525, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 122 (H.B. No. 111, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 123 (H.B. No. 343, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 126 (H.B. No. 1807, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 127 (H.B. No. 371, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 130 (H.B. No. 1504, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 134 (S.B. No. 423, S.D. 1, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 140 (S.B. No. 1202, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 142 (S.B. No. 292, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 143 (S.B. No. 972, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 146 (S.B. No. 496, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 149 (S.B. No. 43, S.D. 2, H.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 151 (H.B. No. 427, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 152 (H.B. No. 1627, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 153 (H.B. No. 1628, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 154 (H.B. No. 1483, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 155 (H.B. No. 1678, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 157 (H.B. No. 35, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 159 (H.B. No. 1544, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 161 (H.B. No. 899, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 162 (H.B. No. 1364, H.D. 1, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 163 (H.B. No. 183, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 164 (H.B. No. 1405, H.D. 2, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 165 (H.B. No. 900, H.D. 2, S.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 166 (H.B. No. 300, H.D. 1, S.D. 2, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 168 (S.B. No. 21, S.D. 1, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 169 (S.B. No. 1678, S.D. 3, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

Conf. Com. Rep. No. 171 (S.B. No. 884, S.D. 2, H.D. 1, C.D. 1):

By unanimous consent, 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 until Thursday, May 7, 2009.

#### FINAL READING

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

On motion by Senator English, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 6 was adopted and H.B. No. 1422, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Espero, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 9 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Fukunaga, seconded by Senator Bunda and carried, Conf. Com. Rep. No. 10 was adopted and

H.B. No. 615, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARASSMENT," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Gabbard, seconded by Senator English and carried, Conf. Com. Rep. No. 11 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Hee, seconded by Senator Bunda and carried, Conf. Com. Rep. No. 13 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 14 (H.B. No. 589, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator English and carried, Conf. Com. Rep. No. 14 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 18 (H.B. No. 618, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 18 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 22 (H.B. No. 1070, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Conf. Com. Rep. No. 22 was adopted and H.B. No. 1070, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CODE OF FINANCIAL INSTITUTIONS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 23 (H.B. No. 814, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 23 was adopted and H.B. No. 814, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NURSE AIDES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 24 (H.B. No. 28, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 24 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 25 (H.B. No. 358, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 25 was adopted and H.B. No. 358, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG TREATMENT," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 27 (H.B. No. 1415, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 27 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 29 (H.B. No. 1696, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator English, seconded by Senator Baker and carried, Conf. Com. Rep. No. 29 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 34 (H.B. No. 1316, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 34 was adopted and H.B. No. 1316, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 35 (H.B. No. 271, S.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 35 was adopted and H.B. No. 271, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 37 (H.B. No. 1040, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 37 was adopted and H.B. No. 1040, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 38 (H.B. No. 366, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 38 was adopted and H.B. No. 366, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 41 (H.B. No. 1141, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 41 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 43 (H.B. No. 1512, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Nishihara and carried, Conf. Com. Rep. No. 43 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Gabbard, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 54 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator English, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 55 was adopted and S.B. No. 281, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE TRAFFIC CODE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator English, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 56 was adopted and S.B. No. 711, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator English, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 59 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Espero, seconded by Senator English and carried, Conf. Com. Rep. No. 60 was adopted and S.B. No. 564, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 61 (S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Takamine and carried, Conf. Com. Rep. No. 61 was adopted and S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 62 (S.B. No. 868, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Baker and carried, Conf. Com. Rep. No. 62 was adopted and S.B. No. 868, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 63 (S.B. No. 470, H.D. 1, C.D. 1):

On motion by Senator English, seconded by Senator Baker and carried, Conf. Com. Rep. No. 63 was adopted and S.B. No. 470, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 64 (S.B. No. 203, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 64 was adopted and S.B. No. 203, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 65 (S.B. No. 35, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Espero and carried, Conf. Com. Rep. No. 65 was adopted and S.B. No. 35, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 66 (S.B. No. 34, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Conf. Com. Rep. No. 66 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 68 (S.B. No. 440, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator English and carried, Conf. Com. Rep. No. 68 was adopted and S.B. No. 440, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 70 (S.B. No. 300, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Baker and carried, Conf. Com. Rep. No. 70 was adopted and S.B. No. 300, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 73 (S.B. No. 55, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Conf. Com. Rep. No. 73 was adopted and S.B. No. 55, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 74 (S.B. No. 50, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 74 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 76 (S.B. No. 1069, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Bunda and carried, Conf. Com. Rep. No. 76 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 78 (S.B. No. 1259, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 78 was adopted and S.B. No. 1259, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL RESPONSE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 82 (S.B. No. 1268, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 82 was adopted and S.B. No. 1268, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 86 (S.B. No. 113, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 86 was adopted and S.B. No. 113, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 88 (S.B. No. 932, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 88 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 90 (S.B. No. 1195, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Hee and carried, Conf. Com. Rep. No. 90 was adopted and S.B. No. 1195, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 95 (S.B. No. 1223, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Conf. Com. Rep. No. 95 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 97 (S.B. No. 851, S.D. 1, H.D. 3, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 97 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 101 (S.B. No. 1250, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Takamine and carried, Conf. Com. Rep. No. 101 was adopted and S.B. No. 1250, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 116 (H.B. No. 981, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 116 was adopted and H.B. No. 981, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 129 (H.B. No. 1378, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 129 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 131 (S.B. No. 1058, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Espero, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 131 was adopted and S.B. No. 1058, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 133 (S.B. No. 917, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Ige and carried, Conf. Com. Rep. No. 133 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 138 (S.B. No. 1263, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 138 was adopted and S.B. No. 1263, S.D. 2, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 141 (S.B. No. 912, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 141 was adopted and S.B. No. 912, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 144 (S.B. No. 1142, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 144 was adopted and S.B. No. 1142, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 170 (S.B. No. 585, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Ige, seconded by Senator Baker and carried, Conf. Com. Rep. No. 170 was adopted and S.B. No. 585, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Takamine, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 309, and S.B. No. 309, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Ige, seconded by Senator Baker and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 420, S.D. 2, and S.B. No. 420, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC MEDICINE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Ige, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 937, and S.B. No. 937, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

On motion by Senator Ige, seconded by Senator Taniguchi and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 967, S.D. 2, and S.B. No. 967, S.D. 2, H.D. 3, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 19 (H.B. No. 1479, H.D. 2, S.D. 1, C.D. 1):

Senator Takamine moved that Conf. Com. Rep. No. 19 be adopted and H.B. No. 1479, H.D. 2, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and stated:

"Yes, this will provide an undue burden for both small businesses and for the Department of Labor, requiring additional reporting of fringe benefits. Thank you."

Senator Kim requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 19 was adopted and H.B. No. 1479, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Ayes with Reservations, 1 (Kim). Noes, 2 (Hemmings, Slom). Excused, 1 (Tokuda).

Conf. Com. Rep. No. 26 (H.B. No. 262, H.D. 2, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 26 be adopted and H.B. No. 262, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in support of the measure with reservations and stated:

"While this does expand the investigative powers of the insurance commissioner, notably absent from that ability is workers' compensation; and with growing workers' compensation fraud which affects all of us, whether it's by employee or by employer or doctor or hospital, we all pay the cost for that. So, I note my reservations. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 26 was adopted and H.B. No. 262, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Conf. Com. Rep. No. 30 (H.B. No. 643, H.D. 2, S.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 30 be adopted and H.B. No. 643, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

“This bill seeks to ferret out illegal employees, and that’s a good thing and I think we should all support that. However, it unfairly penalizes contractors who may have been the victims as well. I note that in testimony and in discussion, everybody was more worried about the illegal immigrants and workers, and they wanted to penalize contractors. We should make it very clear that illegality is the issue here; criminal offense is the issue here, and not piling onto the contractors. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 30 was adopted and H.B. No. 643, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONTRACTORS,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 31 (H.B. No. 31, S.D. 1, C.D. 1):

Senator Takamine moved that Conf. Com. Rep. No. 31 be adopted and H.B. No. 31, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Hee.

Senator Slom rose in opposition to the measure and stated:

“What this bill does is create a new legal offense, and that is a crime for an employer to check credit references for employees. While there have been certain exemptions carved out, notably in the financial sector, those people that testified in the retail sector say that people that deal with cash and money all the time pose a potential threat; and if the money is lost, they’re not going to go after the employee, they’re going to go after the employer. So in this age of credit transparency where all of us have our credit information taken, it should not be a crime, and it should not be unfair for employers to potentially look at employees’ credit history. Thank you.”

Senators Sakamoto, Nishihara, and Kidani requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 31 was adopted and H.B. No. 31, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 3 (Kidani, Nishihara, Sakamoto). Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 32 (H.B. No. 1611, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Baker and carried, Conf. Com. Rep. No. 32 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 40 (H.B. No. 813, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, Conf. Com. Rep. No. 40 was adopted and H.B. No. 813, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hemmings).

Conf. Com. Rep. No. 42 (H.B. No. 1379, H.D. 2, S.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 42 be adopted and H.B. No. 1379, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and stated:

“This bill has had a long path to where it is right now, and at one point the Senate draft, I think, was a good bill which tightened up and made secure a person giving their power of attorney basically for order of life sustaining treatment or whatever. What’s happened now in the conference draft, I think it went back to the House version, which was much broader and allowed for many other people to give consent for the patient. And I think that was not the intent and I think that opens up the possibilities of a great deal of harm here, so I’ll be voting ‘no.’ Thank you.”

Senator Baker rose in support of the measure and stated:

“Unfortunately, the good Senator from East Honolulu has mischaracterized this bill. This bill actually went back to existing statute and provides that, in fact, an individual can ensure that his or her advance directives are honored. It also allows the physician to provide the individual with a piece of paper that “orders” and officially acknowledges, really, what the individual wants, and that makes it easier for emergency personnel who may be called to a scene when the individual does not want to be resuscitated. This is something that our statute has sought to ensure, that those of us who make an advanced directive can, with certainty, have our wishes honored. That is really all this measure does. It is in line with what is being adopted in a number of other states in terms of physicians’ orders, and I think this is an appropriate way to ensure that those of us who have advance directives have those advance directives followed when needed. Thank you, Madam President.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 42 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Gabbard, Hemmings, Slom).

Conf. Com. Rep. No. 44 (H.B. No. 640, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator English and carried, Conf. Com. Rep. No. 44 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 45 (H.B. No. 1470, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Conf. Com. Rep. No. 45 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 71 (S.B. No. 605, S.D. 1, H.D. 3, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 71 be adopted and S.B. No. 605, S.D. 1, H.D. 3, C.D. 1 pass Final Reading, seconded by Senator Fukunaga.

Senator Slom rose in opposition to the measure and stated:

“I think we all recognize we’ve got a problem with noise. It’s all around us. We want to try to control it. We want to make sure that there’s not excessive noise. But this bill, which

talks about 50 decibels, one wonders where the 50 decibels has come from because that basically is ordinary conversation. And I think anytime that you try to place restrictions on individuals and you don't have a realistic benchmark, it creates problems not only for adjudication of the law, but also for respect of the law. So, I think that this bill is overly broad and vague, and if we were to use the higher number or indicated how we arrived at that number, I think it would be fairer to all. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 71 was adopted and S.B. No. 605, S.D. 1, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 79 (S.B. No. 1338, S.D. 2, H.D. 2, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 79 be adopted and S.B. No. 1338, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and stated:

"This is our annual clothesline bill; and while I have no problem with people using clotheslines as an alternative, I do have a problem with the government interfering with private contracts and private covenants in residential or other areas. And I think this is something that we should be able to convince people it's something good that they should do if they want to do, but if they have already entered into a private covenant and they're prohibited from doing that, the government has no business violating that contract. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 79 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 80 (S.B. No. 19, S.D. 1, H.D. 2, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 80 be adopted and S.B. No. 19, S.D. 1, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"I think the intent is good here to give preference in construction contracts and also to recognize the importance of apprenticeship. However, this bill is totally one-sided and requires that people that get the benefits have to be unionized in their apprenticeship programs and will either force people to be unionized or will completely cut out a growing segment of the construction industry that provides apprenticeship and workplace programs but are in fact independent and merit based. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 80 was adopted and S.B. No. 19, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 84 (S.B. No. 536, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Fukunaga, seconded by Senator Baker and carried, Conf. Com. Rep. No. 84 was adopted and S.B. No. 536, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 87 (S.B. No. 931, S.D. 1, H.D. 1, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 87 be adopted and S.B. No. 931, S.D. 1, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and stated:

"I was looking for all my ACLU friends and everyone else that's concerned about civil liberties because this bill actually allows for trampling of civil liberties—allows people to enter your home or business to get samples merely for an administrative investigation. We're not talking about epidemics or actual things that have taken place, but this is for administrative investigations. And I don't think we want government bureaucrats coming into our homes and offices more than they do already on hunting expeditions. So, I'll be voting 'no'. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 87 was adopted and S.B. No. 931, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EPIDEMIOLOGIC INVESTIGATIONS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 89 (S.B. No. 1073, S.D. 1, H.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 89 be adopted and S.B. No. 1073, S.D. 1, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Espero.

Senator Slom rose in opposition to the measure and stated:

"You know, part of the smoking ban was that the smoking ban was supposed to apply to all people, and then for a while it allowed the prisoners to have their own exemption; it allowed prisoners to smoke. We took that exemption away, but now we're allowing employees of the prison to have a designated smoking area and allowed to smoke. You know, I continue to be concerned and confused about this because all the initial banning legislation was to protect the health of individuals—worried about firsthand smoke, secondhand smoke, third-hand smoke, but apparently we don't because we allow certain people to carve out their own exemptions for them. So I'm in opposition to it because it really comes down to the money—the money that is generated by smoking—and not the health. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 89 was adopted and S.B. No. 1073, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 91 (S.B. No. 764, S.D. 2, H.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 91 be adopted and S.B. No. 764, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Hemmings rose in opposition to the measure and stated:

"In doing so, I recognize the lack of public debate on many of the issues that are being passed today, and I do recognize that absolute power does have absolute results. So I'm very proud that the good Senator from Hawai'i Kai and I have the opportunity to challenge some of these initiatives.



“The intent of this bill is to alleviate the economic burden on lessees of certain commercial and industrial leases. The concern as expressed by the AG is that the bill violates the contracts clause of the United States Constitution because it changes the process for renegotiating the amount of rent during the term of existing commercial or industrial leases. The attorney general said it’s well-established that a retroactive law, in a constitutional sense, is one that takes away or pares vested rights acquired under existing law or catches new obligations, imposes a new duty, or taxes a new disability with respect to the transaction or consideration already concluded. In other words, it rewrites a deal after it’s made to the benefit of one and the detriment of another; in this case, the land owner. It’s interesting to note that Professor Van Dyke, I guess a hired expert witness, assessed the constitutionality of the legislation, and he provided testimony which is doubtful in relationship to the attorney general’s very broad opinion that points out the problems with this legislation constitutionally. So, I’d urge my colleagues to be real careful on legislation like this. A deal’s a deal, and people coming after the fact and trying to rewrite the deal is unfair. So I’d urge my colleagues to vote ‘no’.”

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 91 was adopted and S.B. No. 764, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO REAL PROPERTY,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Ayes with Reservations, 1 (Slom). Noes, 1 (Hemmings).

Conf. Com. Rep. No. 92 (S.B. No. 1005, S.D. 2, H.D. 2, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 92 be adopted and S.B. No. 1005, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and stated:

“I’ve sat through the hearings on the bill and I think, again, the intent is a good one—to protect individuals’ likeness and their contributions. However, try as we may, even with this version here, I think that the bill is overly broad and I think it opens up the possibilities for unintended consequences, particularly with the use of images, voices, and so forth on the internet and the expansion thereof. So, while I support the intent, I think that this would probably have a problem with free speech, usage, and also with growing technology. Thank you.”

Senator Fukunaga rose in support of the measure and stated:

“During the discussions on this bill, we did hear from the Internet Coalition and others who have businesses that are based on search engines, so this version of the bill specifically excludes those types of entities from the reach of the bill. I believe that all of the parties who participated in the discussions, including those involved in the recording industry and entertainment industry, are satisfied with the current draft. For those reasons, I urge everyone to vote in support of this measure. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 92 was adopted and S.B. No. 1005, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 96 (S.B. No. 539, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Bunda and carried, Conf. Com. Rep. No. 96 was adopted and S.B. No. 539, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONS,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 99 (S.B. No. 695, S.D. 1, H.D. 1, C.D. 1):

Senator Takamine moved that Conf. Com. Rep. No. 99 be adopted and S.B. No. 695, S.D. 1, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Hee.

Senators Sakamoto, Ige, Bunda, Kidani, and Nishihara requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 99 was adopted and S.B. No. 695, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WORKERS’ COMPENSATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 5 (Bunda, Ige, Kidani, Nishihara, Sakamoto). Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 115 (H.B. No. 952, H.D. 1, S.D. 2, C.D. 1):

Senator Takamine moved that Conf. Com. Rep. No. 115 be adopted and H.B. No. 952, H.D. 1, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and stated:

“I had to promise the Labor Chair that I would be ‘soft’ opposition. Yeah, but you know, if it oinks like a pig and makes bacon like a pig, it’s still a pig. It’s still a bad bill. It still is anti-business. It’s anti-investment climate. It is the union card-check bill, and while the House version is a little bit less offensive than the Senate bill, it still is offensive. It’s offensive to workers; it’s offensive to those that still want the right to have a secret ballot. And even though this version, the final version, changes the bill from the number of employees to gross sales—\$5 million or more—it still is going to affect people, and we know that these numbers continue to be manipulated and can be changed. It also provides for a secession or exemption of some of the criminal penalties that would apply otherwise to criminal trespass, criminal assault when labor union organization is involved. We recall that Hawai‘i still is the second highest labor union represented state in the nation, behind New York. There’s been no problem up to this point in organizing, and there’s been no problem in allowing a secret ballot; and this still is an affront to our democratic way of life. Thank you.”

Senators Kim, Ige, Kidani, Espero, and Gabbard requested their votes be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 115 was adopted and H.B. No. 952, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LABOR,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 5 (Espero, Gabbard, Ige, Kidani, Kim). Noes, 5 (Chun Oakland, Hemmings, Nishihara, Sakamoto, Slom).

Conf. Com. Rep. No. 125 (H.B. No. 1809, H.D. 2, S.D. 1, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 125 be adopted and H.B. No. 1809, H.D. 2, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Baker.

Senator Gabbard rose to request comments be entered into the Journal.

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madame President, I rise in support of HB 1809 CD1. Colleagues, last year we passed the e-waste recycling law that addresses our old computers, printers, monitors, and lap tops. This bill would add TVs to that list. As you know, TVs contain toxic materials and it would be much better for our environment if these materials were recycled and not allowed to be dumped in our landfills. This bill has industry support so I hope you'll join me in voting in favor of HB 1809 CD1. *Mahalo.*"

The motion was put by the Chair and carried, Conf. Com. Rep. No. 125 was adopted and H.B. No. 1809, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 135 (S.B. No. 1677, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Hee, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 135 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 139 (S.B. No. 166, S.D. 1, H.D. 1, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 139 be adopted and S.B. No. 166, S.D. 1, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and stated:

"This is another mandate of our prepaid health care act; and while we're concerned about patients getting adequate care, when there is a contract and when there is a determination that one type of care will be covered and another is not, it is not the purpose of government to interfere with that. Thank you."

Senator Baker rose in support of the measure and stated:

"Madam President, as technology and pharmaceuticals advance, there's a natural tension that develops when we have new procedures and new abilities to make a patient's—particularly a cancer patient's—quality of life better, and that's what this bill seeks to do. In many instances, most of our prepaid health contracts do in fact make no distinction in the kind of treatment for cancer that one takes, but there are a few that do. And it's so important that when we have advances that can improve a person's quality of life and keep them from being either tethered to a doctor's office to get their intravenous infusions of chemotherapy or make them go out of their way to get those life-saving treatments, why wouldn't we want to make those available on an equal basis? That's really all this bill does. If you have a plan that provides for cancer treatment and its infusion, you need to also have, if it's medically necessary, the ability to have it delivered in an oral fashion. This is something that's so important for all of our cancer patients. In talking with the major carriers, because of the way we worked on the language and worked with them on it, it is not anticipated to raise anybody's costs. It just makes it fair and equitable for

anybody who's going through that dreadful disease to make sure that they have the best possible care and delivered in the most appropriate way according to their physician. So, I urge my colleagues to vote strongly in support of this measure. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 139 was adopted and S.B. No. 166, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 172 (S.B. No. 1350, S.D. 2, H.D. 1, C.D. 1):

Senator Sakamoto moved that Conf. Com. Rep. No. 172 be adopted and S.B. No. 1350, S.D. 2, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Hee.

Senators Fukunaga and Ige requested their vote be cast "aye, with reservations," and the Chair so ordered.

Senator Sakamoto rose to request that remarks in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Sakamoto's remarks read as follows:

"Honolulu and Oahu are facing a housing crisis that has been increasing for decades. The solution of the past was to expand with new housing developments outside of urban Honolulu. This has resulted in sprawl, high infrastructure costs, increased traffic, and loss of open space and agricultural lands.

"We have an opportunity to refocus and optimize the use of one of the few developable areas within urban Honolulu. Kaka'ako has been designated one of those areas. The renewed emphasis on this special development district will allow a master plan to design Kaka'ako to meet housing, commercial, industrial, and community needs. These uses are often not easily accommodated side-by-side or when left to the self-interest of private and individual developers, could create banks of luxury condominiums rather than a well-planned mixed-use community.

"SB1350 proposes to refocus the Honolulu Community Development Corporation (HCDA) to increase the affordable housing provided, make use of access to mass transit and create a vibrant commercial and industrial center with recreational and leisure amenities for its workers and residents. The bill requires a fair percentage of square footage dedicated to affordable housing. It also gives developers a menu of options to meet reserve housing requirements within or without the design district. It emphasizes the urgency for action by providing a five year window of opportunity with a lower percentage dedicated to reserve housing so that developers will act more expeditiously. Finally, the bill attempts to keep for sale affordable housing affordable with ten year requirements and incentives to keep rentals affordable for at least twenty years.

"While the bill may not be perfect and advocates and detractors may still not be fully satisfied, the bill will provide the catalyst for action that should not be put off. With rail transit coming, housing in shortage, further delays could allow Kaka'ako to become a patchwork of developments that do not meet the needs of the whole nor be effectively contribute to a well-planned, and coordinated mixed-use community.

"To put things in a different perspective, let's look at a hypothetical 80,000 sq ft property. The land value at \$250/sq ft would be \$20,000,000. When developed this could produce over 300 residential units of which 60 would be required to be affordable if the property is less than 80,000 sq ft or 90

affordable units for a 80,000+ sq ft property. Is that too much to require based on our state's investment in the Kaka'ako district?

"I urge my colleagues to support this bill. There may be provisions we will have to further adjust but there are no fatal flaws. The bill is the result of many recommendations by many individuals and entities with disparate interests. We must not act in haste, but we must also act with urgency and with decisiveness. Access to both for sale and for rental affordable housing and the advent of rail transit cannot be delayed or hampered because we have yet to provide a basis for HCDA to optimize this valuable and critical asset. Increasing the affordable housing footprint within urban Honolulu reduces traffic, requires less new infrastructure, and can provide our residents with a pleasant and vibrant community when residing, working, or playing. *Mahalo.*"

The motion was put by the Chair and carried, Conf. Com. Rep. No. 172 was adopted and S.B. No. 1350, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 18. Ayes with Reservations, 2 (Fukunaga, Ige). Noes, 7 (Baker, Hee, Hemmings, Ihara, Kim, Slom, Tsutsui).

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

Senator Baker moved that S.B. No. 777, S.D. 1, H.D. 1 pass Final Reading, seconded by Senator Ige.

Senators Gabbard and Sakamoto requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 777, S.D. 1, and S.B. No. 777, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 2 (Gabbard, Sakamoto). Noes, 2 (Hemmings, Slom).

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

Senator Ige moved that S.B. No. 1008, S.D. 1, H.D. 2 pass Final Reading, seconded by Senator Gabbard.

Senator Taniguchi requested that his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1008, S.D. 1, and S.B. No. 1008, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 19. Ayes with Reservations, 1 (Taniguchi). Noes, 6 (Chun Oakland, Hooser, Ihara, Kim, Nishihara, Tsutsui).

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

Senator Baker moved that S.B. No. 1568, S.D. 2, H.D. 1 pass Final Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and stated:

"Basically what this bill does is to extend unemployment compensation benefits to part-time workers, and also provides that if there is 'compelling family reasons' for a person leaving work that they can still be compensated, and I think that 'compelling family reasons' can be very broad. The examples we discussed, of course, were domestic violence and I think everybody feels very concerned about that, but if you're on the

other end of that, if you're an employer and your employee leaves, you still have a problem. You're going to wind up paying for the unemployment compensation benefits and you're going to have to pay for another employee in addition to that. I think this bill needs more work. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1568, S.D. 2, and S.B. No. 1568, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 81 (S.B. No. 1, S.D. 1, H.D. 2, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 81 be adopted and S.B. No. 1, S.D. 1, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Fukunaga.

Senator Hooser requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 81 was adopted and S.B. No. 1, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OPIHL," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Hooser). Noes, 4 (Baker, English, Taniguchi, Tsutsui).

At 10:40 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:00 p.m.

#### FINAL READING

#### MATTER DEFERRED FROM EARLIER ON THE CALENDAR

Conf. Com. Rep. No. 132 (S.B. No. 199, S.D. 1, H.D. 1, C.D. 2):

Senator Kim moved that Conf. Com. Rep. No. 132 be adopted and S.B. No. 199, S.D. 1, H.D. 1, C.D. 2 pass Final Reading, seconded by Senator Fukunaga.

Senator Bunda then offered the following amendment (Floor Amendment No. 17) to S.B. No. 199, S.D. 1, H.D. 1, C.D. 2:

SECTION 1. Senate Bill No. 199, S.D. 1, H.D. 1, C.D. 2, is amended by deleting Section 2.

SECTION 2. Senate Bill No. 199, S.D. 1, H.D. 1, C.D. 2, is amended by renumbering Section 3 as Section 2.

SECTION 3. Senate Bill No. 199, S.D. 1, H.D. 1, C.D. 2, is amended by renumbering Section 4 as Section 3 and by amending subsection (a) in section 235-110.9, Hawaii Revised Statutes, to read as follows:

"(a) There shall be allowed to each taxpayer subject to the taxes imposed by this chapter a high technology business investment tax credit that shall be deductible from the taxpayer's net income tax liability, if any, imposed by this chapter for the taxable year in which the investment was made and the following four years provided the credit is properly claimed[-]; provided further that for investments made on or after May 1, 2009, and before January 1, 2011, the sum of all high technology business investment tax credits available (over five years as set forth below) to all taxpayers investing in a single qualified high technology business in a single calendar year shall not exceed \$10,000,000; provided further that for investments made on or after May 1, 2009, and before

January 1, 2011, high technology business investment tax credits may only be claimed to the extent that the qualified high technology business in which the investment was made has received credit allotments from the department, as set forth in subsection (i). The tax credit shall be as follows:

- (1) In the year the investment was made, for investments made prior to May 1, 2009, thirty-five per cent[;], and for investments made on and after May 1, 2009, and before January 1, 2011, twenty per cent;
- (2) In the first year following the year in which the investment was made, for investments made prior to May 1, 2009, twenty-five per cent[;], and for investments made on and after May 1, 2009, and before January 1, 2011, twenty per cent;
- (3) In the second year following the investment, twenty per cent;
- (4) In the third year following the investment, for investments made prior to May 1, 2009, ten per cent[;], and for investments made on and after May 1, 2009, and before January 1, 2011, twenty per cent; and
- (5) In the fourth year following the investment, for investments made prior to May 1, 2009, ten per cent[;], and for investments made on and after May 1, 2009, and before January 1, 2011, twenty per cent;

of the investment made by the taxpayer in each qualified high technology business, up to a maximum allowed credit in the year the investment was made, [~~\$700,000;~~] \$700,000 for investments made prior to May 1, 2009, and \$400,000 for investments made on and after May 1, 2009, and before January 1, 2011; in the first year following the year in which the investment was made, [~~\$500,000;~~] \$400,000 for investments made prior to May 1, 2009, and \$400,000 for investments made on and after May 1, 2009, and before January 1, 2011; in the second year following the year in which the investment was made, \$400,000; in the third year following the year in which the investment was made, [~~\$200,000;~~] \$200,000 for investments made prior to May 1, 2009, and \$400,000 for investments made on and after May 1, 2009, and before January 1, 2011; and in the fourth year following the year in which the investment was made, [~~\$200,000;~~] \$200,000 for investments made prior to May 1, 2009, and \$400,000 for investments made on and after May 1, 2009, and before January 1, 2011. For purposes of this section, "taxpayer" shall mean the taxpayer that is ultimately liable to pay any applicable taxes and shall not include a partnership, limited liability company, or other pass-through entity; provided that any direct or indirect investment made into a qualified high technology business by a partnership, limited liability company, or other pass-through entity shall be deemed to have been made by its respective partners, members, or other beneficial owners who are the taxpayers that are ultimately liable to pay any applicable taxes."

SECTION 4. Senate Bill No. 199, S.D. 1, H.D. 1, C.D. 2 is amended by deleting subsection (i) in section 235-110.9, Hawaii Revised Statutes, and replacing it with a new subsection (i) to read as follows:

"(i) All claims of high technology business investment tax credits under this section for investments in qualified high technology businesses made after on and after May 1, 2009, and before January 1, 2011, shall be made subject to the following aggregate and periodic credit caps and credit allotment procedures:

- (1) Aggregate and periodic credit caps for all new investments. The maximum amount of high technology business investment tax credits available under this section shall not exceed the following amounts for the following periods:
  - (A) \$80,000,000 to be claimed over the five-year period set forth in subsection (a) for investments

made beginning on May 1, 2009, and through December 31, 2009; and

- (B) \$80,000,000 to be claimed over the five-year period set forth in subsection (a), for investments made during the calendar year beginning on January 1, 2010, and ending on December 31, 2010, plus any carryover credit allotments available from unused credit allotments from the prior calendar years and in subparagraph (A).
- (2) Credit allotments. Beginning on May 1, 2009, the department shall provide credit allotments to qualified high technology businesses up to the maximum amount of high technology business investment tax credits as provided in paragraph (1). A qualified high technology business may apply for a credit allotment of high technology business investment tax credits in any amount not to exceed an aggregate of \$10,000,000 for investments it receives in a single calendar year (to be claimed over the five-year period set forth in subsection (a)) for investments, as defined in section 235-1, made in a qualified high technology business in the same calendar year. A qualified high technology business may apply for an allotment of high technology business investment tax credits, on a form prescribed by the department, or by a duly executed written letter or statement delivered to the department prior to the time that the department has established and published a prescribed form, on or after the day on which that qualified high technology business has received the investment for which that allotment is applied for; provided that in order to apply for that allotment, the qualified high technology business shall attest and declare to the department the amount of investment that the qualified high technology business has received for which it is applying for that allotment; provided further that the qualified high technology business submits to the department a copy of the checks, bank deposit receipts, wire transfer confirmations, or other evidence reasonably acceptable to the department to verify that the qualified high technology business has received the investment for which the allotment is being applied for. All allotments issued by the department shall be made on a first to apply basis only. Notices of all allotments and denials thereof shall be certified in writing and delivered to the respective qualified high technology business by the department by email, fax, United States Postal Service, or other means reasonably requested by the qualified high technology business and approved by the department, within one business day of the department's receipt of the application for that allotment. If a qualified high technology business does not receive the full allotment of high technology business investment tax credits applied for, the qualified high technology business may, at an investor's option, refund to that investor all or any portion of that investor's investment for which allotment was applied for. An investor's right to receive such refund of its investment shall not negate or invalidate an investment's status as being nonrefundable or at risk, as required by section 235-1. Beginning no later than July 1, 2009, the department shall post on its website in a manner accessible to the general public the total amount of allotments made, and the total unused allotments of credits remaining available under this subsection, which posting shall be updated by the department within one business day of making any allotment of credits pursuant to this subsection.
- (3) Non-transferable nature of allotments. All credit allotments issued by the department shall be non-transferable, non-negotiable, and non-assignable; provided that a statutory conversion in the form of

business entity shall not be considered a transfer or assignment.

- (4) Credit claims subject to audit. Notwithstanding a credit allotment under this section, every claim for credit shall be subject to audit or review by the department.”

SECTION 5. Senate Bill No. 199, S.D. 1, H.D. 1, C.D. 2, is amended by renumbering Sections 5, 6, 7, 8, 9, and 10, as sections 4, 5, 6, 7, 8, and 9, respectively.

Senator Bunda moved that Floor Amendment No. 17 be adopted, seconded by Senator Chun Oakland.

Senator Bunda rose to speak in support of the measure as follows:

“This bill actually adds a \$10 million cap per investor for investments made between May 2009 and January 2011, and it adds an aggregate cap of \$80 million in investments per year for which credits may be claimed. It also removes the credit allocation ratio limitation of 1 to 1. But, Madam President, it adds a partial deferral of credits that will provide an additional budget savings and result in a total cost savings of more than \$151 million over the next biennium.

“Colleagues, this amendment will provide for continued employment for people now in the industry, as well as the creation of new job opportunities in the state. I urge all of you to vote for this amendment. Thank you, Madam President.”

Senator Kim rose to speak in opposition to the measure and said:

“Madam President, certainly we’re willing to have this amendment be considered and looked at, but despite the fact that the House took the amendment up and the amendment did not pass, I have to speak against the amendment at this point in time. This measure is an important bill to our financial plan. Should this measure fail, we will have a big hole in the budget. Also, the difference with this measure is the 2 for 1 credits; that is the only difference. This floor amendment will allow the multiple credits to be taken, which is one of the biggest criticisms of the measure. But again, despite that, I was willing to consider the amendment, but the fact that the House has in fact voted against it—it has failed—then I ask my colleagues to please do not support the amendment. Thank you.”

Senator Slom requested a Roll Call vote and the Chair so ordered.

The motion to adopt Floor Amendment No. 17 was put by the Chair and, Roll Call vote having been requested, failed to carry on the following Ayes and Noes:

Ayes, 7. Noes, 18 (English, Espero, Gabbard, Galuteria, Green, Hanabusa, Hee, Hemmings, Hooser, Kidani, Kim, Kokubun, Nishihara, Sakamoto, Takamine, Taniguchi, Tokuda, Tsutsui).

At 1:04 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 1:05 p.m.

By unanimous consent, action S.B. No. 199, S.D. 1, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” was deferred until Thursday, May 7, 2009.

#### ADJOURNMENT

At 1:06 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, May 6, 2009.

## SIXTIETH DAY

## Wednesday, May 6, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:31 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Will Espero, Hawai'i State Senate, after which the Roll was called showing all Senators present.

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

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 655 to 658) were read by the Clerk and were placed on file:

Gov. Msg. No. 655, dated April 30, 2009, transmitting a Report on the Feasibility of Integrating Rehabilitation Programs for Students with Anger Problems, prepared by the Department of Health, Child and Adolescent Mental Health Division, pursuant to H.C.R. No. 126 (2008).

Gov. Msg. No. 656, informing the Senate that on May 5, 2009, the Governor signed into law Senate Bill No. 1327, S.D. 1, H.D. 1 as Act 40, entitled: "RELATING TO THE RATE OF INTEREST APPLICABLE TO OVERPAYMENTS OF TAX."

Gov. Msg. No. 657, informing the Senate that on May 5, 2009, the Governor signed into law Senate Bill No. 501, H.D. 1 as Act 41, entitled: "RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE."

Gov. Msg. No. 658, informing the Senate that on May 5, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 1260 as Act 42, entitled: "RELATING TO AIR POLLUTION FEES."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1260 SD1 HD1

On May 5, 2009, Senate Bill No. 1260, entitled 'A Bill for an Act Relating to Air Pollution Fees' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to eliminate the cap on air pollution fees for covered air pollution sources permitted under the federal Clean Water Act. The federal government allowed states to set caps in recognition of the impact high fees would have on the users of electricity. Currently, Section 342B-29, Hawaii Revised Statutes, allows the Department of Health to assess fees for the first 4,000 tons of air pollutants from a covered air pollution source. This legislation would remove the cap which will result in an increase in fees for certain entities, most notably larger power plants.

At most times and in most places in Hawaii, we enjoy some of the best air quality in the nation. This is reaffirmed through the fact that the State meets the federal Environmental Protection Agency's air pollution attainment standards. The Department of Health works diligently to regulate and monitor air pollution sources and has the authority to assess fees to support programs to improve our air quality statewide.

While enactment of this bill may provide an incentive for certain large power plants to reduce their emissions, we must be mindful of the fact that any increase in fees will almost certainly be passed on to the consumer through higher electric

utility rates. This bill attempts to address renewable energy goals through punitive measures that adversely impact our residents rather than through the positive, proactive approaches my Administration has implemented through our Hawaii Clean Energy Initiative. In these difficult economic times, we cannot continue to operate government programs and services by burdening consumers with higher taxes and fees.

For the foregoing reasons, I allowed Senate Bill No. 1260 to become law as Act 42, effective May 5, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

## DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 72) was read by the Clerk and was placed on file:

Dept. Com. No. 72, from the University of Hawaii, dated May 5, 2009, transmitting a Report on Security Breach at the University of Hawaii, Kapiolani Community College, pursuant to Section 487N-4, HRS.

## HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 727) was read by the Clerk and was placed on file:

Hse. Com. No. 727, informing the Senate that the following bills passed Final Reading in the House of Representatives on May 5, 2009:

H.B. No. 28, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 31, S.D. 1, C.D. 1;  
H.B. No. 35, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 111, S.D. 2, C.D. 1;  
H.B. No. 183, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 262, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 271, S.D. 2, C.D. 1;  
H.B. No. 358, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 366, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 371, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 541, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 586, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 589, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 590, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 610, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 615, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 618, S.D. 2, C.D. 1;  
H.B. No. 632, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 640, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 643, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 813, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 814, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 952, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 975, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 981, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 983, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 986, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 1040, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 1045, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 1057, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 1070, S.D. 1, C.D. 1;  
H.B. No. 1071, H.D. 3, S.D. 2, C.D. 1;  
H.B. No. 1103, S.D. 1, C.D. 1;  
H.B. No. 1141, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 1152, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 1166, H.D. 1, S.D. 2, C.D. 1;

H.B. No. 1174, H.D. 3, S.D. 2, C.D. 1;  
 H.B. No. 1316, H.D. 2, S.D. 1, C.D. 1;  
 H.B. No. 1351, H.D. 2, S.D. 1, C.D. 1;  
 H.B. No. 1378, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1379, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1405, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1415, H.D. 1, S.D. 2, C.D. 1;  
 H.B. No. 1422, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1470, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1479, H.D. 2, S.D. 1, C.D. 1;  
 H.B. No. 1495, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1512, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1525, H.D. 1, S.D. 2, C.D. 1;  
 H.B. No. 1536, H.D. 2, S.D. 1, C.D. 1;  
 H.B. No. 1544, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1550, H.D. 2, S.D. 1, C.D. 1;  
 H.B. No. 1552, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1611, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1676, H.D. 1, S.D. 2, C.D. 1;  
 H.B. No. 1692, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1696, H.D. 2, S.D. 1, C.D. 1;  
 H.B. No. 1713, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1776, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1809, H.D. 2, S.D. 1, C.D. 1;  
 S.B. No. 1, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 19, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 34, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 35, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 50, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 55, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 91, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 113, H.D. 1, C.D. 1;  
 S.B. No. 166, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 199, S.D. 1, H.D. 1, C.D. 2;  
 S.B. No. 203, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 281, H.D. 1, C.D. 1;  
 S.B. No. 292, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 300, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 389, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 415, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 427, H.D. 1, C.D. 1;  
 S.B. No. 440, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 470, H.D. 1, C.D. 1;  
 S.B. No. 496, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 536, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 539, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 564, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 585, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 605, S.D. 1, H.D. 3, C.D. 1;  
 S.B. No. 659, H.D. 1, C.D. 1;  
 S.B. No. 695, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 711, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 714, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 764, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 851, S.D. 1, H.D. 3, C.D. 1;  
 S.B. No. 868, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 912, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 914, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 917, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 931, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 932, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 971, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 972, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 1005, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1058, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1065, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 1066, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 1069, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 1073, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 1142, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 1160, S.D. 2, H.D. 2, C.D. 1;

S.B. No. 1164, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1195, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 1223, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 1224, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 1248, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 1250, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 1259, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1263, S.D. 2, H.D. 3, C.D. 1;  
 S.B. No. 1268, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 1329, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1338, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1345, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 1350, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 1664, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1677, S.D. 1, H.D. 2, C.D. 1; and  
 S.B. No. 1678, S.D. 3, H.D. 1, C.D. 1.

#### ORDER OF THE DAY

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1549 (Gov. Msg. Nos. 268, 280, and 422):

Senator Fukunaga moved that Stand. Com. Rep. No. 1549 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Small Business Regulatory Review Board of the following:

SHARON O.L. PANG, term to expire June 30, 2013 (Gov. Msg. No. 268);

PETER YUKIMURA, term to expire June 30, 2013 (Gov. Msg. No. 280); and

CHARLES K. H. AU, term to expire June 30, 2013 (Gov. Msg. No. 422),

seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1550 (Gov. Msg. Nos. 551 and 575):

Senator Fukunaga moved that Stand. Com. Rep. No. 1550 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawai'i Strategic Development Corporation of the following:

DANTON S. WONG, term to expire June 30, 2013 (Gov. Msg. No. 551); and

H. BRIAN MOORE, term to expire June 30, 2013 (Gov. Msg. No. 575),

seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1551 (Gov. Msg. Nos. 589, 590, 591, and 592):

Senator Fukunaga moved that Stand. Com. Rep. No. 1551 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Community-Based Economic Development Advisory Council of the following:

HANS H. CHUN, term to expire June 30, 2013 (Gov. Msg. No. 589);

CAROL M. JUNG, term to expire June 30, 2013 (Gov. Msg. No. 590);

MICHAEL J. MURAKOSHI, term to expire June 30, 2010 (Gov. Msg. No. 591); and

JENNIFER L. ZELKO, term to expire June 30, 2010 (Gov. Msg. No. 592),

seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1552 (Gov. Msg. No. 475):

Senator Espero moved that Stand. Com. Rep. No. 1552 be received and placed on file, seconded by Senator Bunda and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of ALBERT TUFONO to the Hawai'i Paroling Authority, term to expire June 30, 2012, seconded by Senator Bunda.

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

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

Stand. Com. Rep. No. 1553 (Gov. Msg. Nos. 476 and 530):

Senator Espero moved that Stand. Com. Rep. No. 1553 be received and placed on file, seconded by Senator Bunda and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

PATRICIA ANN WIELAND, term to expire June 30, 2013 (Gov. Msg. No. 476); and

NORMAN S. STAHL, term to expire June 30, 2013 (Gov. Msg. No. 530),

seconded by Senator Bunda.

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

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

Stand. Com. Rep. No. 1554 (Gov. Msg. No. 559):

Senator Espero moved that Stand. Com. Rep. No. 1554 be received and placed on file, seconded by Senator Bunda and carried.

Senator Espero then moved that the Senate advise and consent to the nomination of L. DEW KANESHIRO to the Crime Victim Compensation Commission, term to expire June 30, 2013, seconded by Senator Bunda.

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

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

Stand. Com. Rep. No. 1555 (Gov. Msg. Nos. 285, 286, and 289):

Senator Fukunaga moved that Stand. Com. Rep. No. 1555 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Stadium Authority of the following:

KATHLEEN O. AHINA, term to expire June 30, 2013 (Gov. Msg. No. 285);

KEVIN H. M. CHONG KEE, term to expire June 30, 2012 (Gov. Msg. No. 286); and

ALEXANDER C. KANE JR., term to expire June 30, 2012 (Gov. Msg. No. 289),

seconded by Senator Baker.

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

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

Stand. Com. Rep. No. 1556 (Gov. Msg. Nos. 290, 291, and 522):

Senator Fukunaga moved that Stand. Com. Rep. No. 1556 be received and placed on file, seconded by Senator Baker and carried.

Senator Fukunaga then moved that the Senate advise and consent to the nominations to the Stadium Authority of the following:

MARCIA J. KLOMPUS, term to expire June 30, 2013 (Gov. Msg. No. 290);

NELSON G. OYADOMARI, term to expire June 30, 2013 (Gov. Msg. No. 291); and

LAWRENCE K. W. TSEU, term to expire June 30, 2012 (Gov. Msg. No. 522),

seconded by Senator Baker.

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

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

## ADOPTION OF RESOLUTIONS

### MATTERS DEFERRED FROM TUESDAY, MAY 5, 2009

Stand. Com. Rep. No. 1557 (H.C.R. No. 100, H.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1557 and H.C.R. No. 100, H.D. 1 be adopted, seconded by Senator Slom.

Senator Hemmings rose in opposition to the measure and stated:

"This resolution may have a humiliating effect for Hawai'i on the national and possibly the world stage, and it may be doing the bidding of a House member with an agenda.

"In looking at the resolution, I agree with some of the premises of H.C.R. No. 100. The majority of the members of the Islam faith are productive, caring, responsible people; and it is estimated that radical Islamists comprise only about 10 percent of that religion. But the 10 percent does not belie the truth because 10 percent of that religion equates to over 100 million advocates who have supported terror and the war on the civilized world. These radical Islamists would like nothing better than to destroy the United States and Israel, as they have stated. They treat many people, mainly their women, most



inhumanely. We should all abhor these terrorists who willfully destroy innocent people in the name of their religion.

“What is the motivation behind this resolution? Is it the act of contrition of some legislators in the House? We should not feel any sense of guilt for hating what those radicals have done, and we should certainly hold them accountable. Remember the bombings of the USS Cole, the United States embassies abroad, the World Trade Center, the subway in England, the train in Spain, the nightclub of young people in Bali, the slaughter of Jews in Israel, and 9/11? All committed in the name of Allah. These terrorists have publicly cut off the head of a newsman, stoned to death women for adultery, poured acid on young girls for going to school, and flogged a 74-year old woman, a widow, for having coffee with two young men. Islamic terrorists have put bombs on mentally-disabled people and even their own children to blow up innocent people. These terrorists do not represent the vast majority of Muslims, but they do represent a huge problem. They’re responsible for unspeakable acts of terror.

“What is this resolution saying? Or is it just the work of someone’s personal agenda in the House? We should not feel the need to have a special day to recognize the second largest religion in the world when we never proclaimed a special day recognizing the largest religion in the world, Christianity. Will we be required to proclaim other days in recognition of Buddhism, Judaism, Hinduism, Shinto Day, Baha’i Day?

“This resolution steps over the line of separating church and state. Legislators should refrain from proclaiming special days to recognize any particular reason in the explicit way this one does. I recall radical Islamists around the world cheering the absolute horrors of 9/11. This is the day all civilized people of all religions should remember.

“I would ask in order to avoid voting on this that it be recommitted for reconsideration, or to absolve us from this whole process by just recommitting it and having it disappear in the ash bin of this legislative process. I will be voting ‘no,’ and I would urge my colleagues to give serious consideration to the implications of this resolution by voting it into law, and I would like to call a Roll Call vote.”

At 11:41 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 a.m.

At this time the Chair made the following announcement:

“If there are no objections from the members, we will be taking a Roll Call vote on H.C.R. No. 100, H.D. 1 separately from the other resolutions. Members, the motion to be voted on next will be for all resolutions other than H.C.R. No. 100, H.D. 1, which we will vote on by Roll Call immediately following the vote on these resolutions.”

At 12:00 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:00 p.m.

Senator Hooser rose in support of the measure and stated:

“You know, there was extensive discussion by the Minority leader earlier in opposition to this resolution; the members clearly have looked at it closely and talked about it. I’ve re-read it myself and given it much thought. Like many here, I was born a Christian, but I believe we live in a tolerant society that recognizes the good in all faiths, whether it’s Buddhist, Muslim, Christian, Jewish, or any number of other faiths. You know, I also agree and support the separation of church and state. However, I think I would be remiss to not point out that this doctrine is not followed by our state government to the

letter. We do have prayers in this body before session starts. We have a variety of faiths who offer those prayers. We recognize not just Christmas, but Good Friday, a very sacred Christian holy day, as a state holiday. And I for one believe that we should honor Islamic faith as we do other faiths, and if you read the resolution—which I will not go into detail to read, but I’d be happy to do so if we would like extensive debate on this issue—it merely does that. It merely honors the faith and nothing more. So I urge my colleagues to vote in support. Thank you.”

Senator Slom rose in opposition to the measure and stated:

“I wasn’t going to say anything, but after the words of our good colleague just a moment ago, I think it’s incumbent upon me to rise and say I think we all seek tolerance. I don’t think there’s ever been any country in the history of the world that’s been more tolerant than the United States of America. And because of that tolerance, we’ve looked the other way a lot of times and many thousands of our citizens have been killed by terrorists. I think also that some of us still have the memory a number of years ago when a seemingly innocuous resolution was passed in both the House and the Senate with just a few of us voting ‘no’ on that, and that was later referred to as the ‘Aloha Saddam’ resolution which basically gave credence to Saddam Hussein and to the dictatorship and to the things that he did, in the name of ‘aloha spirit.’ You know, we’ve got to be, I think, very discriminating in terms of what we say and what we do.

“I’d also like to say that this resolution came before the committee that I serve on, EDT, and we were told that day that because of internal deadlines, we could not change that resolution in any way. It had to pass exactly the way it was. So, inquiring minds would say, ‘What’s the rush? Why the hurry? Why special treatment for a special group of people?’ Tolerance, yes. Ignorance, no. Thank you.”

Senator Hee rose on a point of inquiry and said:

“Madam President, will you ask the previous speaker if he will respond to a point of inquiry?”

The Chair then asked Senator Slom if he would respond to the point of inquiry. Senator Slom agreed to the point of inquiry, and Senator Hee was instructed to proceed.

Senator Hee continued:

“Would you ask the previous speaker which specific passages in the resolution he spoke about that he would like to be changed, as a member of the committee. Ask him to please be specific.”

Senator Slom responded:

“Well yes, I’ll respond to it. As I said, we were told from the moment that we started taking up that particular resolution that we would be unable to make any changes. So therefore, people that came to testify and those of us on the Committee did not get involved on the specifics of change since we were told it had to go through that Committee and had to go through that day. Hope that answers your question, Senator Hee.”

Senator Hee responded:

“Madam President, would the previous speaker like me to restate my question?”

The Chair then said:

“Are you saying, Senator Hee, that he did not respond to your question?”

Senator Hee responded:

"I asked the previous speaker, because he wanted to amend it, which specific passages in the resolution—since I am not a member of that committee—does he specifically wish to have amended so that we can hold this over until next year? Thank you."

Senator Slom responded:

"Yes, thank you, Madam President. I would be very happy, if it's the will of the Senate, to hold this resolution over; we have a full and open hearing, and then we discuss specifics of changes that might be made."

The Chair then stated:

"Senator Hee and Senator Slom, I believe that we can all surmise that Senator Slom does not have specific passages in his mind at this particular point in time. Would that be a correct statement, Senator Slom?"

Senator Slom replied:

"Well only partially, Madam President. I would say that what is specific is the fact that this is specific legislation, a specific resolution, narrowly defined and narrowly interpreted. Thank you."

Senator Green rose in support of the measure with reservations and stated:

"I just think we're going down a slippery slope. I think that there are good people here that are good testifiers across the state on all issues, and I just would rather see us not insinuate religion into our decision making. I think we can use compassion, good judgment, any number of things, but separation of church and state is very important to me personally. I am concerned, based on today's audience, people who I care very deeply about are approaching some issues from a religious standpoint rather than a standpoint of decision making in government. And I think separation of church and state better darned well be preserved or we're not going to be the country we want to be. Thank you, Madam President."

Senator Hemmings rose in rebuttal and said:

"Thank you Madam President. I rise in rebuttal to some of the statements made and in an attempt to answer a question that was asked."

The Chair responded:

"I don't recall a question asked of you, Senator Hemmings, but you may state your point of rebuttal."

Senator Hemmings continued:

"Well then I will address that question in a pejorative statement without specifically answering it."

"Separation of church and state is a doctrine that we all hold dear, especially those of us who are practicing Catholics, or Christians, or practicing Buddhists, or practicing Muslims, or anything. We do not want to have what they have in the mideast in Muslim states, and that is theocracies, where puppets like Ahmadinejad proclaim, in the name of the mullahs, his wish to eradicate the nation of Israel, referring to it as a 'rotting carcass.' Specifically, this resolution praises the Islamic religion by setting it aside as a specific religious holiday. Clearly, Thomas Jefferson, in writing to the Baptists in Danbury, articulated the position of separation of church and state. It is not in the Constitution, but nevertheless, it is a valid point that we should consider. This resolution also may violate, for the purposes of the good Senator from the Kahaaluu area, our own rules. Rule 61, I believe, is a little ambiguous, but certainly it should be considered. And I do appreciate the wise words of the good Senator from Kona on the Big Island that we

should not be going down this religious road on the floor of the Senate or the House.

"The good Senator from Kaua'i—and I understand his passion on these things, completely understand it—should recognize that, exactly as he said, that most religions are indeed peaceful. But, in the case of Islam, there are a great number of Islamists—they estimate 10 percent, and 10 percent of a billion plus people is 100 million supporters—who quite frankly don't qualify. Specifically, what is said in this resolution contradicts the will and the deeds of 100 million people who wish to eradicate the civilized world unless we adhere to Shari'a, as they see it. And the atrocities they have committed in the name of their religion speak louder than my words.

"I would urge you; this is really not an issue we should be dealing with. It may contradict the doctrine of separation of church and state; and yes, there are holidays that are deemed religious. However these holidays were not enacted under the guise of declaring them a religious holiday of a specific religion as this resolution does. If we want to celebrate Islam, we can celebrate within our communities as we so desire. And we know on the evolution of common law in these areas, we're starting to celebrate Hanukkah more on a regular basis, and we're celebrating other days of other religions on a regular basis; and that's the beauty of freedom. But this resolution contradicts that freedom. And it also contradicts the lives and the goodwill of people that are fighting a terrible, terrible war, not against a nation-state but against a religious state that would just as soon eradicate us if they had their way. So I would urge, once again, that in the wisdom of the Senate that we take this House resolution and recommit it or vote it down. Thank you, Madam President."

Senator Espero rose in support of the measure and stated:

"I believe that we should pass this resolution, Madam President, in the spirit of *aloha*, diversity, tolerance. If you read the resolution, we are highlighting the positives. Many religions, many peoples, many countries have evil, bad people with bad intentions. Even in the name of Christianity, over the decades, over the centuries, there have been atrocities done in the name of Christianity. Yet, the majority of the people in this state are Christians, in this nation are Christians; I believe also in the world.

"But we're not here to look at a religion and a people and to emphasize all the negative and bad things that have been done in their name. That's not what this resolution is about. It is about tolerance. It's about compassion. If you look at our own host culture and the native Hawaiians, they talk about a god—and they still do today—known as Pele. I'm sure many people in this room have mentioned her name. I'm certain many people in the gallery have mentioned her name; and yet, this is a name, this is a god that contradicts Christianity. I'm not here to say it is right or wrong, but I'm saying we are a state of tolerance. We understand that people have different beliefs. We may not all agree on every single item and issue out there, but to highlight the negativity of the Islamic people is an insult to the majority of Muslims who are good, law-abiding citizens of the world. We have countries which the United States of America are allied with Islamic nations. We have people in prison, U.S. citizens, who are Christians.

"So let's not take this resolution and twist it. Let's not take what should be really a positive resolution of *aloha*, tolerance, diversification of people and cultures, and suddenly say, 'There's some bad people there and thus you don't deserve any recognition in this state legislature.' As was stated, we celebrate Good Friday. We celebrate Christmas. We celebrate Easter. We say prayers every morning. Our currency says, 'In God we trust.' And the god that I worship as a Catholic is a god who is compassionate, merciful, forgiving and loving, and I

don't feel if I pass this resolution, He will strike me down. Because there are differences, and we must remember that when we think about this measure. Thank you, Madam President."

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 100, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION PROCLAIMING SEPTEMBER 24, 2009, AS ISLAM DAY," Roll Call vote having been requested, was adopted on the following showing of Ayes and Noes.

Ayes, 22. Ayes with Reservations, 1 (Bunda). Noes, 3 (Green, Hemmings, Slom).

Stand. Com. Rep. No. 1558 (H.C.R. No. 49, H.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1558 and H.C.R. No. 49, H.D. 1 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the joint report of the Committees was adopted and H.C.R. No. 49, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING FULL PRESERVATION OF UNITED STATES MARINE CORPS AIR STATION EWA AS A NATIONAL MONUMENT, MUSEUM, AND RESTORED PARK FOR THE STATE OF HAWAII," was adopted.

Stand. Com. Rep. No. 1559 (H.C.R. No. 207, H.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1559 and H.C.R. No. 207, H.D. 1 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 207, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A JOINT AGENCY STUDY ON THE IMPACT OF ILLEGAL IMMIGRATION IN HAWAII," was adopted.

Stand. Com. Rep. No. 1560 (H.C.R. No. 27, H.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1560 and H.C.R. No. 27, H.D. 1 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 27, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY OF DISPARATE TREATMENT IN HAWAII'S CRIMINAL JUSTICE SYSTEM," was adopted.

Stand. Com. Rep. No. 1561 (H.C.R. No. 304):

Senator Sakamoto moved that Stand. Com. Rep. No. 1561 and H.C.R. No. 304 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the report of the Committee was adopted and H.C.R. No. 304, entitled: "HOUSE CONCURRENT RESOLUTION CONDEMNING THE HUMAN-RIGHTS ATROCITIES AND VIOLENCE AGAINST CHILDREN IN NORTHERN UGANDA AND THE DEMOCRATIC REPUBLIC OF THE CONGO, AND URGING CONGRESS TO LEAD THE INTERNATIONAL COMMUNITY IN EFFORTS TO PROTECT THE CHILDREN OF UGANDA AND THE DEMOCRATIC REPUBLIC OF THE CONGO," was adopted.

Stand. Com. Rep. No. 1562 (S.R. No. 61, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1562 and S.R. No. 61, S.D. 1 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 61, S.D. 1, entitled: "SENATE RESOLUTION ENSURING THAT ANY

LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CAUSAL FACTORS ASSOCIATED WITH CHRONIC DISEASE," was adopted.

Stand. Com. Rep. No. 1563 (S.R. No. 97, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1563 and S.R. No. 97, S.D. 1 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 97, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW AND ASSESS THE POLICIES AND PROCEDURES IMPLEMENTED BY HOSPITALS TO REDUCE ELECTIVE CESAREAN SECTIONS AND INDUCTION OF LABOR," was adopted.

Stand. Com. Rep. No. 1564 (S.R. No. 89, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1564 and S.R. No. 89, S.D. 1 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 89, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THAT THE CENTERS FOR DISEASE CONTROL AND PREVENTION ESTABLISH A CHRONIC OBSTRUCTIVE PULMONARY DISEASE PROGRAM," was adopted.

Stand. Com. Rep. No. 1565 (S.R. No. 79):

Senator Sakamoto moved that Stand. Com. Rep. No. 1565 and S.R. No. 79 be adopted, seconded by Senator Slom.

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.R. No. 79, entitled: "SENATE RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION EAST AND WEST REGIONAL BOARDS TO ESTABLISH THE BIG ISLAND LONG-TERM CARE COALITION TO DEVELOP A PLAN FOR LONG-TERM CARE SOLUTIONS ON THE BIG ISLAND OF HAWAII," was adopted.

#### DISCHARGE OF CONFEREES

S.C.R. No. 31, S.D. 2 (H.D. 1):

The President discharged the conferees who were appointed on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.C.R. No. 31, S.D. 2.

#### RECONSIDERATION OF ACTIONS TAKEN

S.C.R. No. 31, S.D. 2 (H.D. 1):

Senator Sakamoto moved that the Senate reconsider its action taken on April 29, 2009, in disagreeing to the amendments proposed by the House to S.C.R. No. 31, S.D. 2, seconded by Senator Kim and carried.

Senator Sakamoto moved that the Senate agree to the amendments proposed by the House to S.C.R. No. 31, S.D. 2, seconded by Senator Kim.

"Madam President, we made amendments to a similar House concurrent resolution and both of them look to address the issues with the management, maintenance, and management contracts that are public housing, and I think both are good measures. The House has agreed to the other wording that we proposed, and we think it's meritorious to pass this one as well."

The motion was then put by the Chair and carried.

On motion by Senator Sakamoto, seconded by Senator Kim and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 31, S.D. 2, and S.C.R. No. 31, S.D. 2, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY'S MAINTENANCE CONTRACTS," was placed on the calendar for Final Adoption on Thursday, May 7, 2009.

Senator Kim, Chair of the Committee on Ways and Means, requested that the referral of H.C.R. No. 199 to the Committee on Ways and Means be waived.

Senator Kim noted:

"The Committee on Public Safety and Military Affairs held a public hearing on this resolution on April 23, 2009. I am requesting a waiver for the referral so the resolution can be brought to the floor for a final vote."

The Chair then granted the waiver.

By unanimous consent, H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PRIVATE PRISON PERFORMANCE AUDIT OF SAGUARO CORRECTIONAL CENTER," was placed on the calendar for adoption on Thursday, May 7, 2009.

#### **ADJOURNMENT**

At 12:21 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 10:00 a.m., Thursday, May 7, 2009.

## SIXTY-FIRST DAY

## Thursday, May 7, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 10:18 a.m. with the President in the Chair.

The Divine Blessing was invoked by Dr. Wayne Cordeiro, New Hope Christian Fellowship, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Sixtieth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 659 to 671) were read by the Clerk and were placed on file:

Gov. Msg. No. 659, dated April 20, 2009, transmitting the Hawaii State Public Library System's Report on their Maintenance and Energy Efficiency Projects for the Fiscal Year 2007 and 2008, prepared by the Department of Education, State Public Library System, pursuant to Act 213, Section 86, SLH 2007.

Gov. Msg. No. 660, informing the Senate that on May 6, 2009, the Governor signed into law Senate Bill No. 896, S.D. 1, H.D. 2 as Act 43, entitled: "RELATING TO CIVIL SERVICE LAW."

Gov. Msg. No. 661, informing the Senate that on May 6, 2009, the Governor signed into law House Bill No. 1414, H.D. 1, S.D. 1 as Act 44, entitled: "RELATING TO METAL."

Gov. Msg. No. 662, informing the Senate that on May 6, 2009, the Governor signed into law Senate Bill No. 979, S.D. 2, H.D. 1 as Act 45, entitled: "RELATING TO COMMERCIAL DRIVERS."

Gov. Msg. No. 663, informing the Senate that on May 6, 2009, the Governor signed into law Senate Bill No. 1056, S.D. 2, H.D. 2 as Act 46, entitled: "RELATING TO COMMERCIAL DRIVERS."

Gov. Msg. No. 664, informing the Senate that on May 6, 2009, the Governor signed into law House Bill No. 267, H.D. 2, S.D. 1 as Act 47, entitled: "RELATING TO THE MOTOR VEHICLE RENTAL INDUSTRY."

Gov. Msg. No. 665, informing the Senate that on May 6, 2009, the Governor signed into law House Bill No. 319, H.D. 1, S.D. 1 as Act 48, entitled: "RELATING TO FAMILY LEAVE."

Gov. Msg. No. 666, informing the Senate that on May 6, 2009, the Governor signed into law House Bill No. 1075, S.D. 1 as Act 49, entitled: "RELATING TO INSURANCE."

Gov. Msg. No. 667, informing the Senate that on May 6, 2009, the Governor signed into law House Bill No. 1270, H.D. 1, S.D. 2 as Act 50, entitled: "RELATING TO RENEWABLE ENERGY."

Gov. Msg. No. 668, informing the Senate that on May 6, 2009, the Governor signed into law Senate Bill No. 161, H.D. 1 as Act 51, entitled: "RELATING TO EDUCATION."

Gov. Msg. No. 669, informing the Senate that on May 6, 2009, the Governor signed into law Senate Bill No. 537, S.D. 2, H.D. 2 as Act 52, entitled: "RELATING TO AEROSPACE."

Gov. Msg. No. 670, informing the Senate that on May 6, 2009, the Governor signed into law House Bill No. 1436,

H.D. 1, S.D. 1 as Act 53, entitled: "RELATING TO AGRICULTURE."

Gov. Msg. No. 671, informing the Senate that on May 6, 2009, the Governor signed into law Senate Bill No. 718, S.D. 1, H.D. 1 as Act 54, entitled: "RELATING TO TRANSPORTATION."

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 728 to 729) were read by the Clerk and were placed on file:

Hse. Com. No. 728, informing the Senate that on May 6, 2009, the House reconsidered its action taken on April 16, 2009, in disagreeing to the amendments proposed by the Senate to H.B. No. 426, H.D. 1 (S.D. 1).

Hse. Com. No. 729, 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 May 6, 2009:

H.C.R. No. 37, S.D. 1;  
H.C.R. No. 51, S.D. 1;  
H.C.R. No. 55, S.D. 1;  
H.C.R. No. 60, S.D. 1;  
H.C.R. No. 94, H.D. 1, S.D. 1;  
H.C.R. No. 135, S.D. 1; and  
H.C.R. No. 148, S.D. 1.

## ORDER OF THE DAY

## FINAL ADOPTION

S.C.R. No. 31, 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. 31, S.D. 2, and S.C.R. No. 31, S.D. 2, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY'S MAINTENANCE CONTRACTS," was Finally Adopted.

## ADOPTION OF RESOLUTION

## MATTER DEFERRED FROM WEDNESDAY, MAY 6, 2009

H.C.R. No. 199:

Senator Sakamoto moved that H.C.R. No. 199 be adopted, seconded by Senator Slom.

Senator Hemmings rose in opposition to the measure and stated:

"It's uncalled for and certainly is, from the Saguaro Correctional Center's perspective, harassment of a private business that is contracted with the State of Hawai'i to provide a much needed service of housing our prisoners. And it certainly should be noted that the (what I would refer to as the) 'criminal' lobby here at the Legislature has done an excellent job of lobbying for and protecting, sometimes unfairly so, the interests of the criminals, that this bill basically does their bidding. It should be noted that we have tremendous budget problems in the State of Hawai'i, and Saguaro Prison and the other prisons on the mainland house our prisoners for about one-half the cost that it costs us here in the State of Hawai'i. And of course, we'll hear more about that with bills that are to come later. But the bottom line is that this resolution does not

serve the public's best interest. It serves one particular interest group—prisoners—and I think it's unnecessary and it does not serve the interests of the people of Hawai'i. So I'll be voting 'no'."

Senator Slom requested that a "no" vote be entered and the Chair so ordered.

Senator Espero rose in support of the measure and stated:

"The comments that the good Senator from Hawai'i Kai made are wrong. They are not looking after any criminal or prisoners' interests. They are looking after the interests of our state. We spend over \$50 million per year to send inmates to the mainland, and we've been doing this for over a decade; and in that time period, we have never audited the operations. It just makes common sense, and it's fiscally prudent to do an audit to make certain that we are getting the necessary programming and services for the over \$50 million we are exporting to the mainland. Thank you, Madam President."

Senator Hemmings rose and said:

"It's amazing how perspectives on things can be so different. Yes, we are exporting..."

The Chair interjected:

"Senator Hemmings, you are rising in rebuttal?"

Senator Hemmings continued:

"I rise in rebuttal of the previous speaker. Thank you, Madam President for pointing that out. Yes, we do export \$50 million, but if we house those same prisoners here it would cost the taxpayers \$100 million. So it appears to me with my elementary math that we're saving the taxpayers approximately \$50 million by 'exporting our prisoners.' And I think we should all remember when we pass resolutions like this that these people are prisoners, who have broken the law and violated, in many ways and sometimes very violently, the best interests of the people of Hawai'i, and they're serving a prison term. They're not away at some camp. So I think this resolution, once again, is uncalled for. Thank you, Madam President."

Senator Espero rose in rebuttal and said:

"I agree that prisoners must be incarcerated and they must spend their time for certain crimes that they have committed. But again, this does not have anything to do with bringing prisoners back to Hawai'i. It's an audit to make certain that there is not waste in the \$50 million we are spending and that operations on the mainland are efficient and cost-effective. It's just good sense and good government. Thank you, Madam President."

The motion was put by the Chair and carried, H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A PRIVATE PRISON PERFORMANCE AUDIT OF SAGUARO CORRECTIONAL CENTER," was adopted with Senators Hemmings and Slom voting "No".

#### FINAL READING

Conf. Com. Rep. No. 167 (H.B. No. 200, H.D. 1, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 167 be adopted and H.B. No. 200, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Chun Oakland.

Senator Kim rose in support of the measure and stated:

"Madam President, it's been three months, two weeks and one day—but who's counting?—since Opening Day and

marking the journey to balance the budget. What a roller coaster ride it's been, and obviously, I don't care too much for roller coasters. If it wasn't the Council of Revenues changing its projections, it was the stimulus numbers; and if it wasn't the stimulus numbers, it was the FMAP or it was Medicaid. The target kept moving. Bets were being placed in Chinatown that we would not be able to close the budget on time, but all the while, I was optimistic that we would be able to close by today, and I looked upon the deficit as an opportunity to downsize government, to cut out the fat, deliver more efficient services, reorganize departments and get our priorities in order.

"Your Committee on Conference set out to find common ground in areas we believed were the least detrimental to core and direct services. Hard choices had to be made, and the House Finance Chair and I made them. It boiled down to a lot of compromising between the House and Senate positions, and we did our best to respond to individual legislators' requests. In some cases, it was restoring cut positions; in others, a proviso or two, or maybe even ten. Various revenue measures, further budget restrictions, the availability of federal stimulus funds, and state special funds enabled the Committee to provide support to revive the following programs cut by the Governor: Adult Dental Services, Immigrant Health Services, Partnerships in Community Living, Healthy Start, Respite Care, Invasive Species Support, Lifeguard Services, and even the Bishop Museum. Also of note is the \$14.3 million general fund subsidy being provided to the Hawai'i Health Systems Corporation for FY10. This subsidy is essential for our hospitals to continue serving as a public safety net to many residents and visitors, especially those of the neighbor islands. In addition, \$30 million will also be provided to the hospital system over the biennium through a mix of general funds and matching federal funds. I must give a note of thanks to the Health Chair for shepherding the bill, and to my Vice Chair who never let me forget that we had to find funding for the hospitals in this budget.

"To support these important programs, we accepted most of the reductions proposed by the Governor. Additionally, 120 vacant positions were reduced, resulting in a general fund savings of \$7 million. The cost of 36 positions and \$8 million will be shifted from general fund to non-general funds in FY10; an additional \$9 million in costs will be shifted to FY11; \$7.6 million budgeted in excess of the needs for an out-of-state inmate contract will also be reduced; and a number of other adjustments were made in an effort to reach the Governor's desired target reduction of 20 percent to discretionary spending.

"We have used federal stimulus funds available under the American Recovery and Reinvestment Act of 2009 to provide a higher level of support for education than afforded by the Governor. Your Committee held fast to the concept that these ARRA funds were intended to stabilize education over the fiscal biennium, and helped to offset some of the reductions initially proposed by the Governor and the Legislature. During the passage of the Senate draft of this budget, I stated that the Senate did not rely upon the Hurricane Relief Fund to balance the state financial plan; and I am pleased, Madam President, to report that under this Legislature's current plan, the Hurricane Relief Fund is still intact. It is a resource that the administration may choose to utilize should the revenue picture continue to worsen. This budget appropriates \$5.1 billion and change in general funds and \$10.8 billion in all means of financing for FY10.

"Madam President, your Conference Committee worked diligently with all parties involved during the development of this budget. The budget is truly a joint effort. It reflects the priorities, concerns and desires of the community, their elected representatives, the executive branch. The measure before you

enhances government efficiency and minimized impacts to important state services.

“Finally, Madam President, I want to close by expressing my gratitude to all of those involved in supporting the Legislature’s task of shaping the responsible expenditure plan. They include the countless concerned citizens across the state that provided feedback by letter, fax, e-mail and phone. Numerous members of the executive branch also played a key role in guiding our efforts. I personally want to thank you, Madam President, for your constant support throughout the process. I commend the chairs who actually found cuts in the budget, along with chairs who calmed down their subject matter advocates when we could not accommodate their requests into the budget. And in closing, I know I speak for all of you when I say there are not enough words to express our thanks to our hardworking staff; and I especially need to single out the seven budget analysts and the five bill researchers who stayed up until wee hours of the morning these last couple of weeks, preparing the budget and the revenue bills and making sure we dotted the i’s and crossed the t’s. This being my first budget, I relied upon the experience and knowledge of three key staffers: Brian Hallett, Rod Becker, and Ross Tsukenjo. Of course, Madam President, the conference draft now before you wouldn’t be possible if it weren’t for the willingness of members of both the Senate and the House working together. All in all, your Committees of Ways and Means and Finance put together a responsible and balanced budget, and I sincerely thank you, Madam President. I thank you, my colleagues, for the opportunity to serve as the Ways and Means Chair. Thank you.”

Senator Hemmings rose in opposition to the measure and stated:

“Before I start, I do want to acknowledge the tenacious and hardworking Chair of the WAM Committee who stepped into this position probably the most difficult time in the history of the State. And though I don’t agree with the results of the budget, I certainly applaud her openness and even-handedness in considering everyone’s point of view in putting together this budget.

“And much can be said about the circumstances that have brought us to this juncture in the affairs of our state and to this budget. We can point the finger of blame on the economic crisis we face, but ultimately we control our destiny here in Hawai’i. Certainly over the last several decades if we’d been more vigilant on how we spent the money of the people of Hawai’i, our problems would be manageable. With less spending, our taxes could be reduced, thus enhancing our reputation as a good place to do business. There are reasons why our single industry economy is over-dependent on that one single industry, tourism. This Legislature’s spending policies have made us tremendously vulnerable. So now, even a foolish comment about air travel by the Vice President of the United States can have a devastating effect on Hawai’i’s delicate tourist industry. In years gone by, we could have done much to enhance the quality of life of our citizens while simultaneously reducing government spending. We could have privatized the monopolistic big hospitals such as Maui Memorial, Hilo, and Kona, saving hundreds of millions of dollars. It’s been tallied in this budget we will subsidize this system by over an astounding \$200 million. The DOE continues to be a black hole, sucking in billions of dollars and producing, by national standards and tests, sometimes stagnating results. By dismantling the top-heavy bureaucracy and restructuring public education, hundreds of millions of dollars could be saved. But, you know what, Madam President, colleagues? We’ll never know because this Legislature audits everyone in the state but the DOE, the biggest spender. They have not had a comprehensive audit since 1973, so we just don’t know where the money is going and how big the bureaucracy is. Children,

parents and teachers suffer while we continue to throw billions of dollars at the system, which this budget will do.

“These reforms alone could go a long way in balancing the budget, and though our numbers are small, we’re not going to surrender. We Republicans continue to hold the system accountable as best we can. We’ll continue to advocate the reform of the Hawai’i Health Care Systems Corporation, the Department of Education, and other government agencies that we believe could be doing more, spending less. And of course, we can have public-private partnerships that could greatly enhance our viability, such as the sadly killed Renaissance Plan for parks. Much more could be said about restructuring and streamlining government. Our budget could be balanced without raising taxes, as the Governor is trying to do.

“So people of Hawai’i have to ask themselves, and we should ask ourselves, why do we persist with business as usual when it clearly is driving us to the brink of economic collapse, as has happened in California, who has utilized the same formula we have. The answer is that government labor unions will not share in the burden the rest of us face in this failing economy. Thousands, thousands of our citizens are unemployed, taking dramatic pay cuts and being furloughed. Longstanding Hawai’i businesses have gone bankrupt. Government unions want to walk away from this crisis unscathed. This Legislature seems to be doing their bidding. And this is not union bashing; it’s the truth. It is a sincere and deep concern shared by a growing majority of the people of Hawai’i that we can do a better job.

“This budget is balanced by economically devastating tax increases, raiding funds designed sometimes to help the needy, and other punitive initiatives that will further erode our economic viability. And I recognize the vexing problem the Chair of WAM faces. I believe the budget was crafted with transparency, and, as I said, is a sincere effort. But the bottom line is that ultimately, it is business as usual. As a matter of practicality and principle, I must vote ‘no’ against the results. Thank you, Madam President.”

Senator Chun Oakland rose in support of the measure and stated:

“First of all, I would like to thank my Senate colleagues for identifying the preservation of Hawai’i’s safety net as one of the key priorities this session. Health Chair Ige, Labor Chair Takamine, and I, as your Chair of Human Services, truly appreciate your support and commitment to making sure that the basic needs of our people to have food, shelter, health and safety were preserved in the state budget. Having the foresight and compassion to develop a budget that supports an expanded safety net for our struggling and working families, for our children and youth, and our *kupuna* during these very difficult times is truly appreciated. I would like to express my thanks to Senate President, Speaker of the House, the Senate and House leadership teams, the Chairs and Vice Chairs of Ways and Means and Finance, for their steadfast support of human services. Also, I would like to thank my House counterpart, Representative Mizuno, Chair of the House Human Services Committee, for his compassion and dedicated efforts. With everyone’s leadership and the help of the Ways and Means and House Finance staff, the Governor, the director and staff of Department of Human Services, the many community advocates, as well as President Obama, our Hawai’i delegation, and the other members of Congress, the budget for human services is in good shape to support many of our families and individuals who are being severely impacted by the global economic downturn.

“The budget for the Department of Human Services reflects many important safety net programs. I wanted to highlight

some of the significant programs that were supported in the biennium budget:

“As you are aware, there is a growing public demand for health insurance coverage through our Medicaid program. The Quest program currently serves 187,000 people and the Medicaid rolls continue to go up by an average of 1,725 new cases per month since April 2008. In Fiscal Year 2009, the Medicaid budget has seen a \$50 million shortfall of general funds. Thanks to the increase in FMAP, or what we call Federal Medical Assistance Percentage, from 55.11 percent to 67.35 percent for at least the next seven quarters and possibly two more starting in October 2008, Hawai‘i will see approximately \$350 million new dollars come from the federal government to offset the growing need for health services for our people. This allocation also covers Quest expanded program to provide long-term care services for Hawai‘i’s *kupuna* and disabled population each year. This program currently helps approximately 40,000 people in the state. We have allocated for Quest and Quest-expanded \$1.3 billion each fiscal year.

“This budget also restores funding for the Immigrant Health Initiative program mentioned by the WAM Chair for immigrants needing health care coverage in the amount of \$275,000, as well as funding for *keiki* care in the amount of \$200,000 to provide health insurance coverage for children whose parents have lost their jobs but do not qualify for Quest.

“\$69.5 million in 2010 and \$62.5 million in Fiscal Year 2011 is appropriated to fund the increasing number of families qualifying for the state’s Temporary Assistance to Needy Families program, where there is one parent and children in the household, as well as TAONF, or Temporary Assistance to Other Needy Families, which are two parent households with children. Currently, there are 14,628 people who are receiving TANF assistance; 12,070 of them are children. Each month we are seeing a significant increase in families needing help with basic needs for food and shelter. In addition, \$13 million in 2010 and \$11.6 million in 2011 is appropriated to help 2,648 families requesting assistance through TAONF specifically. In order to qualify for TANF or TAONF, a family of four, for example, has a household income per month of \$958. Each month there are 1,857 applications received by DHS; 59 percent of them are rejected. Many families are hurting and cannot qualify because our income and asset limits are too stringent.

“There is also \$13 million in Fiscal Year 2010 and \$11.8 million in 2011 set aside for work programs to help people become self-sufficient, to be competitive in the workforce.

“\$15.1 million and \$13.2 million will help support child welfare programs, and this is for the protection of our abused and neglected children.

“\$11.9 million and \$11.5 million in each fiscal year has been appropriated to support our elders and disabled with community care services and adult protective services.

“\$5.4 million has been allocated to non-school hour programs that prevent teen pregnancy and promote healthy alternatives for our youth. We will be able to provide approximately 230,960 youth, ages 5-19, with challenging, stimulating opportunities to grow and be involved with positive youth development activities.

“\$61.9 million each year is allocated to child care services that will support 10,985 children under the age of 5.

“\$1.5 million of TANF moneys and \$3 million of tobacco settlement moneys will be allocated, totaling \$4.5 million, for Healthy Start, Hawai‘i’s premier child abuse prevention program that has had a 99.8 percent success rate in preventing child abuse and neglect among the highest risk families with

newborn babies. In addition, \$4 million and \$3.2 million in TANF funds will be used for Enhanced Healthy Start. These are for families who are already involved in child protection and we have seen a cycle of abuse. This has helped with a variety of family strengthening programs and reduced our re-abuse rate significantly to 3 percent, one of the lowest re-abuse rates in the nation.

“TANF funding has also been allocated to fund youth gang prevention services, legal services for the poor, domestic violence shelters and services, and sexual assault services.

“State vocational rehabilitation services funds have been preserved also for the visually impaired, those that are blind, hearing impaired, and deaf persons.

“Adult dental services funding, which was originally cut, has been restored. This means that adults in the Medicaid program will be able to receive preventive dental services and dentures, and not be subjected to only emergency services involving the pulling of teeth.

“\$19.8 million and \$15.5 million has been appropriated to support homeless shelters, transitional housing services, and other critical services for individuals and families who are homeless. On the average, daily there are 5,800 people who are in these circumstances, and these essential services will at least afford them a safe place to sleep and eat. In the course of a year, approximately 14,000 unduplicated people enter homelessness and access the services provided by the state appropriation, and the majority are able to move into permanent housing.

“In 2008, \$175 million was appropriated for the Supplemental Nutritional Assistance Program, or SNAP—this is the former Food Stamp Program—to help approximately 55,582 people. We are expecting significantly more federal funding to support the growing number of people qualifying for this assistance, and so we really do thank Congress and the President for coming to our aid for these next two years.

“The funding allocated in the budget will also allow the Office of Youth Services to be able to address the on-going improvements being made at the Hawai‘i Youth Correctional Facility, which we are very close to addressing the numerous concerns identified several years ago that Hawai‘i needed to address for the health and safety of the youth in the State’s custody.

“The funding levels approved in the DHS budget will allow Hawai‘i to continue improving the child welfare program and meet the benchmarks of the stringent federal requirements spelled out in our State Performance Improvement Plan for Child Welfare Services.

“In the area of health, some funding was preserved to support children with developmental disabilities, mental health services for children and adults, substance abuse treatment for adolescents and adults, health coverage for the uninsured, the Hawai‘i Health Systems Corporation to operate the neighbor island hospitals, as well as Kahuku Hospital and Maluhia and Leahi long-term care hospitals on Oahu, primary health care centers, and *kupuna* care services, which I am very grateful for.

“Thank you to the people of Hawai‘i for supporting these essential safety net services with your tax dollars for the people of our state, and *mahalo* to the Legislature, the Governor and her administration, and the many human service and health organizations that helped to shape the budget before us. I appreciate your support very much.”

Senator Slom rose in opposition to the measure and stated:

“It’s always difficult to stand up and vote against a budget, particularly when the budget is so big, when the budget contains



so many different amounts and programs, and all of that. And that's exactly the problem. I, too, concur that the Ways and Means Committee had a very difficult time, and they did very good in transparent resolution of the budget as they see it in their ideology. Those of us on this side have a different ideology, and we've talked about it in good times as well as bad; and basically, the problem has been that our budget has continued to grow and outpace the growth of the economic livelihood of the people in this state. So when we talk about a moving target, and refer to the estimates made by the Council of Revenues and others, that certainly is true. But the real moving target in this state are the taxpayers, the families, the small businesses, because we search them out and we target them to pay more and more and more. At a time when they are cutting back and doing without things that they really need, as opposed to things that they would want, we continue spending. We continue putting money back in programs that had been reduced, cut, or eliminated.

"The problem is this is what we've done year after year, good times or bad times; and so we have more people that have become more dependent on government. I'm from a generation that remembers when people took care of themselves; when families took care of their family members, when churches and charities and other eleemosynary groups took care of these people within each community. But that's hard to do now; it's hard to do because the numbers keep rising. You just heard a dissertation on how many people are dependent and how many people need this service and that service, but that's the problem. Because what's going to happen after these tax increases that this Legislature has passed cripples more business, after the hotel room tax cripples our number one industry, after we have poor legislation such as the union card check bill that cripples all businesses, but particularly small businesses—where's the money going to be generated? 'Ah,' you say, 'President Obama and the Democratic Congress.' Well, that's fine. You talk about the ARRA, the so-called Recovery Act, the so-called stimulus, which is a.k.a. for more debt, more spending, more taxes. Take that money because this budget is based on that money; even the executive branch based their calculations on getting the money from Washington. But two things: Where does the money come from in Washington? It doesn't come out of the Congressmen's wallets or pants pockets just like nothing comes from us here. We rely on the public. Number two, as was said: At best, these so-called stimulus funds will count for one to two years; what happens then? And if we put everybody back in the programs that were reduced or cut or eliminated, what do they say in two years? 'We can't get by without government. We need more government. We need more taxes. We need more spending.' And that's the vicious cycle that we're in.

"We talk about safety nets. Where's the safety net for the taxpayer, the typical Hawai'i family, the small business? There's no safety net for us. We talk about the government in its generosity giving things to people. Government can't give anything to anybody unless it first takes it away from somebody else; and we're seeing the most massive, incredible redistribution of wealth this country has ever seen. And it will not be for a good purpose because you're going to destroy the incentive of those people that work and produce and invest. Instead you're going to have more and more and more people with their hands out. 'Gimme, gimme, gimme. I'm poor. I'm needy.' And some of them aren't. But we have to prioritize, just like we do in our own lives. And those people that come to this Legislature and hear all these fancy words—particularly after the Legislature raised its own salaries this year, and we had a raise in the executive and judiciary salaries in the last two years—and we look at expenditures and what we spend money on, and any individual would take a look at some of those figures and say, 'You can't spend money on this. Why are you

doing that?' And we're talking about \$11 billion per year. That's what this budget is all about.

"And then we're talking about raiding funds, raiding special funds. Madam President and my colleagues know I vote against the creation of every new special fund because guess what: They're not special. People think that they're giving more money for a particular cause—clean up the oceans, clean up the parks, clean up this, build highways—and then they find that that money is taken away, and what's it taken for? For the general operating expenditures of the State Legislature or the state government. And when that money is gone, it doesn't come back either. We're talking about a one year, one time raid on funds.

"So the real problem here is not that we haven't spent enough, not that our limitations are too strict. If our limitations were too strict, less people—not more people—would be on the rolls to get different kinds of assistance, but we have more every day. Why? Because of our tax policies and philosophies of taxation and spending. They are absolutely connected, and if we continue in this direction then those figures today will seem real easy four or five years from now because they'll double, and we'll have more people. But what happens when you don't have the people working and investing and providing the funds to take care of the rest? And what happens when you have some people saying, 'Well, I'm tired of working and having the fruits of my labor taxed away. I can't make my own decisions for my family, for my business, for anyone else. Why should I work? Why should I stay here?' And that's the danger that we have.

"So no one likes to vote 'no.' No one likes to say, 'These problems might mean that some people will not get what they say they want.' And, again, that's part of the problem with the whole welfare and subsidy situation because what do we do? We pick a number and we say if you're above that number, you don't get anything. If you're a dollar above, you don't get anything, but if you're a dollar below and more, then you're entitled to this. We don't look at individuals. Why? Because we say, 'That's too time-consuming. It's too difficult to look at individuals.' So we just give the money. We're seeing what's happening with Medicaid fraud and welfare fraud across the country. It's happening here. But we're more interested in giving because it's a lot easier when you can tell someone, 'I gave you this. I'm the one that took care of your teeth. I took care of your artificial limb.' That's wonderful, except that you didn't do that; the taxpayers did it.

"So we're going to have to come to a point where either we realize this and we do make some very tough decisions and stand by them, or we're going to see a state that continues to lose business and investment opportunities and with it, the tax revenues to do all the things that we say we'd like to do. Thank you, Madam President."

Senator Hooser rose in support of the measure and stated:

"I'd like to commend the Chair of the Committee and the Vice Chair and the entire Committee and staff for a fine job under very, very difficult circumstances. All of us here during these past months have had to speak to people throughout our community, people from all walks of life, and explain to them as best we can how there's not enough money to go around, and that we're forced by constitutional mandate to have a balanced budget; and so therefore, our options are limited. They're limited to cutting programs, eliminating tax credits, raising taxes, laying people off. And so the Committee struggled with this because everyone that came before us—everyone, whether they're advocating for the environment, advocating for business, advocating for the very poorest in our community—they all had good arguments, and what they all said was true: that if we cut their program, that there was a bigger price to pay

down the road. And I think in virtually every instance, we did have to cut because we were forced to do so. But I want to commend the Committee for their work.

"I would be remiss if I didn't correct just a few of the misstatements and misinformation presented by the previous speaker. The remarks characterized the tax increases that we passed as affecting the typical Hawai'i taxpayer; and those that are following this issue will know that those tax increases that we struggled with, but did pass ultimately, target the very wealthiest in our community. It targets people purchasing property over \$2 million. And yes, they target tourists, but the research clearly shows that the increases that have been passed in this body, when similar increases were passed in other neighborhoods and other jurisdictions, had no negative impacts, no discernible impacts on the economy. The research also clearly says that those middle class taxpayers and those at the very bottom of the tax scale pay far more in taxes as part of their net tax burden, pay far more in their tax burden than the very wealthiest in our community. So when you look at the overall tax burden, it is obvious and clear and a fact that the wealthiest in our community pay far less than those at the bottom in our community.

"To talk about welfare fraud, Medicare fraud, you know, I don't know why we're not talking about bank fraud or insurance company fraud or investment scams. Okay? Let's look at what really brought us to where we're at in our economy, members. We're not here because poor people are banging on our door for help. We're here because the very wealthiest, the very wealthiest in our nation have abused the system and caused us to be on the brink of economic collapse; and if not for the action of our President and others, we may very well be in much worse condition than we are now. So I for one am thankful for that action. And we have cut hundreds of millions of dollars from this budget.

"The Legislature did not raise our salaries; that's another misstatement. We did not raise our salaries. Those salaries were a recommended increase by a salary commission, which is established in our Constitution, as is how it's been for many, many years.

"You know, the Governor this afternoon is going to be holding a press conference, a grand extravaganza to put on a show like ancient Rome, to go down, veto those tax increases, gathering as many people as she can to show how brave and noble the act is, to protect those who earn the very most in our community, those who can afford \$2 million properties and better. But you know there was no press conferences offered when the Governor cut children's health care, no press conferences offered when the very poorest in our community—those who through no fault of their own are unemployable, whether from circumstances of health or birth or otherwise—who are receiving in round numbers at one point maybe \$500 a month from the state to help them, help them survive a basic, basic existence. And no press conference was held when that amount was cut in half from the very poorest in our community.

"And I echo the words of the Chair of the Human Services Committee when she repeated the cuts that we've restored from the Governor's budget; and yes, we got those from reducing tax credits and from raising taxes. And you know the people that were the loudest at my door in my office were not the poor people, were not the people that were sick and in need of our help. It was the high technology people, the people who were trying to start their businesses and grow their businesses, and I don't begrudge them that. But it was also the tourism people. This is not about helping only the poor. There are many segments in our community that the government supports as best we can to stimulate the economy, to help those greatest in need, and there were cuts made all the way around. I applaud

the Committee for its work and urge the members here in the room to vote in support. Thank you."

Senator Slom rose and said:

"I am always open and welcome for someone to correct my remarks if they are wrong or for some rational argument. Unfortunately, that didn't occur here."

The Chair interjected:

"Senator Slom, for what purpose do you rise?"

Senator Slom responded:

"I rise for a brief rebuttal. We were talking about the budget. Bailouts for banks, which I've never supported; bailouts for insurance companies, which I've never supported; bailouts for any big businesses, which I've never supported—it's not part of this argument for the budget. Welfare fraud and Medicaid fraud, however, should be an integral part since we spend so much in the budget in these areas. In addition to that, we don't have time to get into who really was involved—former high ranking state and federal officials, particularly those in Fannie May and Freddie Mac—but we're talking about the budget. And the good Senator from Kaua'i kept talking about, as he usually does, about the wealthy, the wealthy, the wealthy. He has some knowledge of small businesses, and he should understand that most small businesses, the preponderance of small businesses, file their business income along with their personal income on a Schedule C 1040, which makes the gross amount much larger. But you ask them; they're not wealthy, but they're going to get hit hard with this. And by the way, the rate, the top rate which will go to 11 percent, will be the highest rate in the nation, even higher than bankrupt California. So we're not just talking about the wealthy. And when we talk about the very poorest in our community—excuse me, but the very poorest in our community don't have a tax liability at this point, and we have always advocated greater reductions and standard deductions for the very poor in our community.

"The good Senator from Kaua'i said, 'Oh, yeah, well it's true the tourists will get hit, but that's okay. They're the tourists.' That's our number one industry. Our number one industry is flagging right now, and when people from the industry come and talk to you, you should listen to them rather than brush them off because I can guarantee you from past hearings, if people don't come from business or the industry, then some of my colleagues say, 'See, if it were that important, where were they?' Well Senator, they were out earning a living, paying their bills, taking care of their employees, and providing services for their clientele. So when we talk about these tax increases matter-of-factly and the other labor bills and so forth, they all have an impact, and maybe some of my colleagues can't see it, but those of us in small business see it every day. Thank you."

Senator Baker rose in support of the measure and stated:

"I think it's important to note that in times like these that are trying for all of us that there's probably no way that the Committee on Ways and Means or the Committee on Finance could have come up with a bill that was going to make everybody happy. I think the Committee did an excellent job of trying to address unintended consequences that could have cost us a great deal more money than they would have saved in cuts, and so I applaud them for that. They've attempted to put together a balanced budget, and while I, like everybody else in this room, would have preferred that there was something else in it or maybe a cut taken someplace else to have preserved something else, that's not the role that they're given. They're tasked with coming up with a budget that is going to move the state forward and carry us through these very difficult times,

and I for one appreciate the hard work and the time and effort they've put into it. Thank you, Madam President."

Senator Ige rose in support of the measure and stated:

"I would just like to make a couple of brief comments. I did want to thank the Chair and Vice Chair of the WAM Committee for their strong support for health in this budget. Clearly, the Chair of Human Services had talked about all the work that they did to restore the safety net services that were shredded by the executive. I also wanted to comment about the fact that the House budget devastated the Department of Health, and the WAM Committee and staff worked diligently to restore most of the cuts that the House had made to the Department of Health. I think more fundamentally important, the House had attempted to return the Hawai'i Health Systems Corporation into the Department of Health, which would have been the biggest mistake that we could ever make.

"But on a positive note, I did want to thank the Committee for two fundamental and important measures that are included in this budget that help the HHSC to be a more sustainable and more structured organization in the future going forward. First, they made the smart move of separating administrative costs from the operating costs, so that the Legislature can be more clear and aware of the system support that HHSC provides to each and every facility. More importantly, they invested more than \$14 million in general funds direct subsidy to the Corporation and another \$15 million of federal funds and state funds through the Department of Human Services to ensure and support safety net services that these institutions provide to each and every community.

"And I did want to state one fact and I wanted to thank all of the Senators working to help me in working through the issues of Health Systems Corporation. There have been some comments made by the Minority about the losses sustained by the Corporation. I did want to state for the record that the executive, since 2004, has drawn down more than \$130 million in federal funds as a direct result of operating losses that the HHSC has sustained, and has diverted it to other uses. More importantly, in the current biennium, just the two years that the budget projects, HHSC is looking to draw down more than \$24 million in each of the fiscal years that would directly reduce the operating subsidy that the state provides. I think it's very important to know that the executive has purposely created a budget that exacerbates and expands the losses that the Corporation accrues, and we hope to clear that up in the interim. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 167 was adopted and H.B. No. 200, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Bunda, Nishihara).

#### FINAL READING

H.B. No. 876, H.D. 1, S.D. 2, C.D. 2:

On motion by Senator Chun Oakland, seconded by Senator Baker and carried, H.B. No. 876, H.D. 1, S.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Final Reading on the following showing of Ayes and Noes:

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

H.B. No. 128, H.D. 1, S.D. 1, C.D. 2:

Senator Baker moved that H.B. No. 128, H.D. 1, S.D. 1, C.D. 2 pass Final Reading, seconded by Senator Ige.

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, H.B. No. 128, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1222, S.D. 1, H.D. 1, C.D. 2:

On motion by Senator Baker, seconded by Senator Ige and carried, S.B. No. 1222, S.D. 1, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HUMANE TREATMENT OF PET ANIMALS," passed Final Reading on the following showing of Ayes and Noes:

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

At 11:19 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:24 a.m.

At this time, the Chair made the following announcement:

"This is slightly unusual, but we're going to take this opportunity to explain to the people in the gallery what's going on. We are in the process of... We have passed a budget but we can't do anything more until the House passes the budget, and they're still in debate. On a normal day, we would recess and come back at a certain time. I've decided we'd convene again so we could explain to everyone, all of you—so you don't just sit there and wonder what's going on—that we, the Senate, will be taking a recess until 12 noon, and we're hoping that the House will pass the budget at that time. As I explained earlier, we cannot proceed to any of the other fiscal bills until the budget is actually received by the Governor. So with that, the Chair is calling a recess; we will reconvene at 12 noon. Thank you."

At 11:25 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 p.m.

#### FINAL READING

#### MATTERS DEFERRED FROM TUESDAY, MAY 5, 2009

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

On motion by Senator Tokuda, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 7 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

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

On motion by Senator Kim, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 12 was adopted and H.B. No. 1071, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 15 (H.B. No. 1045, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 15 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 16 (H.B. No. 975, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kim and carried, Conf. Com. Rep. No. 16 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 17 (H.B. No. 1152, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 17 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 21 (H.B. No. 1103, S.D. 1, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 21 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 47 (H.B. No. 1713, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Espero, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 47 was adopted and H.B. No. 1713, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 50 (H.B. No. 1471, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kim and carried, Conf. Com. Rep. No. 50 was adopted and H.B. No. 1471, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

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

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 57 was adopted and S.B. No. 659, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 67 (S.B. No. 914, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 67 was adopted and S.B. No. 914, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 72 (S.B. No. 1066, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 72 was adopted 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 THE HAWAII AUTHORITY," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 77 (S.B. No. 1107, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Espero and carried, Conf. Com. Rep. No. 77 was adopted and S.B. No. 1107, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 83 (S.B. No. 91, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 83 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 93 (S.B. No. 1206, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 93 was adopted and S.B. No. 1206, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 103 (S.B. No. 1164, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Espero and carried, Conf. Com. Rep. No. 103 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 107 (S.B. No. 1345, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kim and carried, Conf. Com. Rep. No. 107 was adopted and S.B. No. 1345, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 108 (S.B. No. 1160, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 108 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 109 (S.B. No. 109, S.D. 2, H.D. 3, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Kim and carried, Conf. Com. Rep. No. 109 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 111 (H.B. No. 381, H.D. 2, S.D. 1, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 111 was adopted and S.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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 119 (H.B. No. 610, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 119 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 120 (H.B. No. 586, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kim and carried, Conf. Com. Rep. No. 120 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 124 (H.B. No. 1692, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 124 was adopted and H.B. No. 1692, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HOUSING,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 128 (H.B. No. 986, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 128 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 137 (S.B. No. 427, H.D. 1, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 137 was adopted and S.B. No. 427, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 145 (S.B. No. 415, S.D. 2, H.D. 1, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 145 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 147 (S.B. No. 1248, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 147 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 148 (S.B. No. 1674, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Kim and carried, Conf. Com. Rep. No. 148 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 150 (S.B. No. 1329, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 150 was adopted and S.B. No. 1329, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 156 (H.B. No. 34, S.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Hooser and carried, Conf. Com. Rep. No. 156 was adopted and H.B. No. 34, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 158 (H.B. No. 1495, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 158 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

Conf. Com. Rep. No. 179 (H.B. No. 989, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Green and carried, Conf. Com. Rep. No. 179 was adopted and H.B. No. 989, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

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

On motion by Senator Taniguchi, seconded by Senator Kim and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 522, S.D. 2, and S.B. No. 522, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

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

On motion by Senator Tsutsui, seconded by Senator Hooser and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 523, S.D. 2, and S.B. No. 523, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

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

On motion by Senator Tsutsui, seconded by Senator Bunda 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Noes, none. Excused, 8 (Baker, Chun Oakland, English, Fukunaga, Ige, Ihara, Nishihara, Takamine).

#### RECOMMITTAL OF A HOUSE BILL

Conf. Com. Rep. No. 178 (H.B. No. 1404, H.D. 1, S.D. 1, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 178 and H.B. No. 1404, H.D. 1, S.D. 1, C.D. 1 be recommitted to the Committee on Conference, seconded by Senator Kim.

Senator Baker rose in support of the motion and stated:

"Colleagues, the contents of this measure were amended and placed into S.B. No. 1461 with Floor Amendment 15. This measure is severely flawed and should not go up to the Governor."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 178 and H.B. No. 1404, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," were recommitted to the Committee on Conference.

#### FINAL READING

#### MATTERS DEFERRED FROM TUESDAY, MAY 5, 2009

Conf. Com. Rep. No. 20 (H.B. No. 1676, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Tsutsui, seconded by Senator Bunda and carried, Conf. Com. Rep. No. 20 was adopted and H.B. No. 1676, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Chun Oakland, Takamine).

Conf. Com. Rep. No. 33 (H.B. No. 1776, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Espero, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 33 was adopted and H.B. No. 1776, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 1 (Slom). Excused, 2 (Chun Oakland, Takamine).

At 12:25 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 p.m.

The Chair made the following announcement:

"Members, just so that we are clear, we did miss one bill so we are going back to it. That's H.B. No. 541. The vote we just took was on H.B. No. 1776, C.D. 1. I assume everyone's votes stand with that."

Conf. Com. Rep. No. 28 (H.B. No. 541, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Takamine, seconded by Senator Sakamoto and carried, Conf. Com. Rep. No. 28 was adopted

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," passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 36 (H.B. No. 982, H.D. 3, S.D. 1, C.D. 1):

On motion by Senator Takamine, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 36 was adopted and H.B. No. 982, H.D. 3, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 39 (H.B. No. 983, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator English and carried, Conf. Com. Rep. No. 39 was adopted and H.B. No. 983, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 48 (H.B. No. 994, H.D. 1, S.D. 2, C.D. 1):

Senator Espero moved that Conf. Com. Rep. No. 48 be adopted and H.B. No. 994, H.D. 1, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Tsutsui.

Senator Espero rose in support of the measure and stated:

"Madam President, colleagues, this piece of legislation is out of this world. It will launch Hawai'i in the competition to launch citizens into outer space. There is a competition now between many countries and cities to get on the ground floor of this new economy, space tourism, which can provide a tremendous to our tourist market. With this funding, it is conceivable that within four to six years, we may be launching residents, tourists, from the Big Island going into outer space and landing at Honolulu International Airport or Kalaheo. We would be the only destination in the world going point-to-point because other destinations are looking at landing and taking off from the same airport or space port. I believe this is something that will also benefit our efforts with STEM, with our students in science, technology, engineering and mathematics, and it is an opportunity for our youth to have high paying jobs in the aerospace industry. So I request your support. Thank you, Madam President."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 48 was adopted and H.B. No. 994, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 49 (H.B. No. 1174, H.D. 3, S.D. 2, C.D. 1):

Senator Tokuda moved that Conf. Com. Rep. No. 49 be adopted and H.B. No. 1174, H.D. 3, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kokubun.

Senators Hooser and Ihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 49 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 2 (Hooser, Ihara). Noes, 2 (Galuteria, Hee).

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

On motion by Senator Kim, seconded by Senator Taniguchi and carried, Conf. Com. Rep. No. 58 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 69 (S.B. No. 389, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Kim, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 69 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 94 (S.B. No. 1665, S.D. 2, H.D. 1, C.D. 1):

Senator Tokuda moved that Conf. Com. Rep. No. 94 be adopted and S.B. No. 1665, S.D. 2, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Takamine.

Senator Slom rose in support of the measure with reservations and stated:

"While I support the intent of the bill and the projects therein, there was discussion during the hearings and after the hearings, and there seems to be a legal difference of opinion as to whether or not we're entitled to use Reed funds for this purpose. So with that in mind, I'll express reservations. Thank you."

Senator Tokuda rose in support of the measure and stated:

"I'd just like to go on the record and clarify, so that the good Senator from Hawai'i Kai can support this without reservations, that we have in fact cleared this with the Federal Department of Labor at both the regional and the federal level in D.C. that the way we have worded the bill in its current form is the appropriate and legal use of Reed Act funding. Thank you very much, and I hope you all support this measure."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 94 was adopted and S.B. No. 1665, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Conf. Com. Rep. No. 100 (S.B. No. 1664, S.D. 2, H.D. 2, C.D. 1):

Senator Takamine moved that Conf. Com. Rep. No. 100 be adopted and S.B. No. 1664, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

"This bill will expand the unemployment compensation benefits and the payments by employers to part-time workers. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 100 was adopted and S.B. No. 1664, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

EMPLOYMENT SECURITY,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 102 (S.B. No. 1218, S.D. 2, H.D. 2, C.D. 1):

Senator Baker moved that Conf. Com. Rep. No. 102 be adopted and S.B. No. 1218, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Baker requested comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Madame President I rise in support of this measure. The debate surrounding state regulation of mortgage loan originators was settled by adoption of the SAFE Act on July 31, 2008, by the Congress of the United States. The passage of the federal Secure and Fair Enforcement for Mortgage Licensing Act of 2008 (SAFE Mortgage Licensing Act of 2008), 12 United States Code sections 5101 to 5116, adopted standards for regulation in this area and gave states a limited timeframe to bring their statutes into compliance or face federal preemption.

“Thus, passage of this measure is necessary in order for the State of Hawaii to comply with the Federal SAFE Act. Without this measure, our State’s right to regulate the mortgage industry would default to the federal Department of Housing and Urban Development. That would be unacceptable as it is critical that the State retain its right to respond to unique local circumstances in regulating the mortgage industry.

“The states were given until July 31 of 2009 to implement a system which complies with the requirements of the SAFE Act. This measure, based on the model act, ensures that the deadline is met and that regulation of this industry remains within the state of Hawaii so that we can address those issues unique to our island state.

“While this measure establishes the regulatory framework mandated by federal law, it recognizes that this new framework will remain subject to additional improvements as the Division of Financial Institutions (Division) implements the provisions of this measure. This measure requires the Commissioner of Financial Institutions to report to the 2010 Legislature on the Division’s progress of implementing this measure, utilizing guidance from HUD, and to make recommendations for additional legislative action.

“And, perhaps most importantly, under these difficult economic circumstances, the fee structure contained in this measure will allow the mortgage originator regulatory system to be financially self-sufficient. I urge all my colleagues to vote in favor of this measure. *Mahalo.*”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 102 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 104 (S.B. No. 266, S.D. 2, H.D. 2, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 104 be adopted and S.B. No. 266, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Nishihara.

Senator Slom rose in opposition to the measure and stated:

“Since we do not have scientific information or fact about global warming, I’ll be voting ‘no.’”

Senator Espero rose in support of the measure and stated:

“Hawai‘i is at ground zero if there are global warming issues and climate change issues. Why we would not want to look at this and how it would affect our island state amazes me that someone would vote against it. This is certainly a measure which we should be looking at in terms of our future—our economic future, the future of the state—and I ask our colleagues to support it. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 104 was adopted and S.B. No. 266, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GLOBAL WARMING,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 105 (S.B. No. 1224, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Kim and carried, Conf. Com. Rep. No. 105 was adopted and S.B. No. 1224, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 106 (S.B. No. 1352, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Fukunaga and carried, Conf. Com. Rep. No. 106 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 112 (H.B. No. 1536, H.D. 2, S.D. 1, C.D. 1):

Senator Taniguchi moved that Conf. Com. Rep. No. 112 be adopted and H.B. No. 1536, H.D. 2, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Hemmings rose in opposition to the measure and stated:

“Of course, the easy and politically convenient thing would be, Madam President, would be to vote in favor of that noble gesture of reducing our own salaries and the salaries of the executive branch leadership along with it. But that’s deceptive because the total impact on the budget will be millions of dollars. What we really should be doing in order to be fair and equitable to the people of Hawai‘i is reduce the pay of all employees collecting checks from state government. That would have a tremendous impact on the state budget and save hundreds of millions of dollars, and we’d be able to balance our budget without—along with other savings—without having to raise taxes. So this is showmanship at its worst, and I’ll be voting ‘no.’”

Senator Bunda requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 112 was adopted and H.B. No. 1536, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SALARIES,” passed Final Reading on the following showing of Ayes and Noes:



Ayes, 24. Ayes with Reservations, 1 (Bunda). Noes, 1 (Hemmings).

Conf. Com. Rep. No. 114 (H.B. No. 1550, H.D. 2, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 114 be adopted and H.B. No. 1550, H.D. 2, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Hooser.

Senator Slom rose in opposition to the measure and stated:

“This is the rollover bill, and it seeks to tax employee contributions as they roll them over from deferred plans. Currently, Hawai‘i and the federal government do not tax these amounts until there’s distribution. So, again, it’s another way of taxing, or increase, and particularly for retirees. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 114 was adopted and H.B. No. 1550, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 117 (H.B. No. 1166, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Kim and carried, Conf. Com. Rep. No. 117 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 118 (H.B. No. 1552, H.D. 2, S.D. 2, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 118 be adopted and H.B. No. 1552, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in opposition to the measure and stated:

“You know, we seem to send out mixed signals, both the State and the City and County of Honolulu, if it’s okay for people to live in parks or it’s not okay. Are the parks for the general public or for specific people who utilize political means to get residential status there? And that’s what we’re doing in this bill here. I think we should have taken more time to look at the options, but the option for allowing people to live and expand in public parks is a bad one, no matter whether it’s on the windward side or on the leeward side. Thank you.”

Senator Hee rose in support of the measure and stated:

“This bill takes into account the recommendations made by the Legislative Reference Bureau report dated 2001. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 118 was adopted and H.B. No. 1552, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 121 (H.B. No. 1525, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 121 was adopted and H.B. No. 1525, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR

AN ACT RELATING TO MEDICAID,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 122 (H.B. No. 111, S.D. 2, C.D. 1):

Senator Takamine moved that Conf. Com. Rep. No. 122 be adopted and H.B. No. 111, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in opposition to the measure and stated:

“The current situation with this bill is if a government employee is overpaid, the government has an unlimited time in which to try to collect that money. This bill, the final version, I think gets it down to two years, and after that the money is theirs. Now, there’s no malicious intent. Obviously, the mistake was made by the state, but it’s taxpayer money and we should use every opportunity to restore all of that money. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 122 was adopted and H.B. No. 111, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STATE SALARIES,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 123 (H.B. No. 343, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Ige, seconded by Senator Tokuda and carried, Conf. Com. Rep. No. 123 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 126 (H.B. No. 1807, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator English and carried, Conf. Com. Rep. No. 126 was adopted and H.B. No. 1807, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WATER QUALITY,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 127 (H.B. No. 371, H.D. 2, S.D. 2, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 127 be adopted and H.B. No. 371, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in support of the measure with reservations and stated:

“Boy, this is one of those toughies. Right now, there’s an exemption on naphtha fuel used in generating facilities, generation for electricity. There is a sunset clause which is due to expire this year. If the sunset clause expires, I believe that the tax returns to its pre-sunset level of 17 cents. If we accept this bill, it extends the sunset for another three years, but adds a new tax increase. So you’re kind of darned-if-you-do and darned-if-you-don’t. So I’ll vote ‘with reservations’ because 1 to 2 cents is better than 17 cents. *Aloha.*”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 127 was adopted and H.B. No. 371, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Ayes with Reservations, 1 (Slom). Noes, none.

Conf. Com. Rep. No. 130 (H.B. No. 1504, H.D. 1, S.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 130 be adopted and H.B. No. 1504, H.D. 1, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and stated:

“Stripped away from all of its language, this bill seeks to put us on the further slippery slide of universal health care. I understand that that is a popular political, not health, concern nationally. We are the only state in the union that ever adopted a prepaid health care act, which is as close to universal health care in this state as any piece of legislation. And what we’re seeing now is a reduction in the number of people that are covered because of increasing premium costs, increasing mandates. The idea with health care is that we do have major problems in our health delivery system, but people don’t go running to other countries as they do to the United States for medical care. So it would seem to me that the real objective would be to correct the problems, including portability of medical insurance within the health care system, but not throw it out for a socialist, collectivist, universal health care. All we’re doing is substituting the method of financing and instead of individuals paying for their health care, we put the burden on all of the taxpayers instead. With all of the expenditures and costs and tax measures we’re doing right now, I have no idea now we’re going to afford this additional mandate. Thank you.”

Senator Baker rose in support of the measure and stated:

“You know, it’s unfortunate that the term ‘universal health’ has, in some people’s mind, connoted ‘single payer’ as found in Great Britain or Canada. Actually universal health care really means that we believe that all of our citizens ought to have health insurance and the ability to pay for the health care that they need. It is fundamental to making sure that we have access to health care. What this bill does is not mandate one system or another, but really takes a look at how we might move to the point where there are no uninsured in our state. Our prepaid health law is great, but it’s an anachronism of sorts because it’s caught in time. And in order for us to amend it substantially, to address some of the inequities that exist in the health care delivery system, we have to go to the Congress. This measure is an attempt to position Hawai‘i to be in a better place should the Congress enact some form of improvement in the health delivery system. I think this is something we need to be on top of and should be moving forward, and I ask my colleagues to support this measure.”

Senator Hemmings rose in opposition to the measure and stated:

“This is a step towards universal health care. To be at a better place, what Congress is considering is universal, single payer health care system, which will take away the choice of the marketplace of doctors and patients to do what’s best for themselves. It’ll also set up, as with social security, a national monopoly health care system that guarantee will be bankrupt within generations, and secondly, will decrease the quality of health care service in this country. Therefore, this is a step, as the previous speaker noted, towards being in the ‘right’ position to take advantage of Congress’ initiatives, which under the President is universal health care. Thank you, Madam President.”

Senator Green rose in support of this measure and stated:

“Just wanted to say that this bill was kind of the labor of love of a very important person, Ah Quon McElrath, and I’d like to dedicate the passage of this bill today to her.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 130 was adopted and H.B. No. 1504, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 132 (S.B. No. 199, S.D. 1, H.D. 1, C.D. 2):

Senator Kim moved that Conf. Com. Rep. No. 132 be adopted and S.B. No. 199, S.D. 1, H.D. 1, C.D. 2 pass Final Reading, seconded by Senator Kokubun.

Senator Fukunaga rose in opposition to the measure and stated:

“Colleagues, I know that we have had many lengthy discussions regarding the future of technology in Hawai‘i and the many businesses that have benefitted from Act 221 financing. During some of the floor debates on the House side, one of the points made by the proponents of S.B. No. 199, C.D. 2 was that this change in the tax credit would have little, if any, effect on many of the Hawai‘i businesses.

“I’d like to read just a few excerpts from some of the e-mails that many of us have been receiving. This one is from Darren Kimura, who states: ‘My biggest issue with this current version is that it effectively eliminates the attraction of outside capital to Hawai‘i. Historically, companies have shifted equity to the outside investor in exchange for tax credits. It is this outside money that makes the difference because the Hawai‘i private investor capacity is much too small. As it stands today, Sopoty believes we’re one step away from preparing for an initial public offering and I’m very concerned that the modification of Act 221/215 will negatively affect our new and potentially final private financing. Once a public company, we can access public funds and debt, but not before.’

“Another e-mailer who sent remarks to the Senate states: ‘I am writing to let you know that without the ability to reallocate the 100 percent tax credit between our investors, we will simply not be able to attract the necessary mainland financing to build our facility.’

“Those comments were from a letter from Stephan Smith who sent copies of his letter to all Senators, who said: ‘The reason for this is simple. Building a sound stage facility is a high-risk endeavor. The only way for a mainland investor to mitigate its risk is to trade its tax credits to the Hawai‘i investor in exchange for some form of preferential rights in the company. Interestingly, disproportionate tax credit allocation is not unique to Act 221 and 215. In fact, the federal new markets tax credits have the same feature. So as long as an investment is made subject to the federal guidelines, the tax credits can be allocated in any manner most beneficial to the project.’

“Colleagues, there have been many, many e-mails that have been sent to us. I’m sure I could go on and on, but I won’t belabor the point. I would simply ask that you reconsider your prior decision and vote ‘no’ on this measure. Thank you.”

Senator Slom rose in opposition to the measure and stated:

“I didn’t want the Chair of EDT to be standing alone because the Majority party is not used to standing alone and voting ‘no,’ so I thought I would give her support.

“You know, years ago, I was not in support of the original Act 221 and the arguments that were made. And over the years, we’ve seen some people that have taken advantage of the tax

credits. We've had a great many informational briefings on all of that. But I've come to the conclusion this year that at this time with us having so few economic options, that the tech industry in Hawai'i has started to grow and take wings. Now don't get me wrong; philosophically, I'm absolutely in the camp of Lowell Kalapa and others as we've said on this Senate floor many times. In an ideal world, there would be no tax credits whatsoever. We would simply lower the tax rates and taxes imposed upon everyone here—businesses, individuals, families, and so forth. But that's not what we do. We pick and choose. And if we're going to do that, those of us that listen through the hearings and through the informational briefings had really one question to answer in our minds and that is: For every dollar of state investment for the tech industry, were we getting back less than one dollar? Were we getting back more than one dollar? Were we actually creating jobs as the industry had said? Were we actually positioning ourselves to be one of the top states in the nation? And again, it's kind of a mixed message thing. I mean, we all hail our robotics teams; we watch the growth that they've made. We hail our STEM programs of science and engineering in the schools, and yet here is an industry that actually has produced. They've produced more jobs—full-time jobs, part-time jobs, independent contractor jobs. They have produced more revenue.

"Now the question is, I mean normally I'll defer on the side of the tax director, but quite frankly, his figures I had questions with and I don't think those questions were answered. Maybe the tech industry was using a little bit of puffery in increasing the revenue stream that they projected, but there's no question if we look around that they are doing it. And I've had a lot of calls from small businesses that I didn't expect were involved in technology, but they are and I think that's part of the situation here. We're not really cognizant of all of the people benefitting. It's kind of like the tourism industry or anything else; you think of the big players, you think of the hotels and all that. You don't think about the smaller businesses who actually, relying on Act 221, have started businesses or expanded businesses, added employees. We've been very successful in getting people back from the Silicon Valley, from Austin, Texas, from Concord and Cambridge, Massachusetts. So, when we look at programs as we should to see if they're really working, this program seems to be working.

"Now the conference committee, when it came out, nobody was happy. The administration was not happy (they wanted more revenue), the Legislature wanted more revenue, and the techie group, they wanted less restrictions. But I think that what happened was one of our drafts that we had come closer to saving the industry—not saving it, but enhancing it. Do I think that we should continue to subsidize any business or industry or individual? No, the answer is 'no,' but we have a situation right now where if we take this away—where people have relied upon this legislation—we not only pull the carpet out from under existing businesses, those businesses that wanted to invest here, but also we may be setting up legal problems because some of these businesses, in reliance of these laws, if they find that they no longer have access to these laws, may bring suit against the State for the changes. Now I'm not one that worries about lawsuits or threatened lawsuits and all that, but I think it's something we should consider. And if we're talking about the fairness and if we're talking about the effectiveness and the actual productivity, then I think that we find that Hawai'i's technology industry is among the leading industries in the nation and is giving us both economic revenue and employment growth. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 132 was adopted and S.B. No. 199, S.D. 1, H.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Ayes with Reservations, 1 (Gabbard). Noes, 8 (Baker, Bunda, Chun Oakland, Fukunaga, Hee, Ige, Ihara, Slom).

Conf. Com. Rep. No. 134 (S.B. No. 423, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Ige and carried, Conf. Com. Rep. No. 134 was adopted and S.B. No. 423, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 140 (S.B. No. 1202, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator English, seconded by Senator Gabbard and carried, Conf. Com. Rep. No. 140 was adopted 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," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 142 (S.B. No. 292, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Kim, seconded by Senator Ige and carried, Conf. Com. Rep. No. 142 was adopted and S.B. No. 292, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 143 (S.B. No. 972, S.D. 2, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 143 be adopted and S.B. No. 972, S.D. 2, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in opposition to the measure and stated:

"I'll be voting against this bill; the reason is certainly we want to enforce our tax laws, we want people to pay their fair share and all that. The fact of the matter is we are in a cash economy right now, and I think that this bill is too heavy-handed on enforcement and goes after a lot of individuals and small businesses. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 143 was adopted and S.B. No. 972, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Conf. Com. Rep. No. 146 (S.B. No. 496, S.D. 2, H.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 146 was adopted and S.B. No. 496, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 149 (S.B. No. 43, S.D. 2, H.D. 2, C.D. 1):

Senator Tokuda moved that Conf. Com. Rep. No. 149 be adopted and S.B. No. 43, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and stated:

“This bill does two negative things. First of all, it creates a new special fund. Secondly, it creates an additional \$60 fee upon renewal of physician and osteopathic physician licenses. We already have a problem losing doctors in this state. All you want to do is single them out and make sure that we tax them and make fees even more. Thank you.”

Senator Baker rose in support of the measure and stated:

“Madam President, we started a project last year to try to get firm data on the number of physicians and the distribution of physicians by specialty. This will enable us to continue that work and move it forward. We’re not going to be able to recruit appropriately or make sure that the med school is engaging in the right residency programs, which is the only way we can truly recruit and retain physicians, if we don’t have good data. This follows along with what we have worked with for nurses in the Center for Nursing; adding a fee that they did not object to but proposed, so that we could have good data and work on issues important to nurses. That is what this particular fee will do. Even with this \$60 fee, we have a license fee for physicians in our state that is less than in virtually all the other states. So I don’t think this is a barrier; I think this will actually help physicians and preliminarily, we’re already seeing it. Anecdotally we hear that physicians leaving in droves when actually according to the data, our physician count is flat. We need to make sure that we get the good data, follow the good data, and then we can have better basis on which to make policies. Thank you, Madam President.”

Senator Green rose in support of the measure and stated:

“Look, as a physician, I don’t mind the \$60 fee. The bigger issue for physicians I think has been reimbursement. And the reason this bill is particularly good is because as we isolate where we have shortages, there has been a fair amount of dialogue about changing the structure of reimbursements into the primary care areas where it’s harder to get care for people. It will have some success, from a scientific standpoint, to be able to really isolate where we have shortages; really isolate where we can do things such as loan repayment or increase reimbursements in areas that we have no physicians and bring them there. So actually, this will be a windfall for physicians that work in shortage areas over time, and I think that that, among many other reasons, is a very good reason to have an analytical approach to our shortage rather than a speculative one which we’ve had for years. Thank you.”

Senator Slom rose in rebuttal to the measure and stated:

“With all due respect to the nurses and to Dr. Green—who doesn’t mind paying the \$60 and may pay for other doctors too, if we tell them to come see him—I think the testimony by the doctors was that they opposed this fee increase. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 149 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 151 (H.B. No. 427, H.D. 1, S.D. 1, C.D. 1):

Senator Gabbard moved that Conf. Com. Rep. No. 151 be adopted and H.B. No. 427, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in opposition to the measure and stated:

“I will be voting against all five of the bills which seek special purpose revenue bond money from the State. Number one, we keep hearing over and over again how we don’t have money; and while there is no direct link between the State backing these bonds for these companies, it is true that the companies get a break both on interest that they pay and also on floating the bonds in the first place. Number two, we have issued a lot of special purpose revenue bonds over the last five, six years, and I think we’ve gone afoul of what the original law was and what the intent is. They were supposed to be educational, health-related, and so forth, and we’re going into different directions here, and some of these bond approvals may in fact have constitutional or other questions. And then, the final problem that I have with a number of these companies: While their names sound good, I don’t think many of us have seen the information about how these companies have actually been up and running and created anything other than a desire to tap into State approval and State money. So I will be voting against all five. Thank you.”

Senator Baker rose in support of the measure and stated:

“Madam President, there’s been some confusion even amongst colleagues as to the efficacy of floating special purpose revenue bonds. In our statute and Constitution, it sets out several purposes. We, by constitutional amendment, allowed lower educational institutions to access them. In the renewable energy area, the federal government has additional guidelines and there’s a threshold beyond which, if a company wants non-taxable special purpose revenue bonds, it is a much smaller amount. So these measures follow the current statute, the current laws. I would also note that it is not an obligation of the State. In fact, the companies that want to access special purpose revenue bonds have to do their own due diligence—they have to pay for that—and they have to pay a fee to the Department of Budget and Finance for their assistance in reviewing form and so forth. So if it helps with renewable energy projects, if it helps with standing up schools, if it helps with utilities, hospitals, and the other items that entities can use a special purpose revenue bond for, I think that it’s good for our state and one that we should be supporting. The due diligence is the company’s, not ours.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 151 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Bunda, Slom). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 152 (H.B. No. 1627, H.D. 2, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 152 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Bunda, Slom). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 153 (H.B. No. 1628, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 153 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Bunda, Slom). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 154 (H.B. No. 1483, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 154 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Bunda, Slom). Excused, 2 (Hooser, Tsutsui).

Conf. Com. Rep. No. 155 (H.B. No. 1678, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 155 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Bunda, Slom). Excused, 1 (Galuteria).

Conf. Com. Rep. No. 157 (H.B. No. 35, H.D. 1, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 157 be adopted and H.B. No. 35, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Hooser.

Senator Slom rose in opposition to the measure and stated:

“One buck? One buck? That’s what we’re going to get? That’s our refund? One buck? See, if you want real stimulus, give the money back to the people that earned it, but not one buck. That’s not going to do it. I say, ‘no.’”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 157 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Galuteria).

Conf. Com. Rep. No. 159 (H.B. No. 1544, H.D. 1, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 159 be adopted and H.B. No. 1544, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Hooser.

Senator Slom rose in opposition to the measure and stated:

“I can’t believe it, Madam President. I’m voting ‘no’ because first you’re giving us a buck, and then you’re going to start phasing out our personal exemption. Hawai’i’s personal exemption right now is one-third of what it is on the federal tax return; so I guess people here are one-third of a person compared to the national, although we work three times harder with our businesses and our jobs. So, you’re going to phase it out; you’re not going to conform it with the good stuff, only going to conform the payout. So I say, ‘no,’ Madam President.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 159 was adopted and H.B. No. 1544, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

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

The Senate reconvened at 1:18 p.m.

Conf. Com. Rep. No. 161 (H.B. No. 899, H.D. 1, S.D. 1, C.D. 1):

On motion by Senator Hee, seconded by Senator Kim and carried, Conf. Com. Rep. No. 161 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Hemmings). Excused, 1 (Slom).

Conf. Com. Rep. No. 162 (H.B. No. 1364, H.D. 1, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 162 be adopted and H.B. No. 1364, H.D. 1, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Galuteria.

Senator Hemmings rose in opposition to the measure and stated:

“This bill is... I remember years ago a popular term here was ‘shibai’. This is one of the greatest ‘shibais’ ever perpetrated on a national peoples, and certainly is the biggest debt ever passed with one single vote in Washington, D.C., by legislators who never had the opportunity and/or never read what they were voting on. There are many reasons why the American Recovery and Reinvestment Act is a foolhardy investment for the taxpayers of this country, but more importantly, it will have a negative effect on those of us who were pledged to serve in the State of Hawai’i.

“First and foremost, this is unprecedented spending. On the fiscal year ending October 1, the federal government in 2008, the national deficit for that one year was \$459 billion. As of right now, and the year’s far from over, our national deficit for one year is \$1.7 trillion. I’d like you to ponder that figure, but like the word ‘infinity,’ it’s difficult to understand what 1.7 trillion is. When you look at the bigger picture, our national carry-forward debt as of March 4 was \$10 trillion approaching \$11 trillion. For a family of four, an average Hawaiian family, you and your children owe the federal government about \$150,000. We’re on the way to bankrupting the nation. We’re spending money, under the Obama administration, that we do not have. It will lead to further erosion of our credibility on world credit markets. Nations like China will not lend us the money. We’re being fiscally supported by China, and they’re very smart business people; they don’t lend money to people that are going bankrupt. It is a foolhardy proposition from the get-go.

“This bill will also lead to something that you have heard before from several circles, but I want to reiterate it: This is leading to the rapid erosion and elimination of federalism as we know it. Because of the terms and conditions attached to the federal stimulus money, we legislators and the people of Hawai’i will no longer, in many areas, control our destiny because debt-financed money is being sent to us with strings attached and if we don’t spend it the way Obama and the federal government wants, we will be penalized. So it’s really taking away our power and our responsibility as State legislators to control our destiny; and I will guarantee you that the needs of the people of Hawai’i are far different than the needs of the people, for instance, of Maine or Minnesota or many of the land-locked states on the continent.

“They say that this Recovery Act, as it’s called, is going to stimulate the economy. It’s going to stimulate government growth. It’s going to stimulate special interests, such as ACORN, a group that’s under investigation for voter fraud problems, and other special interests who have been a political asset to the incumbent party of the President. And it may be a one-time job creation for those who are lucky enough in the private sector to have funding, but since it dries up in two years, it will really not stimulate true economic growth in a fertile economic environment. It will be an artificial environment, a one-time stimulation with borrowed money.

“And the last question we should all ask ourselves about the alleged American Recovery and Reinvestment Act is: What happens two years from now when we’re not getting the money anymore? So I really believe that this is a bad investment at a bad time for America’s future. I will be voting ‘no’.”

Senator Espero rose in support of the measure and stated:

“It is unfortunate that we have to have billions of dollars injected into our national economy at this time. However, if it were not for the ill-advised Republican administration led by former President Bush, Vice President Cheney, and Secretary of Defense Rumsfeld, where we invaded Iraq, got ourselves into a war that has cost our nation trillions of dollars, we may not be in this mess in the first place. Thank you, Madam President.”

Senator Hemmings rose and said:

“Madam Chair, despite the applause of the previous speaker...”

The Chair interjected:

“But for what purpose do you rise?”

Senator Hemmings responded:

“I rise in rebuttal. Our national deficit is being created on an on-going basis by a number of programs that are called ‘mandates’ and now are actually becoming ‘rights.’ Medicaid and Medicare are huge gaping holes in our national expenditures, as is Social Security. They make up two-thirds of yearly expenditures. Granted the Iraq war cost us money, but it has paid one incredible dividend—along with our war on terror which we discussed yesterday—and that is America is safe. But I’m not here to debate the past. I’m here to speak for the future. And this reinvestment act is unprecedented by any president of any party, and, as I said before, will lead to the economic hardship as they’re seeing in California because they spent money they did not have. Thank you, Madam President.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 162 was adopted and H.B. No. 1364, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BUDGET,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 163 (H.B. No. 183, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Sakamoto, seconded by Senator Tsutsui and carried, Conf. Com. Rep. No. 163 was adopted and H.B. No. 183, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 164 (H.B. No. 1405, H.D. 2, S.D. 2, C.D. 1):

Senator Tsutsui moved that Conf. Com. Rep. No. 164 be adopted and H.B. No. 1405, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Hooser.

Senator Fukunaga rose in opposition to the measure and stated:

“Colleagues, this is one of a pair of Internet-related bills that the conference committees labored on, and during our negotiations, there were a number of small Internet web-based businesses in Hawai‘i who expressed very strong concerns. Although many of you would probably not be likely to consider voting against this conference draft, I did want to bring their concerns to your attention. Of all of the people who would be hardest hit, the greatest number will be small businesses.

“If you look at the material that has just been distributed to you, one of the e-mails is from Dean Takamine who runs a small tech business and website. If I could just highlight the concerns he has raised, these would certainly bear further review and I hope that you will consider voting ‘no’ on this measure. The first point that Mr. Takamine raises is that online merchants will simply terminate their advertising contracts with Hawai‘i publishers to avoid paying the tax. This is a ‘click-through’ type of relationship where Hawai‘i-based retailers or those who have local websites are paid affiliate fees if people who click on their websites ultimately end up at Amazon.com or other kinds of websites. As he points out, sites like Amazon.com will not pay the excise tax because they have already written letters to their affiliates letting them know that they will drop all advertising contracts with Hawai‘i residents if the bill passes. Second, he cites an example of *Star Bulletin*’s website which he believes represents an example of other Hawai‘i online media businesses that will be hard-hit by this bill. The third thing that he cites is that Hawai‘i will not be able to enforce this law effectively. It will be much too costly to police the law and to find all of the instances in which other technology types of businesses are evading paying the Hawai‘i excise tax. Although we did try to narrow this bill somewhat in committee, I urge my colleagues to vote in opposition to this bill. Thank you.”

Senator Hooser requested his vote be cast “aye, with reservations,” and the Chair so ordered.

Senator Slom rose in opposition to the measure and stated:

“Again, your intent is one thing; the way the bill is worded is another thing. And as the Chair correctly pointed out, this is going to have a devastating impact, not only on small businesses but on some well-known businesses as well. That’s why I oppose the streamlining tax in its entirety. We’ll probably get to that in a little while. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 164 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 17. Ayes with Reservations, 5 (Chun Oakland, Espero, Galuteria, Hooser, Kidani). Noes, 8 (Baker, Bunda, Fukunaga, Hemmings, Ige, Ihara, Nishihara, Slom).

Conf. Com. Rep. No. 165 (H.B. No. 900, H.D. 2, S.D. 1, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 165 be adopted and H.B. No. 900, H.D. 2, S.D. 1, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Hemmings rose in opposition to the measure and stated:

“These are perilous times economically for all the citizens of Hawai‘i. As citizens we should share the burden of economic hardship plaguing our state. OHA has enjoyed the benefits of Hawai‘i’s bounty during good times. However during times of hardship, OHA does not seem to want to even underwrite their own programs and administration with their massive \$300 million plus trust fund. It should be our duty to do what is fair for all of Hawai‘i’s people, including native Hawaiians. I do commend the Senate Ways and Means and Water, Land, Agriculture and Hawaiian Affairs Committees for attempting to do what is just, rather than just yielding to the convenience. During conference committee, they drove a hard bargain for having OHA assume its fair share of the burden our state is facing. But unfortunately, in conference the House would not yield. The results are that general revenue funds are being allocated to an agency of state government that has over \$300 million in reserves. I want the Majority party to think about that because you’re so quick to raid tobacco funds that takes money out of health programs that could possibly stop people from smoking or recover from cancer. You’re quick to raid special funds that fund programs that oftentimes take care of the least fortunate in our society. But this massive \$300 million fund is sitting there while we’re underwriting the operating cost of the agency that has all this money. I would urge you to vote ‘no’ and make OHA pay its fair share in digging our state out of the economic abyss that we are in. Thank you, Madam President.”

Senator Hee rose in support of the measure and stated:

“I want to thank the previous speaker for holding the line that he has with regard to the budget. He, as well as the Chair on Ways and Means, perhaps know better than most of the difficulties that the budget proceedings entailed. To a certain extent, the previous speaker is absolutely correct. Much of what the distraction of the discussion with the Office of Hawaiian Affairs budget had to do with attorney fees that were awarded to Native Hawaiian Legal Corporation, and many of you are familiar with the details because I’ve given a speech to that extent earlier this session. The long and short of it is that while every other agency and state department is experiencing a 20 percent cut, the Office of Hawaiian Affairs is experiencing a 30 percent increase. That’s a fact. The fact of the matter is that increase is due to a windfall that the Office did not voluntarily disclose to the lawmakers. That’s a fact. The windfall is a result of attorney fees that were awarded by Judge Ibarra to Native Hawaiian Legal Corporation that did not voluntarily disclose to the Office of Hawaiian Affairs, and that’s a fact. It is only after Native Hawaiian Legal Corporation’s failed attempt to disguise the attorney fees as tribal funds did the Office of Compliance and Enforcement of the federal government order Native Hawaiian Legal Corporation to return the fees to OHA. I’m not here to stand before this august body to suggest that Native Hawaiian Legal Corporation does a good or doesn’t do a good job. I’m here instead to say that the law is clear and the law applies to everyone regardless that we may agree or disagree. The fact of the matter is Act 109, Session Law ‘05, requires the Office of Hawaiian Affairs to procure legal services in accordance with Chapter 103D and 103F. That’s a fact. So while I agree with the previous speaker—because he’s correct—the fact of the matter is he’s also correct that the House would not yield. And so in trying to strike a compromise, this is the best that I believe is possible.

“Now some of you may disagree. You have that opportunity now. You can vote against the budget. That’s your prerogative. But the facts as they are are indeed accurate from my perspective. I will vote for this budget because it’s the best deal that I believe, in terms of a compromise, that could be struck;

and that the Office of Hawaiian Affairs is a state agency where anyone present in this chamber can run as a trustee and everyone present in this chamber is entitled to vote in the Office of Hawaiian Affairs elections. It is the best that we could do. It is not the Senate position. We all know that, but I will support the budget. Thank you very much.”

Senator Slom rose in opposition to the measure and stated:

“I think that the last speaker made very cogent arguments with his factual dissertation of the way things are, as he had done in his previous speech. And I’m left with a problem, and that is when we get to a point where we say that one house or one group or one individual has the political muscle to dissuade us from doing what we think is right and what we think is the best position, then I think that maybe more of us should stand on principle, even if it means, ‘Hey, you want to hold this up and you want to be the reason that we don’t have a budget.’ We’re sticking to what’s right.

“A couple points need reaffirming, and that is that OHA is a state agency. A lot of people try to forget that or they gloss over it, but it is a state agency, therefore subject to all of the other requirements of the state. Secondly, as the previous speaker brought up, it is subject to the procurement laws of the State of Hawai‘i, and in fact avoided the procurement laws in the selection of its legal services agency. Thirdly, it did not disclose this information, and when the federal government told them to give back the money to OHA—and we were talking about a figure of about \$3 million—what happened in the conference committee? In the conference committee a deal was struck that they only have to give back a little bit of the money and they can keep more of the money. To me these are ill-gotten gains. They should not be kept at all, and we as the Senate should adhere to our position because in this case, as in so many others, our position is right. The arguments and the facts substantiate that. The final point is some of us have been trying to get a complete audit of the Office of Hawaiian Affairs for a number of years now, and we’ve not gotten that audit. And a lot of people have asked questions in committees about where the money for OHA goes, and we don’t know that either because they don’t disclose it. And yet they are a state agency; they are required to provide that information. So, I would ask my colleagues to think about that as well. Thank you.”

Senator Hee rose in rebuttal and said:

“Many of the things he said he’s entitled to exercise, and the assumption I have is that he will exercise it as he has with other bills. I didn’t want to get into this, to the other side of the argument that went beyond the budget, but let me say that it is, in my view, the discussion about the \$300 million portfolio, the reporting by the audit, are all outside of the realm of what your Committee on Water, Land and Hawaiian Affairs and your Committee on Ways and Means deliberated with the House. It may be a fair statement, as the previous speaker has indicated, to do just that; and he has the prerogative to so sponsor legislation to call for an audit, and I would welcome him to do so. And if he’d like, I’ll co-sponsor it with him. But the budget is what it is. This is the branch of government that functions on compromise. It is not what the Senate would have preferred, but it is a budget that continues to address the needs of the indigenous host culture. I would urge my colleagues to vote ‘yes’. Thank you.”

Senator Slom rose in rebuttal and said:

“The good Senator from Kahlau should be aware that in fact last year I did introduce a bill to fully audit OHA, and I do accept his invitation right now that in 2010, we can have the Hee-Slom bill, or Slom-Hee. We’ll have to argue on that later on. Thank you.”

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

“That’s what I like about us. We compromise...in the Hee-Slom audit.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 165 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 166 (H.B. No. 300, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Kim and carried, Conf. Com. Rep. No. 166 was adopted and H.B. No. 300, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE JUDICIARY,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Conf. Com. Rep. No. 168 (S.B. No. 21, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Taniguchi, seconded by Senator Takamine and carried, Conf. Com. Rep. No. 168 was adopted and S.B. No. 21, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GOVERNMENT,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 169 (S.B. No. 1678, S.D. 3, H.D. 1, C.D. 1):

Senator Fukunaga moved that Conf. Com. Rep. No. 169 be adopted and S.B. No. 1678, S.D. 3, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Tsutsui.

Senator Slom rose in opposition to the measure and stated:

“I think it’s been four years now. I think the love affair with the EDT Chair has probably ended for this day, but I’m opposed to this bill. This is a bill that requires individual states to join in a compact, and then wait for the federal government—congressional action—to pass a bill, and then they will tax each of the states that have signed up on interstate and interline purchases. That means your Amazon, that means your Land’s End, that means all of the things that you do on the Internet right now. To me it’s an anti-technology bill because every time we come up with something, we have somebody that wants to tax it. The supporters will say that 22 states have already signed onto this compact, although several of them have different opinions as to what exactly it’s going to have. But as far as the 22 states, that means that 28 states in fact have not signed onto it. I think it was a mistake that Hawai’i got involved in this in the very beginning, and I don’t see any positive things coming but I do see companies on the mainland saying, ‘Hey, we’re not going to do business with Hawai’i’ as we heard on that last bill with Amazon. I don’t think that’s what we really want; and besides that, I think we’re looking to try to help our consumers get a better bargain than they’ve gotten right now. Thank you.”

Senator Fukunaga rose in support of the measure and stated:

“Simply two points of rebuttal to the prior speaker: Number one, the use tax is an existing tax that this project will help the State of Hawai’i collect at a time when it needs every single penny that it is entitled to. Number two, many of those who are part of the Internet coalition including Amazon.com, AOL, AT&T, eHarmony, Expedia, Experian, Comcast, IAC, Match.com, Trustee, United Online, Overstock, Yahoo and others fully support the Streamlined Sales and Use Tax Project

as a far more logical and reasonable way of collecting existing state taxes. For those reasons, I urge my colleagues to vote ‘aye’.”

Senator Sakamoto rose in support of the measure and stated:

“I’ve stood up before, and I guess the small business advocate from Hawai’i Kai is saying, ‘What about those who buy off the Internet and would have to pay more if they paid what is due to Hawai’i?’ I believe this is a measure that would help the small businesses, and I hope the Senator from Hawai’i Kai would realize that Hawai’i’s small businesses collect the taxes due; and when people circumvent taxes by buying on the Internet, it’s hurting Hawai’i’s small businesses. This would help level the playing field. Thank you very much.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 169 was adopted and S.B. No. 1678, S.D. 3, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 171 (S.B. No. 884, S.D. 2, H.D. 1, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 171 be adopted and S.B. No. 884, S.D. 2, H.D. 1, C.D. 1 pass Final Reading, seconded by Senator Baker.

Senator Slom rose in opposition to the measure and stated:

“This bill is the granddaddy of all raid bills. It raids indiscriminately from many different kinds of special funds only because the money is there. It does not give credence to the purpose for which those additional taxes or fees were collected, and it takes it to scoop it into the general fund and for the budget, and for many of those programs that we talked about earlier that originally were reduced or cut and now are going to be restored at the expense of these funds. Thank you.”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 171 was adopted 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,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Conf. Com. Rep. No. 173 (S.B. No. 1673, S.D. 2, H.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 173 be adopted and S.B. No. 1673, S.D. 2, H.D. 2, C.D. 1 pass Final Reading, seconded by Senator Tsutsui.

Senator Hemmings rose in support of the measure and stated:

“I think this bill at first blush could be a vindication of the good Senator from Hawai’i Kai and myself and others who for years now, since the turn of the millennium, had been advocating the privatization of Hawai’i Health Care Systems. It’s important for the good people of Hawai’i to know that the state operates monopoly hospitals—and some big ones—on the neighbor islands. And since their inception in 1996, we have subsidized them well over one-half billion dollars while the health care and medical needs of the people of Hawai’i are met by private hospitals with relatively no direct government subsidies. From Fiscal Year 2008 and with the passage of the budget through 2011, according to figures supplied by Hawai’i Health Care Systems Corporation, we will spend a whopping \$300 million subsidizing these hospitals. It is proof that government owned and operated medical care creates more problems than it solves and certainly adds to the cost.



"I also want to say that this bill is vindication but I want to share this concern with you: That part VI, section 15 provides 'transition of Hawai'i health systems regional system or health facilities to a new entity,' and it goes on to say that those new entities can be a non-profit corporation, for-profit corporation, municipal facility, public benefit corporation, any two or more of these entities, and the 'transition shall occur through the sale, lease or transfer of all or substantially all of the assets of the facility or regional system, except for real property which shall only be transferred by lease. Any transition shall comply with chapter 323.' So this appears, and I emphasize the word 'appears,' to authorize the privatization of Hawai'i Health Care System's facilities because if the facilities were to transition to a non-profit corporation or for-profit corporation, clearly it would need to be private which means it's no longer a state entity.

"The bill, as currently written, does not specify or say anything about Chapters 76 and 89 of Hawai'i Revised Statutes, and those are the civil service and collective bargaining laws, respectively. S.B. No. 1673 does not mandate privatization of Hawai'i Health Care Systems Corporation's facilities, but by implication may allow for it. Section 1 of the bill mentions that public hospitals in other states have converted to non-public status. It goes on to state that it is essential that this transition be optional available to various regional systems and facilities of the HHSC. Because there's no direct precedent, we cannot predict with any certainty whether Hawai'i appellate courts would find this sufficient language to permit HHSC facilities to privatize and abolish all their civil service positions; and even if they did, chances are they'd be subject to a challenge by the unions. Let me quote the testimony of the United Public Workers on another case: 'We oppose privatization and urge you to reject any attempt to violate constitutional merit principles.' The reference is *Kono v. County of Hawai'i* in a 1977 case. Services which have been historically and customarily performed by all civil servants cannot be privatized. Furthermore, S.B. No. 1673 provides, on page 20, lines 14-17, that any transition would be subject to certain terms and conditions including that 'all liabilities of the regional system or facility related to collective bargaining contracts negotiated by the State, shall become the responsibility of the State.' So what's that mean? Does that mean, 'Yes, you can privatize the hospital, but we've got to keep paying all the state workers that were working there?' So it's unclear what liabilities this provision refers to and could possibly be construed to mean the state would have to continue to pay those workers.

"Nevertheless, this bill seems to be, at face value, a step in the right direction and hopefully, reasonable people will come to reasonable conclusions on how to resolve this long-standing problem. You know, on the budget I always get asked, rather sarcastically, 'Oh, you want to balance the budget. Well, what services would you cut? You know everybody's working so hard to make our lives better in Hawai'i. What services would you cut?' Well, here's what I would cut. In our budget right now is approximately \$200 million to further subsidize these state monopoly hospitals. By going to the private sector they would operate much more efficiently and be able to provide the medical care that neighbor island people deserve. They'd probably create competition in the medical marketplace which would further provide choice and competition in prices to everybody's benefit. This bill is a step in the right direction and, like I said, somewhat vindicates our long-standing position regarding privatization of these hospitals, but it remains to be seen what will happen. Thank you, Madam President."

Senator Baker rose in support of the measure and stated:

"Let it never be said that the contents of this bill are a vindication of the Minority leader or the Senator from Hawai'i Kai. This is a good bill, and it allows and empowers the regions

to do what they need to do to be effective and efficient deliverers of health care, primarily on the neighbor islands. It does allow create a process for transition from quasi-state agency to another type of entity—for profit, non-profit, mutual benefit corporations for instance. It allows the regions to drive the process, to make the call, so to speak.

"Couple of things: I have some written remarks in support of this measure I'd like inserted in the Journal, but I need to, Madam President, just challenge a couple of the assertions by the previous speaker. First, he points out that the subsidization of health care for these facilities started back in 1996. Well, I remember in 1996 these facilities were pulled out of the Department of Health. They'd been a total and complete responsibility of the State since their creation, so to say that somehow a reorganization changed things in 1996, I think, is not a correct interpretation or even a proper recitation of history. He also notes that if they're private, then they don't need any subsidization from the state. Well, I would point out that just a few measures ago, we passed what's called the disproportionate share hospital bill that authorizes about \$12 million in general funds to pull down \$14 or \$15 million in federal funds, all of which goes to the private hospitals, most of them on this island. So to say that because a facility is affiliated with the state means somehow that they don't have the ability to deliver good health care or that the privates don't ever have to get any kind of subsidy is really not an accurate statement. I have no problem helping out the private hospitals with both state money and federal money because they're in the same situation that HHSC facilities are in. They don't get adequate reimbursements, they have to provide charity care, and the cost of health care across the board is outstripping the ability to provide those services. So there's going to be a subsidy for hospitals, no matter what kind of organization that they have.

"I was surprised to see that the former speaker noted that he supported this bill, and perhaps that's an example of a bill being damned by faint praise. This bill, like the one that we passed a couple of years ago, is not perfect; and I expect that we'll be coming back to assist in further clarification and further refinements of this measure. But for now it is a giant step, and for that I do agree with the previous speaker. It gives our regions the opportunity to be the best that they can be by giving them the authority to help chart their own course; and that, for the neighbor island hospitals, is very important. And I would like to say for the record that I appreciate so much the leadership of the Chair of the Senate Health Committee in helping move this measure forward, to all my Majority colleagues for making this measure a part of our package, and for all of the neighbor island colleagues for working so diligently to get it into a good shape that gives important self-determination to our facilities on the neighbor islands. *Mahalo.*"

Senator Baker requested that additional remarks in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Baker's remarks read as follows:

"Madam President, I rise in support of this measure.

"Colleagues, the passage of this measure will ensure improved health care services to the people of Hawaii. I would like to clarify the intent of this measure. This bill does not look to eliminate the Hawaii Health Systems Corporation but rather to improve the operations and autonomy of our community hospitals. This bill strengthens the viability of the regional acute care hospitals that provide vital services to our neighbor island communities. This bill provides the regional systems of Hawaii Health Systems Corporation with more autonomy by authorizing any of the regional systems or individual facilities of the Hawaii Health Systems Corporation to transition into a

new entity. In addition, this measure allows HHSC or any regional board to negotiate and executive memoranda of understanding for employees under its control and to alter any collective bargaining agreement on any items subject to collective bargaining. SB 1673 increases autonomy and accountability at the regional level and allows communities to be involved in determining critical, safety-net levels of service which cannot be reduced, as well as in plans for the expansion or enhancement of new services or the reduction or elimination of other non-critical services.

“Hawaii is comprised of diverse communities in which the demand of specific health care services can often be significantly different from each other. In addition the access and availability of health care often depends on the location and demographic make-up of the community. This measure looks to increase our efforts to assist our public hospitals in providing quality health care to all of the people of Hawaii as well as increasing the availability of health care to our constituents. In addition to the transition from a central statewide hospital corporation, this bill provides for further operational abilities for the regional health system; includes internal audit provisions for fiscal accountability and enables the corporation to conduct criminal history record checks. I strongly believe that the provisions provided in this bill will improve our public hospitals and our access to quality health care in Hawaii. I urge all of you to support the passage of this bill.”

Senator Ige rose in support of the measure and stated:

“I would like to first of all, thank all of my neighbor island colleagues who spent so much time as we worked through this. I would like to acknowledge also the support and efforts by the labor unions involved. They came to the table and worked with us to try and come up with a program. I think we all recognize the important role that these facilities play in each and every one of our communities. For the record, I would like to note that the private hospitals have incurred losses of about \$150 million in 2007, and about half of those losses are due to underpayment of government programs, both Medicare and Medicaid. So, the hospital business in and of itself, both public and private sector, is under severe duress because the reimbursements simply do not cover their costs.

“This measure is a comprehensive measure that puts the Hawai'i Health Systems Corporation on reasonable financial standing to be able to ponder their future. It engages the local communities in a dialogue to define what are the basic levels of services which should be provided in each and every one of these facilities. More importantly, it invites those community members to think about the future and to think about what new services and enhancements could be provided in these facilities that would allow the community to be better served. And finally, it really does invite the community to take ownership and to invest, both financially and by participating, in the future of these facilities.

“It does provide and makes clear that the HHSC can negotiate for memorandums of understanding to alter the basic collective bargaining agreements, recognizing the unique situation that each and every one of these facilities are in. It also does, as the Majority leader has said, allows for new kinds of partnerships that can invest external capital into our system so that our facilities can move forward and provide better services to the community. Once again, I just would like to thank all of those who committed much time to try and move this measure forward. I do think, members, that on a going-forward basis, the Hawai'i Health Systems Corporation will be in a much, much better place come July 1<sup>st</sup>. Thank you.”

Senator Hemmings rose in rebuttal and said:

“I think we're headed towards Never Never Land here because this is a vindication of sorts, and I do have to set the record straight regarding some things that's often our plight here: to look at something and reach completely different conclusions on what we see. Sometimes it's semantical. Sometimes it's ideological. Sometimes it's political stubbornness. Call it what you will. The facts are the number's out of the budget and out of the Hawai'i Health Care Systems. I don't care what you called it before 1996, and quite frankly I don't care what you call it now. The fact is it's a state monopoly hospital, and the facts are in those years, they've been subsidized over a half billion dollars.

“There is no moral equivalency and oftentimes we get mired down in this; well, we see it oftentimes in the war on terror. We're killing them. They're killing us. What's the difference? Well, the difference is right and wrong. And there's no doubt, and I certainly agree with the good Senator from Maui and the Chairman of the Health Committee that private hospitals are indeed in a terrible plight, and I think it's absolutely amazing that the good Senator—the Chairman of the Health Committee—actually told us why: because government programs are bankrupt and not paying doctors enough. Geez. So, we want to continue with a government-owned and operated hospital?”

“But I think we are headed towards a reasonable solution but I do want to, in closing, say that neither of the previous speakers—and I would welcome the opportunity to be enlightened—addressed my original concern, specifically: Will the labor unions be allowed to file suit against the state for privatizing their jobs, or worse yet, will the state have to retain them in some other needless capacity in order to satisfy what this bill would accomplish? That remains to be seen. But it's partially addressed by the budget, as I said, because despite this bold move as we heard two years ago, or three years ago, when we passed the last major reform that proved to do nothing but create more problems, that we are putting \$200 million plus in the budget to carry this corporation forward. And there is a difference between the private sector and public sector hospitals, and I'll tell you one, which was testified in committee on this issue. The labor costs of a state hospital, especially Maui Memorial and Hilo and Kona, are 17 percent higher—17 percent higher—according to testimony, than their private counterparts, and therein is the difference.

“So once again I applaud the Senate for moving in this direction, and I pray that in voting 'yes' on this bill that it is not a façade, that it is really genuine reform, and that this state is headed in a direction that most other states have done; and that is, not operating public monopoly hospitals. Thank you, Madam President.”

Senator Sakamoto rose in support of the measure and stated:

“There is one person who is not in this room who can make a big difference if the statement about 17 percent more in labor cost is true. Labor costs highly get generated by manning and how you man different positions; and I believe in our state, that's pretty much collective bargaining. Our current Governor has had the opportunity several times—in good times, in medium times, and currently in bad times—to make a difference. And I believe it's not about lawsuits; it's about relationships and about working together. Again, this is an opportunity for our administration to work with the respective bargaining units and work together, not for the hospitals, but to work together for the people who vitally need those services. This is an opportunity to not just talk about working together. Perhaps in an hour or so she'll say, 'I shall also have an opportunity to work together as opposed to work against.' *Mahalo.*”

The motion was put by the Chair and carried, Conf. Com. Rep. No. 173 was adopted and S.B. No. 1673, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 174 (H.B. No. 36, H.D. 1, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 174 was adopted and H.B. No. 36, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Bunda, Nishihara).

Conf. Com. Rep. No. 175 (H.B. No. 690, H.D. 2, S.D. 2, C.D. 1):

Senator Ige moved that Conf. Com. Rep. No. 175 be adopted and H.B. No. 690, H.D. 2, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Takamine.

Senator Slom rose in opposition to the measure and stated:

"What this bill does, it amends the prepaid health care act to further put limitations and mandates on small business. The law right now requires businesses to cover any employee who works more than 19 hours per week. What this bill does is drop the figure to 15. It also says that if the employer adds family benefits to coverage for those full-time employees, he or she must also add them to the part-time employees. Small businesses have the right now, if they want to and if they can afford it, to give any employee—even if they work 5 hours a week—coverage, but if they can't afford it this has been a major problem. And now what we're doing is, yet again, with taxes and mandates we're forcing them to go ahead and cover 15. Next year, we'll probably come back here, it'll be 5 hours or 1 hour as most of the unions want."

Senator Ige rose in support of the measure and said:

"I just wanted to correct one issue. The employee would be fully responsible for 100 percent of the cost. The employer is just obligated to offer the coverage to the part-time employee. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 175 was adopted and H.B. No. 690, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

Conf. Com. Rep. No. 176 (H.B. No. 1464, H.D. 3, S.D. 2, C.D. 1):

On motion by Senator Gabbard, seconded by Senator Kim and carried, Conf. Com. Rep. No. 176 was adopted and H.B. No. 1464, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES," passed Final Reading on the following showing of Ayes and Noes:

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

#### RECOMMITAL OF A HOUSE BILL

Conf. Com. Rep. No. 177 (H.B. No. 1260, H.D. 1, S.D. 1, C.D. 1):

Senator Kim moved that Conf. Com. Rep. No. 177 and H.B. No. 1260, H.D. 1, S.D. 1, C.D. 1 be recommitted to the Committee on Conference, seconded by Senator Taniguchi.

Senator Kim rose in support of the recommitment and stated:

"There were some errors in H.B. No. 1260, and the contents of that bill were put into H.B. No. 387, which we will take up at the end of the agenda. Thank you."

The motion was put by the Chair and carried, Conf. Com. Rep. No. 177 and H.B. No. 1260, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," was recommitted to the Committee on Conference.

#### FINAL READING

Conf. Com. Rep. No. 180 (H.B. No. 1271, H.D. 3, S.D. 2, C.D. 1):

Senator Hee moved that Conf. Com. Rep. No. 180 be adopted and H.B. No. 1271, H.D. 3, S.D. 2, C.D. 1 pass Final Reading, seconded by Senator Kim.

Senator Baker requested her vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Conf. Com. Rep. No. 180 was adopted and H.B. No. 1271, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 1 (Baker). Noes, 3 (Green, Hemmings, Slom). Excused, 1 (Bunda).

S.B. No. 892, S.D. 1, H.D. 2, C.D. 2:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 892, S.D. 1, H.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 464, S.D. 2, H.D. 2, C.D. 2:

Senator Gabbard moved that S.B. No. 464, S.D. 2, H.D. 2, C.D. 2 pass Final Reading, seconded by Senator Kim.

Senator Gabbard rose and requested comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Gabbard's remarks read as follows:

"Madame President, I rise in support of SB 464 CD2. Colleagues, the Obama Administration and Congress recently converted the federal investment tax credit for solar into a grant in order to drive more investment into renewable energy as soon as possible. As you know, President Obama has made it clear that he views renewable energy as one sector of the economy that can lead our country out of this crisis. Hawaii is in a perfect position to take advantage of this new direction in federal policy. This measure would help many more Hawaii homeowners and businesses take advantage of the federal incentives for solar and in the process increase our state's energy security and reduce our carbon emissions. This change in law will drive growth in exactly the kind of jobs Hawaii needs and stimulate our state's economy, in part by making renewable energy projects viable for state buildings, such as public schools. I urge you to join me in supporting SB 464 CD2."

The motion was put by the Chair and carried, S.B. No. 464, S.D. 2, H.D. 2, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1461, S.D. 2, H.D. 1, C.D. 2:

Senator Baker moved that S.B. No. 1461, S.D. 2, H.D. 1, C.D. 2 pass Final Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and stated:

“What this bill does is to require filers to file earlier, and for businesses this will be yet another hardship. What we should be doing is making sure that the returns are filed adequately, that money is paid, but by moving this up, it is a hardship. Thank you.”

The motion was put by the Chair and carried, S.B. No. 1461, S.D. 2, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Bunda).

H.B. No. 1016, H.D. 2, S.D. 1, C.D. 2:

Senator Takamine moved that H.B. No. 1016, H.D. 2, S.D. 1, C.D. 2 pass Final Reading, seconded by Senator Kim.

Senator Slom rose in support of the measure with reservations and stated:

“Of course we have this bill every year, and the amount of money that the State (read: taxpayers) has to pay continues to grow by the time we get to the final version of it. But I notice in looking at some of the individual claims against the State, I’m afraid the State is too willing to settle rather than to take these to court; and I notice that there are a number of claims by prisoners, prisoners suing the State. Now maybe some of these are justified, but maybe many are not. The practice of using taxpayer money to further reward the prisoners, as my colleague said, the ‘criminal lobby’ here has been extremely successful in doing this. So, I understand some of the payments that have to be made, but I’d like to see a much more aggressive attorney general. Thank you.”

The motion was put by the Chair and carried, H.B. No. 1016, H.D. 2, S.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Ayes with Reservations, 1 (Slom). Noes, none. Excused, 2 (Bunda, Tsutsui).

S.B. No. 387, S.D. 1, H.D. 1, C.D. 2:

Senator Baker moved that S.B. No. 387, S.D. 1, H.D. 1, C.D. 2 pass Final Reading, seconded by Senator Ige.

Senator Kim requested comments in support of the measure be entered into the Journal.

The Chair having so ordered, Senator Kim’s remarks read as follows:

“Madam President, I rise in support of S.B. No. 387, C.D. 1.

“This bill requires the governor or the director of finance to report to the legislature the reason for and impact of any restrictions on a particular program. This provides transparency and helps the public to understand why appropriations authorized by the Legislature are being restricted.

“Also included in this bill are the contents of H.B. No. 1260, executive branch reorganization.

“During these tough economic times, your conference committee has not only focused on cutting dollars and cents from the budget but also ways to streamline government and the way we deliver services.

“The House and Senate carefully scrutinized the reorganizational proposals by both houses. We agreed that these transfers should assist the Department of business, economic development, to focus on its core functions and become more efficient.

“The bill:

1. Transfers the Small Business Regulatory Review Board to CCA
2. Transfers NELHA to DAGS
3. Establishes the special advisor for Tourism in the Gov. Office
4. Transfers the Arts and Culture Dev. Branch from DBEDT to DAGS-State Foundation on Culture and the Arts
5. Transfers the Film Industry Branch to HTA

“We found that these programs would be better suited in other departments and saw opportunities where under new guidance, they could be more efficient and effective.

“For example, the **Film Branch** provides an excellent opportunity to showcase Hawaii’s beauty and attract more tourists.

“In 2007 alone, Hawaii’s direct expenditures for film production totaled \$229 million with \$22 million in tax revenue and created thousands of local jobs. It is estimated that close to 79% of those employed on the sets were Hawaii residents. States are vigorously competing to attract these productions. 21 other states have their film office part of their Tourism office.

“It is critical for the state to provide marketing resources to the film branch so that they are able to effectively compete for these productions. Attaching the film office to HTA will create new synergy and efficiencies for both entities. Movies, TV series, commercials, game shows and documentaries all promote Hawaii. The Tourism program’s existing relationships, global marketing partners and marketing experience provide an excellent opportunity to leverage those resources to ensure that the film branch is an economic driver for the State. And provide the Film office endless support and opportunities to become even more competitive.”

The motion was put by the Chair and carried, S.B. No. 387, S.D. 1, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE STATE BUDGET,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Bunda, Tsutsui).

H.B. No. 754, H.D. 1, S.D. 1, C.D. 2:

On motion by Senator Nishihara, seconded by Senator Kim and carried, H.B. No. 754, H.D. 1, S.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY,” passed Final Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Hemmings, Slom). Excused, 2 (Bunda, Tsutsui).

At this time the Chair made the following announcement:

“Members, we are returning to page 14; this is just for a point of clarification. This is regarding Conf. Com. Rep. No. 33/H.B. No. 1776, C.D. 1. So that the record is clear, I am going to ask the Clerk to restate the vote and I will then add that the bill passed Final Reading.”

The Clerk stated:

“22 Ayes, 1 No.”

The Chair then said:

"H.B. No. 1776, C.D. 1 passes Final Reading. That was just for clarification."

At 2:15 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:22 p.m.

#### RECALL OF HOUSE BILL 444, H.D. 1

In accordance with Article III, Section 12, of the Hawai'i State Constitution, and pursuant to Senate Rule 52, Senator Ihara moved to recall H.B. No. 444, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL UNIONS," from the Committee on Judiciary and Government Operations, seconded by Senator Kidani.

The Chair then made the following announcement:

"The Chair will provide for limited debate as to the advisability of the motion to recall, but the merits of H.B. No. 444, H.D. 1, are not open to debate at this time."

Senator Ihara rose in support of the motion and stated:

"The purpose of this recall motion is to allow the Senate to vote on the civil unions bill, which seeks to end discrimination against a minority group in our community. If this motion is successful, H.B. No. 444 would be immediately brought to the Senate floor for second reading, and tomorrow the bill would receive full debate and a final reading.

"Madam President, today a minority of Senators will be invoking Article III, Section 10 of our State Constitution. This constitutional provision gives nine Senators the power to require a vote on a bill that is held up in a legislative committee. I must disagree respectfully with a claim that this motion would harm the integrity of the legislative process. This recall motion is authorized by our State Constitution, which everyone knows is a higher authority than Senate rules.

"I believe this motion to recall H.B. No. 444 should be viewed as a friendly motion to Senators who want to end discrimination against the gay community because the motion would help accomplish this objective. In fact, if the recall motion fails today, discrimination will continue for the foreseeable future, probably past the next election, and H.B. No. 444 will have its final defeat this session. The intent of this motion is to pass the bill this session, not next session. Let today be the day we free H.B. No. 444 for a full Senate vote. Let today be the day we remove the shackles that have prevented many Senators from taking our place in history in ending discrimination. Today is the day to stand up for the basic human right of every person to enjoy a family relationship without discrimination. Thank you, Madam President; and I'd like to request a Roll Call vote."

Senator Slom rose in opposition to the motion and stated:

"You know, we talk about discrimination; we use that word loosely. We have many statutes in the State of Hawai'i. We have been a leader in ending discrimination. But until now, discrimination has always been viewed as something like race, color, creed; something that a person has no opportunity to change or no opportunity to..."

Senator Baker rose on a point of order and said:

"I believe the discussion is supposed to be on the motion and not on the substance of the measure."

The Chair then said:

"Senator Slom, Senator Baker is correct. You must keep your debate to the advisability of the motion to recall."

Senator Slom continued:

"Certainly, Madam President, and let me keep the debate to recall. You know, we had an 18 hour hearing on this bill, the longest continuous hearing in the Senate's history since statehood. Eighteen hours; started at 9 a.m. one day, and ended 3 o'clock the next day. We had over 500 people that testified, we had over 1,500 points of view, and everyone had an opportunity. And at the end of that, we had six members of the committee who, really unusually, we all stayed the entire time. We discussed it. We voted on it. The result was a tie vote, 3 to 3. The measure failed. We have had tie votes before on the floor and in committees. As was erroneously pointed out the last time we discussed this, we were the only committee that had an even number of members on that committee. As I pointed out to correct that mistake, there are 5 committees out of 14. So therefore, when we had a vote—and we did—when we went through the entire process—and we did—the vote was not to advance the bill. The bill is not being held up in committee. The bill was not being held hostage or anything like that. We had a vote. That was the vote. The bill failed. But a number of people were not satisfied with that result, and there's been great deal of political pressure, from both inside the state and certainly outside the state, with money and resources as well. And then on this Senate floor, we took a vote to yank that bill out of the committee, and that vote failed. Now we're back for the third bite of this apple, and we were supposed to be adjourned today. Other than for the fact that the Legislature decided to extend the session so that they could override the Governor's vetoes tomorrow, we would have been gone. We would have all held hands, and sang 'Aloha 'Oe', and had all that love and kindness that we're all noted for, but we didn't. And we were told at the very beginning today was going to be a historic day. And why was it historic? Because the political machinations and the very careful orchestration of yanking this bill and not being satisfied with the results were already in place. Everybody had their speeches made. Everybody knew how they were going to vote, which is fine. The problem is when do you come to the end of the line? When do you accept a vote as being final?"

"Now, I mentioned at the last go-around that I had supported yanking bills two times from committees in the past over the past 10 years, but the difference was and the reason for that was the chairs of those committees, despite tremendous public support, both pro and con, refused to have a hearing on those bills. This is entirely different. We had a hearing. The Chairman of the Judiciary Committee bent over backwards, and then backwards again, and moreover backwards to make sure that everyone was heard. But in the end, there was a decision, and the decision was the bill is dead. And then on the second time around, the bill is still dead. And yet, here we are again trying to resurrect this. I've got to tell you, since the Majority runs everything around here, I have all of the trees that have been killed in my office with the e-mails on H.B. No. 444; there are well over 2,000. They run 70 percent opposed and 30 percent in favor, which was just about what the amount was when we took the only referendum on this issue 10 years ago; and yet we're trying to undo that. We're disrespecting the majority of people here. I certainly believe in protecting the minority. Of course it doesn't happen on the Senate floor here as my colleague and I know; that's why we're usually standing up for one vote or two votes. But I think that at some point after you have had the discussion, after you had the vote—and a tie vote is a vote—then you let it go. Come back next year or come back whenever you want to. No one is being discriminated against, but a lot of people are not getting the kind of financial additional benefits and tax perks that they want. And after all, when all is said and done, that's what this is about. It's not about equal rights. It's not about discrimination. It's about more money and getting benefits that

somebody else has. So, I urge a 'no' vote on this, Madam President."

Senator Sakamoto rose in opposition to the motion and stated:

"My frustration lies in action or inaction after the last attempt to pull the measure, I sincerely believed that efforts would continue to improve the measure. The bills we voted on today—C.D. 1, C.D. 1, C.D. 1—that means people conferenced on it, there were differences in opinion, and bills were amended. The frustration I personally have is, I believe the people observing us, as well as many of us here; wanted a measure to be improved earlier on. At that point in time people were saying, 'You can't change the bill. You can't change the bill.' So it's very frustrating at this later date. In my mind, I believe the integrity of our colleagues here was 'let's try and improve the bill, and work on it to make improvements.' So for those reasons, I object to this motion at this time."

Senator Hemmings rose in opposition to the motion and stated:

"This motion violates the procedures that had been fair and just through my tenure here at the State Senate. Why should one special interest group be accorded special treatment at the expense of all the others who came and labored through this process, some winning and some losing, but nevertheless lived by the process? We've heard a lot about the word 'rights' and I would say the rights of those who play by the rules and have lived with the dictates of this process, their rights would be violated. And what do we do? Do we open up this process? As the good Senator from Hawai'i Kai said, every time some special interest group feels it's justified bringing the issue up two, three, four times? This is a bad precedent. This motion must be defeated. This legislation was aired fairly and justly by the committee; a decision was made and so be it. Let's respect the rights of all involved in this process. I urge my colleagues to vote 'no' on this motion."

Senator Hooser rose in support of the motion and stated:

"I'll keep my remarks brief, and I'll keep my remarks focused on the motion. You know, I think for the record this violates no procedure whatsoever. It's a constitutionally-permitted measure that we're discussing here. The Constitution specifically calls for and allows for this, and so we violate no rule, no measure, no procedure. There's lots of arguments to weigh. Earlier speakers had mentioned: How many times are we going to come back and ask for this? And I would suggest: Until there is justice and equal rights, we should come back as often as we need to. Thank you."

Senator Galuteria rose in support of the motion with reservations and stated:

"I wish to speak to nothing more than the procedure itself, the motion to recall H.B. No. 444. If the infamous pull prevails, I will share my thoughts about H.B. No. 444, but no sooner than that.

"What's important here is that the matter at hand is purely a constitutional issue and option. Obviously those who came before us, colleagues, in their wisdom saw a need to allow for such an option to be available to us. The procedural rule predates us all; it was written into our original State Constitution in 1959, and when our Constitution was amended by convention two subsequent times—first in '68 and '78—it remained intact. Indeed I voted against pulling the bill out of committee earlier in the session, but I've changed my mind. I've changed it because now I better understand our internal process as a body, and I'm very mindful and appreciative of our Committee on Judiciary and Government Operations. Their 18-hour marathon hearing, as the good Senator from the east side

reminded us, is indeed a testament to our dedication to the democratic principles. I am also heartened by the congeniality that we share as senators and very respectful of our leadership and all of our committee chairs. But at the end of the day, we're elected to uphold the Constitution and exercise our different rights within, and therefore this constitutional procedure affords us the opportunity up, down, or even if we amend it through debate to address this subject matter on the Senate floor. And so with that, I support 'with reservations'."

The motion to recall H.B. No. 444, H.D. 1 from the Committee on Judiciary and Government Operations was put by the Chair and, Roll Call vote having been requested, carried on the following showing of Ayes and Noes:

Ayes, 10. Ayes with Reservations, 2 (Galuteria, Nishihara). Noes, 15 (Bunda, Espero, Gabbard, Green, Hanabusa, Hee, Hemmings, Kim, Kokubun, Sakamoto, Slom, Takamine, Taniguchi, Tokuda, Tsutsui)

The President then made the following observation:

"The motion is carried, H.B. No. 444, H.D. 1, is recalled and is accordingly in the possession of this body."

Senator Ihara moved that H.B. No. 444, H.D. 1, pass Second Reading, seconded by Senator Kidani.

Senator Tsutsui rose and said:

"Madam President, I wish to offer a floor amendment to H.B. No. 444, H.D. 1."

At 4:40 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 4:52 p.m.

The Chair then made the following announcement:

"Members, I've been asked to explain the requirement of the recall, and we apologize to the people in the gallery. All that was needed to pass the recall was 9 votes. So there were 10 votes, and that is why we are now in the process of the floor amendment."

Senator Tsutsui then offered the following amendment (Floor Amendment No. 20) to H.B. No. 444, H.D. 1:

**SECTION 1: House Bill No. 444, H.D. 1 is amended by adding a purpose section to be designated as Section 1 and to read as follows:**

"SECTION 1. The intent of this measure is to recognize civil unions in Hawaii. By establishing the status of civil unions in our State, it is not the legislature's intent to revise the definition or eligibility requirements of marriage under chapter 572, Hawaii Revised Statutes."

**SECTION 2. House Bill No. 444, H.D. 1 is amended by amending Section 1 of the measure to read as follows:**

"SECTION 2. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**"CHAPTER  
CIVIL UNION**

§ -1 **Definitions.** As used in this chapter, unless the context otherwise requires:

"Agent" means the person or persons appointed as agents by the department of health pursuant to section 572-5.

"Civil union" means a union between two individuals established pursuant to this chapter.

"Partner" means an individual who is a party to a civil union established pursuant to this chapter.

§ -2 **Eligibility to enter into a civil union.** A person shall be eligible to enter into a civil union only if the person is:

- (1) Not a partner in another civil union, a spouse in a marriage, or a party to a reciprocal beneficiary relationship pursuant to chapter 572C;
- (2) At least eighteen years of age; and
- (3) Not related to the other proposed partner in the civil union, as provided in section -3.

§ -3 **Civil unions void; when.** A civil union shall be void between the following persons: parent and child, grandparent and grandchild, two siblings, aunt and nephew, aunt and niece, uncle and nephew, uncle and niece; persons who stand in relation to each other of ancestor and descendant of any degree whatsoever.

§ -4 **Solemnization; license to perform; refusal to join persons in a civil union.** (a) A civil union shall become valid only upon completion of a solemnization by a person licensed in accordance with this section.

(b) Any judge or retired judge, including a federal judge or judge of another state who may legally join persons in chapter 572 or a civil union, may solemnize a civil union. Any ordained or licensed member of the clergy may solemnize a civil union. Solemnization may be entirely secular or may be performed according to the forms and usages of any religious denomination in this state. Nothing in this section shall be construed to require any person authorized to perform solemnizations of marriages or civil unions to perform a solemnization of a civil union, and no such authorized person who fails or refuses for any reason to join persons in a civil union shall be subject to any fine or other penalty for such failure or refusal.

(c) Nothing in this section shall be construed to require any person authorized to perform solemnizations of chapter 572 or civil unions to perform a solemnization of a civil union, and no such authorized person who fails or refuses for any reason to join persons in a civil union shall be subject to any fine or other penalty for such failure or refusal.

(d) No agent may solemnize a civil union; nor may any assistant or deputy of the agent solemnize a civil union.

(e) No person shall perform solemnization of a civil union without first having obtained a license from the department of health. The department of health shall issue licenses to solemnize civil unions in the same manner as it issues licenses pursuant to chapter 572. The department of health may revoke or suspend a license to solemnize civil unions. Any penalties or fines that may be levied or assessed by the department of health for violation of chapter 572 shall apply equally to a person licensed to solemnize civil unions.

§ -5 **Applicants for civil union; license required; limitations.** (a) No persons may be joined in a civil union in this State unless both partners have:

- (1) Met the requirements of section -2;
- (2) Complied with sections -6 and, if applicable, section -7; and
- (3) Been issued a license by the agent in the judicial circuit in which a civil union is to be solemnized or in which either person resides, which license shall bear the certification of the agent that the persons named therein have met the requirements of section -2 and have complied with sections -6 and, if applicable, section -7.

(b) The license, when certified by the agent, is sufficient authority for any person authorized to perform a civil union solemnization in this State to join the persons in a civil union; provided that the solemnization is performed not more than thirty days after the date of issuance. The license shall become void thirty days after issuance.

§ -6 **Application for license for persons who wish to enter into a civil union; fee.** (a) No license for a civil union may be issued by the agent until both applicants have appeared before the agent and applied for a license. The application for the license shall be completed in its entirety, dated, signed, and sworn to by each applicant and shall state each applicant's full

name, date of birth, birthplace, residence, social security number, whether single, widowed, or divorced, and whether the applicant is under the supervision or control of a conservator or guardian. If the application is signed and sworn to by the applicants on different dates, the earlier date shall be deemed the date of application. The agent shall issue a copy of this chapter to any person applying for a license.

(b) The fee for a license to enter into a civil union shall be an amount equal to the amount prescribed in section 572-5, and all amounts collected by the agent as application fees under this chapter shall be retained or remitted and apportioned in the same manner as prescribed in section 572-5.

§ -7 **Persons under control of conservator or guardian.** (a) No civil union license may be issued to any applicant under the supervision or control of a conservator or guardian, appointed in accordance with chapter 560, unless the written consent of the conservator or guardian, signed and notarized, is filed with the agent.

(b) Any person who enters into a civil union without the consent provided for in subsection (a) shall acquire no rights, by that civil union, in the property of any person who was under the control or supervision of a conservator or guardian at the time the civil union was entered into.

§ -8 **Record of solemnization; reported by whom; affidavit; evidentiary weight of certificate or affidavit.** (a) Each person who solemnizes a civil union shall certify upon the civil union license certificate the fact, time, and place of the solemnization of the civil union and return the license to the agent within three business days following the solemnization of the civil union, or as may otherwise be prescribed by the department of health.

(b) If any person who has solemnized a civil union fails to return the certificate to the agent as required under subsection (a), the partners joined in a civil union may provide the agent with a notarized affidavit attesting to the fact that they were joined in a civil union and stating the date and place of the solemnization of the civil union. Upon the recording of that affidavit by the agent, the civil union of the partners shall be deemed to be valid as of the date of the solemnization of the civil union stated in the affidavit.

(c) The certificate required by subsection (a) or an affidavit recorded pursuant to subsection (b) shall be prima facie evidence of the facts stated therein.

§ -9 **Benefits, protections, and responsibilities.** Partners to a civil union lawfully entered into pursuant to this chapter shall have all the same rights, benefits, protections, and responsibilities under law, whether derived from statutes, administrative rules, court decisions, the common law, or any other source of civil law, as are granted to those who contract, obtain a license, and are solemnized pursuant to chapter 572.

§ -10 **Civil unions performed in other jurisdictions.** All unions between two individuals not recognized under section 572-3 shall be recognized as civil unions provided that the relationship meets the eligibility requirements of this chapter.”

**SECTION 3: House Bill No. 444, H.D. 1 is amended by renumbering Section 2 of the measure as Section 3.**

**SECTION 4: House Bill No. 444, H.D. 1 is amended by inserting a new section to read as follows:**

“SECTION 4. A party to a civil union shall be included in any definition or use of the terms “spouse”, “family”, “immediate family”, “dependent”, “next of kin” and other terms that denote the spousal relationship, as those terms are used throughout the law.”

**SECTION 5: House Bill No. 444, H.D. 1 is amended by renumbering Sections 4, 5, and 6 of the measure as Sections 5, 6, and 7 respectively.**

Senator Tsutsui moved that Floor Amendment No. 20 be adopted, seconded by Senator Tokuda.

Senator Tsutsui rose to speak in support of the amendment as follows:

“Madam President, this amendment clarifies that it is not the intent of the Legislature to revise the definition or eligibility requirements of marriage pursuant to chapter 572, HRS. The statement of the Legislature’s intent is meant to avoid the situation which arose in Connecticut, where a statute was enacted creating civil unions that equated the rights provided to civil unions to those provided to married persons. The Connecticut civil unions statute was effectively converted by that state court, the Connecticut Supreme Court, to require the allowance of same-sex marriage. Madam President, this amendment also makes civil unions available to all persons by removing the limitation that civil unions be limited to persons of the same-sex. In addition, Madam President, this amendment also makes civil unions available to persons who are otherwise eligible to be married or enter into a reciprocal beneficiary relationship.”

Senator Tokuda rose in support of the amendment and stated:

“The amendment that is put forward before you today was put together by advocates of the measure seeking to address the concerns raised during our extensive hearing process. As was mentioned by the previous speaker, it clarifies the legislative intent that we are not seeking to redefine marriage pursuant to chapter 572. It also expands civil unions to include relationships beyond same-sex couples. By amending this bill, the Senate would be making a commitment to keeping the discussion alive while allowing for the time needed for a full and open consideration of the issue during the interim. The Chair of the Judiciary Committee has indicated his strong willingness and preference to convene a working group of representatives from both sides of the debate prior to the start of the next session to review the proposed amendments and to consider alternatives or additional amendments.

“Colleagues, I would ask that calmer heads prevail as we move toward these final hours of the legislative session. While high emotions and looming deadlines may make you feel that voting on this version of H.B. No. 444 is the only option, I ask that you consider the big picture and all of the options available to us. Let’s keep our focus on what will get us to the end goal we would all like to see: equal rights for all. Thank you, Madam President.”

Senator Hooser rose in opposition to the amendment and stated:

“You know, I don’t have a perfect crystal ball. None of us do. But looking at the legislative history of these types of amendments or these types of measures, looking at the nature of it, in my opinion, passage of this amendment effectively kills the underlying substance of the measure certainly for this session, would defer it to next legislative session and put it back in the hands of the House, possibly a conference committee. And again, I think if you look at history, the likelihood of this measure dying somewhere along the process is very, very high. I think the underlying measure, H.B. No. 444, H.D. 1, is a good one. I think it was well-written. It presents the rights that are necessary to be presented to bring equality to all people. The argument about the Connecticut ruling, the court ruling, has been addressed on numerous occasions by numerous attorneys, including a former Supreme Court justice. Many other attorneys have said that this ruling does not apply because of Hawai’i’s Constitution. And for those reasons, primarily because I do not want to see this measure die, I’d like to see it pass in the version that it is in now, and I’d like to see it passed right away. Thank you, Madam President.”

Senator Taniguchi rose in support of the amendment and stated:

“Madam President, I would like to ask members to support the amendment because I believe it makes it a better bill. It also addresses some of the concerns with H.D. 1. Members, I guess there’s been some discussion about convening something over the interim, and I’d be very happy to participate in that or possibly delegate it to other members, but we will try to encourage those discussions during the interim, and I encourage all the members to vote for this amendment.”

Senator Baker rose in opposition to the amendment and stated:

“I firmly believe that the time to pass this measure unamended is now because in my view, like justice, equality delayed is equality denied. There were so many instances during the hearing and at other times that make it crystal clear that equality under the law is something that most of us believe in and believe in very strongly. You know, we always have a Hawaiian word of the day when we close our session. Well, I think the Hawaiian word for the day should be ‘kaulike’—equality. While kaulike is a uniquely Hawaiian word in its shades of meaning, it’s also a universal expression that is embodied in basic, human civil rights. Being treated equally is the basic founding principle of the civil rights movement, both in America and across the globe, historically and now. The social philosophic notion of some more equal than others was discarded in favor of uniformity and opportunity in action enforced by law. That’s really what is at stake here. And if we adopt this amendment, with all due respect to some of my colleagues who sincerely believe that this amendment would not kill this bill, I submit that we will have killed this measure for this year and I firmly believe for next year because historically, we don’t go back and pull items from a previous session that have moved up to a point but not gone further. We typically start the whole process over again. I think it’s time for us to stand up for people who have been discriminated against far too long and the time, I believe, for kaulike is now.”

Senator Ihara rose in opposition to the amendment and stated:

“Madam President, I had requested time to review the bill. There has been no hearing on this bill. I have not received any comments and testimony on it. In fact, there is a letter signed by 15 University of Hawai’i law professors that says that there is no need to amend this bill because the Connecticut Kerrigan decision is not relevant at all to H.B. No. 444. In fact, one of the state’s leading constitutional attorneys, in his analysis says about the concern raised about the Connecticut Supreme Court opinion, his conclusion is: ‘it would therefore be impossible for an appellate court in Hawai’i to reach results similar to that reached in Connecticut.’ So I had thought that was completely off the table. I know of no constitutional scholar that has supported the notion that this bill is constitutionally defective. In fact, all of the opinion from all of the attorneys and constitutional scholars is that there is no constitutional impediment to this bill whatsoever.

“This amendment also can be viewed as a way to kill the bill for this session. In fact, that’s the effect. If you vote for the amendment, you are saying that discrimination will continue for another day, perhaps years, and that equality will be deferred, I believe, for years. So, I want to be clear that those who support equal rights, civil rights, those who want to end discrimination, this is your chance by voting against the amendment and for H.B. No. 444, H.D. 1. Thank you.”

Senator Hemmings rose and said:

“This is a most paradoxical...”

The Chair interjected:



“Senator Hemmings, for what purpose do you rise?”

Senator Hemmings then responded:

“I am voting in favor of the amendment in which could be termed one of the most paradoxical votes we’ve taken. I’d like to reflect on some things that have been said about equality and rights because I believe those words have become some of the most abused words in contemporary politics. In reality, true rights are endowed by our creator and clearly enunciated in our Bill of Rights. It is indeed unfortunate many proponents of the original bill, H.B. No. 444, do not respect that simple truth. The exploitation of the term has become rampant. In a free society, we all should be worried of any group that attaches itself to the struggles of the African Americans or to the equality of women for the convenience of their narrowly-focused agenda. The last I checked, same-sex marriage and civil unions was not in the Constitution or the Bill of Rights. Marriage, civil unions, is a licensed privilege granted by the people through the legislative process; and I might add, not through an errant, activist Supreme Court. Calling H.B. No. 444 a right is an insult. Our nation’s social fabric has been weaved in many ways: through the traditions of the family; through individuals’ personal moralities; in many ways in our churches, in our synagogues and places of worship; and in the documents that constitute the very foundation of America. If we allowed the measure 444 to advance, we would be negating the true rights of all Americans for the convenience of political correctness and the interests of a very small group of special interests.

“This bill can be debated again next session, but I recall correctly next session’s an election year. So paradoxically, I’m voting in favor of this amendment because it will do the right thing for the people of Hawai‘i. Thank you, Madam President.”

Senator Hooser rose and said:

“Madam President, may I ask the Minority Leader a question to clarify his position?”

The Chair then said:

“If the Minority Leader wishes to respond to you—Senator Hemmings?”

Senator Hemmings responded:

“He can certainly ask, and I’ll respond if I wish.”

The Chair instructed Senator Hooser to proceed.

Senator Hooser continued:

“I was a little confused by your remarks in support. So my question is: Are you voting in support of the amendment because you support equal rights and the passage of civil union legislation as is being proposed, or are you voting in support so the bill is likely to die?”

Senator Hemmings responded:

“I thought I enunciated my position regarding this alleged right very clearly, but let me be more succinct for your purposes, good Senator from Kaua‘i. I’m voting in favor of this amendment because it will kill the bill for this session.”

Senator Espero rose in support of the amendment with reservations and stated:

“Colleagues, you’re aware that I, with a couple other senators, worked on a compromise bill. I have a copy of it right here—311 pages. And I believe this was a strong compromise because when I shared it with both the opponents and proponents, both sides did not like it. With that said, I will support this measure so that we may continue the dialogue, and I certainly hope and pray that we do have the courage and the political will to act on this next session.

“This has been a very divisive issue, and the issue of equality is complex. In the United States today, in the state of California—the university system, the legal system—they are looking now at rules and laws that may limit the number of Asian Americans who are attending the universities. People are saying this is an issue of equality. In the east coast, there is a case regarding a local fire department where an individual is challenging some hiring policies and practices because he has not been chosen and he feels he should have been moved up, whereas others who may be less qualified have replaced him. It is an issue, he thinks, of equality, of his rights.

“It’s not that simple and easy, and I truly hope that we can work with these opponents and the proponents in the spirit of *aloha*. I say that again so that we may come up with a piece of legislation that we are proud of and that we believe is fair and just for all of us. Colleagues, I believe we are doing the right thing, and I certainly hope you will pass this motion to amend. Thank you.”

Senator Tokuda rose and said:

“Despite what previous speakers have said, the goal of this floor amendment, as well as the goal of the bill in its present form, are not mutually exclusive. You can support this floor amendment and support equality and civil rights. It was also mentioned by one of the speakers that he did not have enough time to review this measure. The bottom line is that had this pull motion not been acted upon prematurely, there would have been more than enough time for us to convene a working group to deliberate this issue over the interim. Another speaker also stated that we have never taken up bills again during the second year of the biennium, or that it is not typical for us to actually take a bill up where it started on the second year. If that is the case, it is also not customary or traditional for us to pull bills out of committee where a full-fledged discussion and vote has actually taken place, and where no amendments were actually even considered or deliberated in conference. So, I would argue again that this floor amendment will help us advance the end goal that we all seek, which is equal rights to all, and I thank you for allowing me to clarify those statements.”

Senator Gabbard rose in support of the amendment with reservations and stated:

“Madam President, colleagues, I had the—I don’t know if ‘honor’ is quite the word—to sit through 18 hours of testimony with our fearless leader, the Chair of the Judiciary and Government Operations Committee. And during that time, you know, after the hearing at 3 o’clock in the morning, it was interesting because as we listened to both sides going back and forth, that one of the comments that struck me was that people were actually very appreciative that the six of us sat there through that whole process to hear them. This is participatory democracy in action. And there was actually one lady that I was talking to who was actually crying about it; she’d sat through hours and hours and hours and she couldn’t believe that we’d actually sat there through the whole process.

“Madam President, colleagues, couple other points. One is that those who oppose H.B. No. 444, from day one what I’d been hearing is that they’ve always been willing to sit down and to discuss maybe some middle ground on this thing. And I really think that we have not done enough. We need to sit back and go back to the table and see if there is some middle ground on this, and so that’s why I will be supporting this amendment with reservations. *Mahalo*.”

Senator Slom rose in support to the amendment and stated:

“It was difficult looking at this amendment and supporting it since I did not support H.B. No. 444, and do not. But it’s interesting even more so to me that the strongest proponents of

444 legislation took this amendment and want to vote against the amendment, and it's basically their language. It's their language; it's what they wanted. What I want is to have further discussion next year. We saw that the House rammed this legislation through. Most people didn't even know it was on the radar, or below the radar, and all of a sudden it was in the Senate. And the idea was pass it; don't make changes. And as the good Senator from Ewa Beach said, he had offered an amendment. There was another amendment offered previously, but they weren't considered.

"I do have to tell you that I do take umbrage with proponents of this legislation that attack the rest of us and say that we are not supporting equal rights or that we are not opposed to discrimination. There's no one in this room that that description fits, and I think it's a very unfortunate way of trying to get your way on a piece of legislation. Do we look at things differently? You bet we do. That's why we have differences. That's why we have bills that go through modifications in the House and the Senate and wind up in conference committee, but this bill did not. So now to bring this to final resolution tonight, we have a resolution and an amendment that, as I say, is the actual words of the supporters, and they're telling you to vote 'no'. I'll be voting 'yes'. Thank you."

Senator Ihara rose in rebuttal and stated:

"First I might mention in response to the Senator from Hawai'i Kai that the proponents would rather have this bill than the bill that they were required to put forward in this floor amendment because they were told that the bill that they originally wanted would not pass. Secondly, I might point out that what we're doing today, if this floor amendment passes, actually we're already making history by the very fact of proposing this floor amendment on second reading. The Senate, in all the years I've been in office, has never amended a bill on second reading. Bills are amended on third reading, and that leads me to the difficulty I have in reconciling two notions: the notion that proponents of the floor amendment are for civil unions, and the other notion that this floor amendment will kill the bill for the session. Please, please don't let this civil rights bill die this year. Thank you."

Senator Slom rose to request a Roll Call vote and the Chair so ordered.

Senator Galuteria rose in support of the amendment and stated:

"This is the exact reason why I wanted to join the nine other senators to bring the debate to the floor because what this has done is not only articulated positions, but it's made for absolutely strange bedfellows, no pun intended. I just want to hold our dear friends from the east side and the windward side to their word and remind them that they're going to be voting on something that says, and I quote, 'the intent of this measure is to recognize civil unions in Hawai'i.' Whether their intent is to kill this bill or not, they're on record. Number two: 'by establishing the status of civil unions in our state, it is not the legislature's intent to revise the definition or eligibility requirements of marriage under chapter 572.' We're not trying to change that definition at all. We're just trying to create a situation where people will have the rights to enjoy the same quality of life that we all do. So I thank you, and to clarify, I do stand in support of the floor amendment. Thank you very much."

Senator Chun Oakland rose in support of the amendment and stated:

"I thank the proponents of the bill and Senate President for working on this language before us in the floor amendment. I am putting my faith and trust in my colleagues and the proponents of this measure and others to come up with

something that will achieve equity and fair treatment. I believe we do care about each other, and I am putting my faith in my colleagues to have something come out next year, including the Chair of Judiciary. I know you folks have been very strong advocates for equality, and I am willing to help in any way. Thank you."

The motion to adopt Floor Amendment No. 20 was put by the Chair and, Roll Call vote having been requested, carried on the following showing of Ayes and Noes:

Ayes, 16. Ayes with Reservations, 5 (Bunda, Espero, Gabbard, Kim, Sakamoto). Noes, 9 (Baker, English, Fukunaga, Green, Hee, Hooser, Ige, Ihara, Kidani).

At 5:20 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:30 p.m.

The President then made the following observation:

"Members, we are back to the main motion to pass H.B. No. 444, H.D. 1, as amended, on Second Reading."

Senator Ihara rose to request a Roll Call vote and the Chair so ordered.

The motion to pass H.B. No. 444, H.D. 1, as amended in S.D. 1, on Second Reading was put by the Chair and, Roll Call vote having been requested, carried on the following showing of Ayes and Noes:

Senator Baker voted "aye."

At 5:31 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 5:33 p.m.

The Chair said:

"Madam Clerk, I believe we were taking a Roll Call vote."

The Roll Call vote continued, and H.B. No. 444, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL UNIONS," passed Second Reading and 48 hours notice was given for Third Reading, on the following showing of Ayes and Noes:

Ayes, 20. Ayes with Reservations, 1 (Espero). Noes, 4 (Bunda, Gabbard, Hemmings, Sakamoto, Slom). Excused, 1 (Kim).

Senator Ihara rose on a point of information and said:

"In 48 hours we will not be in this building, so are you in effect announcing that there will be no Third Reading vote on this bill this year?"

The Chair responded:

"There will be no third reading vote on this bill this year. The third reading vote will continue into the 2010 legislative session."

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

"Madam President, would you please ask the Clerk to note in the Journal that had I been present on the floor when the fiscal consent calendar was adopted that I would have voted 'aye' on all those measures?"

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

"I would like to note for the record that had I been present for the vote on H.B. No. 200, C.D. 1, I would have voted 'aye', as well as the following bills on today's OD: H.B. No. 1057,

C.D. 1; H.B. No. 1071, C.D. 1; and S.B. No. 1673, C.D. 1.  
Thank you, Madam President.”

Senator Chun Oakland rose on a point of personal privilege and said:

“Similarly, on the fiscal consent calendar I would have voted ‘aye’ on all measures. Thank you.”

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

“Similarly, if I was present, on the fiscal consent calendar I would have voted ‘aye’ on all measures.”

**ADJOURNMENT**

At 5:38 p.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 10:00 a.m., Friday, May 8, 2009.

## SIXTY-SECOND DAY

**Friday, May 8, 2009**

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 10:14 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. Hakim Ouansafi, President of the Muslim Association of Hawai'i, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Sixty-First Day.

At 10:24 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:33 a.m.

**MESSAGES FROM THE GOVERNOR**

The following messages from the Governor (Gov. Msg. Nos. 672 to 678) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 672, informing the Senate that on May 7, 2009, the Governor signed into law Senate Bill No. 301, S.D. 2, H.D. 1 as Act 55, entitled: "RELATING TO THE HAWAII REGISTERED AGENTS ACT," was placed on file.

Gov. Msg. No. 673, informing the Senate that on May 7, 2009, the Governor signed into law House Bill No. 1175, H.D. 3, S.D. 2, C.D. 1 as Act 56, entitled: "RELATING TO TAXATION," was placed on file.

Gov. Msg. No. 674, dated May 7, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1111, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

May 7, 2009

**STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1111**

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1111, entitled 'A Bill for an Act Relating to Taxation.'

The purposes of this bill are to increase the transient accommodations tax from 7.25 percent to 8.25 percent for the period July 1, 2009 to July 30, 2010, and to further increase the tax to 9.25 percent from July 1, 2010 to June 30, 2015. The money from this tax increase would be deposited into the general fund.

This bill is objectionable because an increase in the Transient Accommodations Tax will prolong our state's ability to recover its economic vitality. It will raise the cost of visiting Hawaii, discourage both leisure and business travelers, and comes at a time when Hawaii's hospitality industry is experiencing its steepest decline in 22 years.

Hawaii's economy cannot recover from the current economic recession without a recovery in tourism. Almost three-quarters of private sector employment in the State is linked, either directly or indirectly, to tourism. The 66.9 percent statewide

hotel occupancy rate recorded this March represents a 16.6 percent plunge from a year earlier. It is the 13<sup>th</sup> consecutive monthly decline in an industry that employs over 100,000 residents of our state. These occupancy rates were only achieved after hotels and rental units slashed daily room rates more than 12 percent. Despite the efforts to keep hotel rooms occupied, the visitor industry has lost 6,200 jobs in the past 12 months. As our hospitality industry fights to keep workers employed, we should not make their job harder by raising the taxes they must pay to the State.

Some have argued that a Transient Accommodations Tax increase will not discourage visitors since a tax of 8.25 or 9.25 percent is still less than the double-digit room tax rates seen on the mainland. However, it must be noted that even as room rates continue to fall in Hawaii, the average room rate statewide is \$170 per night, whereas the average room rate nationwide is only \$100 per night. In real dollars, tourists have to pay more to come to Hawaii. According to the American Hotel and Lodging Foundation, Hawaii visitors pay an average of \$25.79 per night in lodging taxes versus the national average of \$12.69.

Passage of this bill has resulted in adverse coverage in the national press that has resulted in comments that Hawaii is trying to take our economic frustrations out on our visitors. As the *State of Aloha* that depends upon our hospitality for our economic well-being, this is the wrong message to be sending.

For the foregoing reasons, I am returning Senate Bill No. 1111 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii,"

was placed on file.

In accordance with Article III, Section 17 of the Hawai'i State Constitution, Senator Hooser moved that the Senate override the veto of S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1, as contained in Gov. Msg. No. 674, seconded by Senator Sakamoto.

Senator Slom rose to speak in opposition to the motion to override and stated:

"You know, it seems just incredible that we're talking about the economic difficulties in the state, and the number one economic engine in the state is our visitor industry; and we've watched by every indicator how that industry keeps slowing down. We have the Vice President of the United States telling people not to travel. We have more economic news of gloom with layoffs in the future; and yet, this body, this Legislature, wants to raise the hotel room tax, wants to further penalize those people that have a choice as to where they come. Some people have said that it's only the tourists and the tourists won't mind paying a couple of extra dollars per person per night, but that's not the point. They're already paying plenty when we look at Hawai'i compared to other destination areas—the cost of arriving here, the daily cost of maintaining a stay here. And those legislators that think that it's okay because we're just going to tax the tourists are absolutely wrong. We're taxing the employees of this industry because if this industry continues to sink, there will be more layoffs in this industry and that will have more negative impact across the state. Those of you that did not attend yesterday outside would've seen hundreds of employees from the visitor industry. You've all had visits from people in the industry begging you not to do this; that this is the wrong thing, the wrong time, the wrong measure. But today you want to show your political muscle. This is not the only

way that we could balance the budget. We're going to look at other tax measures as well. But no state, no nation has ever spent and taxed themselves into prosperity. And all this will do, if you override this veto, it will further delay the true economic recovery of this state, but it will have deleterious effects, not as much on the tourists as it will on our local people. *Aloha.*"

Senator Kim rose to speak in support of the motion to override and stated:

"Madam President, the Governor has stated in a recent speech on May 6 that if the TAT increase is allowed to stand, it will deter visitors from coming to Hawai'i. It will also decrease spending at our retail stores and restaurants, causing further job loss, because when visitors pay more in hotel taxes, they have less to spend on the rest of their vacation, including food, activities and gifts. If this is true, Madam President, then why did the hotels, along with the retail merchants and the HTA, just two weeks ago, voice support for an increase of the GET? The 1 percent GET increase would tax not only the visitor hotel accommodations, but their food, activities and gifts. If the hotels are concerned about the visitor having less to spend on the rest of their vacation, then their support of the GET increase contradicts their arguments.

"The 1 percent increase in the TAT is only \$1 on a \$100 room. Oh but wait a minute, how many \$100 hotel rooms are there really for our visitors? In fact, if you look at the statistics, of the 74,000 rooms that we have in the state of Hawai'i, over 50 percent range from \$250 on up to over \$500. The industry representatives say that the TAT shows up in the cost of the vacation package, thus making the package less competitive compared to other destinations. The fact is the cost of the hotel, besides the airfare, is the largest component of the vacation package cost. If an additional 1 percent or 2 percent on a \$200 room—that is \$2 to \$4—is going to deter the visitor, then why not cut the hotel room rate by a measly \$10? The harsh reality is that while the industry complains about the room tax, the hotel room rates continue to rise all the time. In fact, the reason Hawai'i often loses large conventions is because the hotels will not block the rooms or give reasonable room rates. While the government keeps the TAT down and low compared to many jurisdictions on the mainland, the hotels have no trouble raising their rates when the demands are high and dropping the rates minimally during bad times. Case in point: During the 9/11, statistics show that the room rates dropped by only an average of \$4. The Governor stated in her speech that for every 1 percent point increase in the hotel room tax, 3,200 jobs will be lost in Hawai'i. If this is true, then why is it that every time the hotels raise their rates by 10 percentage points, we haven't lost 32,000 hotel jobs? When the Legislature raised the TAT in 1998, from 6 percent to 7.25 percent, we did not see a loss of 4,000 jobs. Tourism boomed to over 7 million visitors, forcing HTA and the industry to consider programs to target less numbers and higher spending visitors. I challenge the Governor to show us when in the past that the 1 percent increase in TAT amounted to a loss of 3,200 jobs. These are irresponsible and inconsistent statements that cannot go unchallenged. I urge the members to override this veto. Thank you."

Senator Baker rose to speak in opposition to the motion to override and stated:

"This is a very uncomfortable position for me to take because it puts me at odds with my colleagues in the Majority in this chamber, and that's something that doesn't happen often. But I also represent one of the larger destination districts in the state, from Makena to Wailea to Lahaina, Ka'anapali and Kapalua. Many of my constituents either work in the hotel industry, work in visitor condominiums or B&Bs. We've already seen a layoff of many jobs, and I know more are coming because our occupancy is in decline. I had intended to bring a prop from a newspaper headline from the other day talking about how low

our occupancy is. These are different times. This is not 1997. This is not even 2002. It's a different time and requires different actions, and it will engender different outcomes. Because we have taken the tack of basically saying '*aloha*' to our tech industry with other measures that have been adopted, we are going to need to rely more and more on the visitor industry; and I believe that a different approach—a smaller increase in the TAT—would not have had the negative outcome that this one will. And so it is with regret that I will be voting 'no' and voting to sustain the Governor's veto."

Senator Slom rose in rebuttal and said:

"Of course I have no regret in voting 'no' on this, but I would just like to comment a little bit on some of the things that the good Senator from Kalihi had mentioned. First of all, the previous speaker did point out quite correctly that we're not comparing apples with apples when we talk about when we had boom times here. The hotels in fact have lowered their rates—are lowering their rates—are doing all kinds of things to stay competitive, but I think it's difficult when everybody says, 'Just cut your prices.' I heard somebody on the radio this morning say, 'Well, we'd be okay if all the stores just reduced all of their prices and everything.' And if you're talking about retail outlets, you're talking about groceries; particularly, you're talking about a 1 to 2 percent margin that they operate on. You can't cut your costs when the labor costs keep rising, when the taxes keep rising, when the employer mandates keep rising, when the costs of permitting and other government requirements keep rising, and that's where we are at this point.

"But I think the main thing is—and I do not wish to validate the decision that was made by some spokespeople from both retailing and visitor industry—they were given a stupid question: Which would you rather have, a bullet in the head or be beheaded? And so they said, 'Oh, well it's preferable to raise the general excise tax.' It was a stupid question, and they shouldn't have fallen for that. They should have said, 'No tax increase because it's going to hurt everybody.' But our first job in an industry is to protect the industry, protect the jobs, because if you continue to have a weakening economy and you continue to lose visitors, then as I said, the real recipients of this tax increase are going to be the employees and their families. And we talk in here all the time about rising welfare demands and all of that; you're going to see even more of that. We know that to be the case. We don't have to guess, just like we know that we're going to have a reduction on May 28 from the Council on Revenues. But having known this, you're still willing to go ahead and do this, and I think that's irresponsible. Thank you."

Senator Hemmings requested a Roll Call vote and the Chair so ordered.

Senator Hooser rose to speak in support of the motion to override and stated:

"I'd like to respond if I could to a couple of the comments made by those in opposition. To say that it's a stupid decision to choose one tax increase over another is a statement that... You know, I first of all don't like the word 'stupid.' I taught my children not to use that word, so I won't use it again to refer to the statement that was referred to as 'stupid'. So I won't use that word.

"You know, I think we're in a position here where we had to make tough choices. I mean, we're required by the Constitution to balance our budget and there is not enough money to go around. So, it is a choice of bad choices. Which of the bad choices do we need to choose? Do we need to raise one tax or raise another tax? Do we need to cut education more than mental health? Or do we cut homeless services more than libraries? Or do we cut environmental protection? Or do we

cut tax credits from the high tech industry more or less? So it is a choice the people have to make; and the visitor industry did express to us that they preferred a general excise tax increase, and I believe that that is a reasonable statement for them to make. I do not believe that it is an unreasonable statement, which I prefer to the word 'stupid'. I think reasonable and unreasonable is a better choice of words.

"You know, the research I've done and certainly living in District 7 and looking at why people visit our state, I believe the number one reason they visit our state is because it's a beautiful place to come to: because the people are warm and wonderful, because we have a tremendous and vital culture, and because of our natural environment. And I think if we want to keep that, we need to pay a price for it. It's not because whether it's \$1 or \$2 or \$3 or \$4 more than some other location. And we could have made the choice of keeping some of our parks closed, paying less for services that help the mentally ill, and the list goes on and on and on, but we didn't. We chose to cut everywhere and to raise taxes on a very limited basis and in a very limited number of situations. It's a hard choice, it's a difficult choice, but we had to make that choice.

"You know, one issue I have with this and the grand spectacle the Governor put on yesterday—bussing in the employees, bringing in the people from the tourism industry and having them chant, 'Veto, veto, veto,' and then going down vetoing—is that the Governor chooses to oppose taxes that she doesn't like, but yet during the same legislative session she proposes her own slate of taxes, her own set of fee increases. With her Recreational Renaissance program, she'd like to raise the fees to tourists and our parks; so instead of them paying \$1 or \$2 more for the hotel room, they would pay \$2 or \$5 more to go to Koke'e or other places like that. So she prefers those tax increases, but she doesn't prefer this tax increase. She prefers raising the highway taxes for a highway modernization fund, but wants to veto these. She wants to modernize and raise the harbor fees, but yet she doesn't like the taxes that we propose. But she's not holding press conferences on the taxes she proposes and has supported in the past.

"Balancing the budget is a difficult situation and it requires a little give from everyone, and I believe this budget does so and am encouraging everyone to vote in support of the override. Thank you."

Senator Hemmings rose to speak in opposition to the motion to override and stated:

"I am inspired by the previous speaker—good-looking guy. We do make tough choices; and in this process we usually make choices that curry favor with those who support us and which, for Sam and I, don't leave us many choices and special interest groups that participate here. And what we're doing today is we're making a choice as a state to make the tough choices to balance our budget. On one hand, the two of us on this side of the aisle would love to see us balance the budget through making tough choices on how we spend our money. On your side of the aisle, you seem to think that increasing taxes, fees, regulations, and all of that will bode our economy well and we'll all be happy a couple years from now. And we can debate statistics on all of these bills and, from your perspective, raising a tax a dollar or two here or there for staying in a hotel room is just a dollar or two increase. But when you look at the total revenue impact of all of these, you begin to see a different picture. You see that we're taking a \$100 million out of income tax that could be spent through increased jobs over the next two years. We're seeing that we're taking approximately \$90 million in hotel room tax out of the industry that could save jobs from people that are being laid off. So the one or two dollars, they do add up. How much payroll in hotel industry could have met with the \$80 million we've taken out of their budgets,

money that can't be spent because it's been taken away in taxes?

"And there are tough choices to be made, but we could have made tough choices in our budget process so we wouldn't need to raise taxes to balance it. And we always mention education, but I really believe that if we ever had an audit of the public education system, we probably could cut several hundred million dollars by just eliminating the bureaucracy and the expense of paid people that are doing curriculum specialists on potty training or all the other God-knows-what jobs that the bureaucracy performs. But we'll never know exactly how much money we can save. We know this year in this budget we're subsidizing the state hospital systems by \$200 million. Why didn't we, several years ago as was suggested then, allow some of these bigger hospitals to become privatized or let someone else in the market help provide choice and better access and possibly more competitive prices, so we wouldn't have to spend in this budget \$200 million subsidizing hospitals? And the list goes on and on and on and on. It was mentioned about the Recreational Renaissance. Well, that plan came from the good public workers who worked so hard and labored so diligently and passionately in the DLNR to improve our parks for everybody, including the tourists, and make them affordable. Something that's done very successfully—if you go to a national park, Haleakala or the Big Island, you'll see how well-kept those park are. So across the board, we could make choices and we could've reduced state spending so we wouldn't have to raise taxes. We're going to be taking hundreds of millions of dollars out of our economy to, in my estimation, sustain a huge portion of government that doesn't need to be sustained, and could be done better, or maybe eliminated completely.

"But I agree with the previous speaker; we have to make tough choices, and you will and we will. What we do have is a history of what has happened in Hawai'i and, quite frankly, I think it's no surprise that we're not a good place to do business and we are a one-industry economy, which is tourism. Just recent headline in a newspaper says, 'island hotel indexes fall in 3 different categories' about the productivity of the industry. And in previous times, good times, maybe the hotel industry could stand the jerk. But I would suggest that people aren't coming to Hawai'i because there's a worldwide financial crisis and people aren't coming because they don't have the money. So, how smart are we, selling a product that people can't afford and telling the industry that's selling the product, 'People can't afford it, but we're going to help you. We're going to raise the prices.' Because that's basically what we're telling the market, and they'll respond. So, I would urge you to sustain the Governor's veto and make a contribution to sustaining our economy and the single industry that's been able to survive here in Hawai'i despite our policies. Thank you, Madam President."

Senator Sakamoto rose to speak in support of the motion to override and stated:

"Basically our state government is a service company. We are a service conglomerate. We provide services to the homeless. We provide services for education, for those who need help that are struggling. We provide services to those who need hospital care. We provide services in the criminal system. And we have choices if we want to maintain a certain of quantity of services, or perhaps there's services that people feel we don't need.

"Looking at what Ways and Means did, apparently general fund budget cuts totaled \$1.147 billion. Some of the critics to tax increases say, 'Well, tighten your belts, tighten your belts. State government is bloated.' \$1.147 billion sounds like a lot of belt-tightening, and a lot of that to me is reducing the quantity of service. We talk about wanting to be a place to do business and for the tourists—if they want to see more homeless people

in Kapi'olani Park, if they want to see people needing mental help helped sitting outside Kalākāua Beach on Kalākāua Avenue at Waikiki Beach. I don't think so. We don't think so. Belt tightening, \$1.147, transfers, reduction of tax credits... I believe Ways and Means and Finance did a good job at attempting to reduce where we can, reducing the quantity of services from the state needs to produce. Federal stimulus, thankfully, \$115 million is added in to help and that's not permanent.

"If we want to maintain a certain level of excellence because visitors don't want to come to a state, come to a destination where the services are not excellent in terms of what the state needs to do—highways, airports, harbors, educated workforce—we need to make tough choices. We could leave a 6 foot deep hole that perhaps we could refill with reduced services or reducing the quality of our workforce or reducing the compensation to our government workers. I believe this revenue measure in part reduces the 6 foot deep hole and perhaps 4 feet deep; if we pass all of the measures today, perhaps the hole is 2 feet deep. Public workers do need to share in getting us out of the hole. But a 6 foot deep hole for an educational assistant to have 10 percent pay cuts, they cannot survive, and the services they provide to our students are vital. There are many examples. We need to do what we need to do. If we can provide the reasonable quantity of services while doing an excellent job, visitors will come, our residents will grow, and our state will thrive. Thank you."

Senator Ihara rose to speak in support of the motion to override with reservations and stated:

"I would like to explain my concerns about this bill, although I will be voting for it. I have, as you know, declined to support an extension of this session. Because we extended the session by two days, we are deciding to override these vetoes, and I believe there are the votes to do that. However, I would have wanted to have all the pieces on the table all at once during a special session so that we can see, using a holistic approach rather than a piecemeal approach, on what each sector, how much program reductions and budget cuts and fund transfers. And we've already decided the salary reductions for non-union employees and it leaves the last group, the union employees, I believe, either fortunate for having to provide a lesser share of the deficit or unfortunate and unlucky in having to perhaps provide a larger burden because we don't know what the final deficit will be. We are deciding this now before the Council on Revenues' projections, and if it goes down as far as some think that could pose a problem to the last group that may carry the burden or be fortunate in finally reducing the deficit that we now have. I have a particular concern about this bill because its intention is to raise revenues and I do support that—it's necessary and I hope that happens—but I am concerned that it may actually cause a decline in our tourism industry. Thank you, Madam President."

Senator Espero rose to speak in support of the motion to override and stated:

"Imagine going to work one day and being told, 'You need to fill a gap because we're going to have a shortage of \$2 billion.' That was the task of your Legislature this year. Our nation's economy is in a major downfall right now. It's affecting us certainly here, and when you look at the bigger picture, the total picture, nobody likes the position which we're currently in. As lawmakers, as public servants, this is the worst case scenario for serving our constituents and our state: being in a recession, being in an economy where jobs are being lost, people are suffering. And this session we saw it when they came to our offices, and not only government officials and government workers, but non-profit agencies/organizations, and the elderly, and the needy. And you could see it in their eyes,

and you could see it in their demeanor, and you could hear it in their voices that they all need help and they all need assistance.

"Now, we could take some philosophies and just say, 'Well, let's just cut. Let's cut. Let's cut. Let's cut. Let's cut programs. Let's cut departments. Let's cut budgets. Let's lay off workers. Let's cut, and we don't have to look at any revenue generation because the economy is bad.' There are some people who certainly believe that. But we had to look at the total picture because our responsibility here is to deal with the 1.2 million people in this state, and they are across the spectrum—rich, poor, elderly, youth, working, unemployed, animals (we've helped some animals this session)—but it's tough. It's difficult, and I applaud the WAM Chair, the Finance Chair, and the committee members for wading through this whole process over the last four months. And the decisions which we came up with, it was a multiple approach. We looked at all possibilities, all solutions. We are cutting government budgets. We are cutting the budgets of non-profits that we have assisted. In my district, in your districts, they are hurting. They are concerned. The bank of last resort, state government, has told many of them, 'No, we don't have the money to give you and to assist you at this time.' It is a bad situation for them; and from that, it will filter in to our constituents and the individuals in our state are citizens which we help.

"We are cutting vacant positions and not funding those. We are laying off a few state workers. We are looking at pay cuts in the executive branch, legislative branch, and the judicial branch. We are transferring some funds from special funds to general funds. We are relying on our federal government with the stimulus money. Of course it's only a one-time, two-time deal. We know that it is not permanent, but thank goodness that federal money is coming our way. Although, earlier there were many who were critical of what the federal government is doing. My goodness, can you imagine the big hole we would be in today without that stimulus money?"

"And then we had to look at the issue of revenue generation, and today we will be addressing several bills on revenue generation. And yes, the TAT is one that we would prefer not to raise, but when you look at the actual numbers, as the WAM Chair spoke earlier, for those rooms that are \$200, \$300, \$400, \$500, those people can afford to come to Hawai'i. And as the good Senator from Waimanalo stated, for those that cannot come to Hawai'i, they shouldn't come to Hawai'i because it is not affordable. But if the average room at \$200 is going to be an additional \$2 a day or \$14 a week, I believe that is a reasonable increase that the travelers coming to Hawai'i—because they want to be in Hawai'i—will be more than willing to pay.

"I was talking with my parents recently about traveling. 'Why don't you go on a cruise to Alaska? Why don't you go to the Vatican and watch the Father Damien ceremony.' At no time did we talk about, 'Well, let's double check what the hotel room tax.' And I think if most people are like me, we don't think about the hotel room tax; and our hotel room tax is not that high compared to many other locations—California, New York, other places. We are competitive, no doubt. And from the perspective of a percentage, it's less than 1 percent a day on the cost of a hotel room.

"So colleagues, the hotel industry does not like this. It is not something we want to do, but we believe we must do it because it is just one part of the total solution. And we know that when the economy is strong and times are good, these hotels make money. We're talking about some billion dollar corporations when you look at Hilton, Marriott, Sheraton. Yes, there are smaller operators and we understand their concerns and needs, but this is a cycle that we are in that is unfortunate but we are stuck in it, and we're not going to blame certain individuals or administrations or the people on why we're here, but we are

here. And I believe this Legislature has worked diligently and hard to put this solution forward. It's a great solution, and members, to override is the proper thing to do. Thank you."

Senator Hee rose to speak in support of the motion to override and stated:

"You know, I remember, I think it was 1985—because Governor Cayetano ran for Lieutenant Governor I believe in '86—and he was in the Senate and I was in the Senate when the first TAT was implemented. It was a long time ago. Borreca was still here. Bill Kresnik was here. Jerry Burris was here. They were in this side of the well. Mark Matsunaga ran around. It was a long time ago. And I remember the arguments back then, in the implementation of the TAT, and those of you who were here may also remember; and it was very similar to the arguments being made by the Minority members this morning: People not going to come, it's not a good time to raise taxes, the industry's going to collapse. I remember the banks with the— at the time, it was the green and white striped computer printouts that flopped out. I can't remember the economist's name, but he stood on the tabletop and he flopped this thing out to demonstrate that people not going to come, and the industry's going to go to hell in a hand basket. And I remember Senator Buddy Soares—good friend of ours—and he was in the tourist industry at the time, and he came to Cayetano and myself during a recess and he said, 'Hey, Ben...' And before he could finish his sentence, I remember Cayetano saying, 'Not this one, Buddy. I've been waiting too long for this.' I remember Cayetano saying, 'At least there'll now be another revenue stream that will be unlike the GET that everyone has to pay.' And I remember him saying that if somebody has to pay the taxes, it would be better for the visitors than for the local people. And I remember him saying that because I was a freshman in the Senate at the time; and the Legislature, in its wisdom, voted for the tax and established for the first time a transit accommodations tax. And what happened? The economy got better than it was at the time; more visitors came. And what happened to the hotel rooms? They went up. They went up and up, and then the Japan bubble came and more high end resorts—Wailea, Four Seasons—were built. And more people came and the tax became an afterthought.

"But if, in fact, as some have said this morning that people won't come, well that's what they said in 1985. But if they won't come, then it would suggest that we should be removing the tax. Then they'll come? I don't think so. Let's be clear. I don't think so. The global economy is in a financial crisis. That's why they're not coming. If you, like me, have been receiving e-mails on the resolution with relationship to Islam, the people who say they're not coming aren't saying because you're raising the tax; it's because of the resolution. The reality is all of us know that we're a one-industry state. That's the same argument made 25 years ago and that hasn't changed, has it? The only thing that's changed is other destination resorts have opened and proliferated at our expense. That's not rocket science; that's reality.

"So I'm sure Borreca and Burris, since they're still writing—I think Kresnik may be retired, I have no idea where Mark Matsunaga is—I'm sure if they go in the archival articles, they will see that many of the arguments that have been made this morning haven't changed since 1985. And in fact the more things change, the more things stay the same. No one likes to raise taxes, but let's face it. Let's be real. If you're going to raise the tax, the visitor industry is a less bitter pill to swallow than a tax on local people. I will vote to override. Thank you."

The motion was put by the Chair and carried, Roll Call vote having been requested, the veto of S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was overridden by not less than two-thirds

vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Baker, Bunda, Fukunaga, Green, Hemmings, Slom).

Gov. Msg. No. 675, dated May 7, 2009, transmitting the Governor's statement of objections to House Bill No. 1741, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

May 7, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1741

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1741, entitled 'A Bill for an Act Relating to the Conveyance Tax.'

The purpose of House Bill No. 1741 is to increase the rate of the conveyance tax on all transfers or conveyances of properties with a value of \$1,000,000 or more. This bill also reduces from July 1, 2009 to June 30, 2012, the distribution of conveyance tax moneys into the Rental Housing Trust Fund and the Natural Area Reserve Fund.

This bill is objectionable because it would discourage investments, adversely impact land transactions to promote business and housing development, and further slow our economic recovery by extracting money out of the pockets of families and businesses.

In the first quarter of 2009, sales of single family homes were down 35 percent compared to the first quarter of 2008. March 2009 was the 9th consecutive month of double-digit increases in Hawaii's foreclosure rate. Reversing these trends cannot be achieved by adding to the tax burden. Economic recovery depends on encouraging capital investment, yet this bill does the opposite.

Although there is the perception that only the wealthy will be impacted by this bill, the reality is this bill increases the conveyance tax by over 230 percent on purchases of commercial, industrial, and agricultural properties.

Legislators fail to recognize that the sale or purchase of non-residential property means properties are being conveyed that will provide space for a business, house the production of goods or services for consumers, and provide a site for employment of our residents.

What is equally unfortunate is the conveyance tax increase will also adversely impact affordable housing projects and non-profit organizations, including churches, schools, and youth organizations. For example, an affordable housing project like Kukui Gardens on Oahu, which sold for \$72 million, would pay \$504,000 or over half a million dollars more in conveyance taxes if this bill became law.

Even religious or non-profit organizations that are recipients of donated property would have to pay the higher conveyance tax rates on the property donation. Further, kamaaina landowners who are transferring larger properties for agricultural farms, housing development, and environmental programs would also be adversely impacted, if not discouraged,



from doing the right thing when they are faced with tax payments 230 percent higher than current levels.

Whether it is the non-residential property that will house a business producing goods and services for consumers or a charity providing much-needed services in the community, this conveyance tax increase ultimately impacts everyone.

For the foregoing reasons, I am returning House Bill No. 1741 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii,"

was placed on file.

In accordance with Article III, Section 17 of the Hawai'i State Constitution, Senator Hooser moved that the Senate override the veto of H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1, as contained in Gov. Msg. No. 675, seconded by Senator Sakamoto.

Senator Slom rose to speak in opposition to the motion to override and stated:

"You know, the conveyance tax is one of those taxes that's kind of slipped under the radar. We've raised it four times in the last six or seven years. And people say, 'Well, it doesn't really add that much.' It's just like all of the arguments that you make. It only adds a few cents or a dollar, or a couple dollars, to a transaction. And again, remember that the conveyance tax is for the purchase, for the sale, for recordation of leases. That's what it was originally for; now it is a revenue stream. And this latest increase will affect not just the wealthy, but it will affect people that invest. And as the Governor pointed out in her veto message and yesterday, non-profits are not exempt from this. And so if you have apartment buildings or affordable housing—or the example that she gave, Kukui Plaza, which was estimated at \$70 million—if the law had been in effect, the conveyance tax on that conveyance would be over half a million dollars, over \$500,000. So, when we look at this as: (a) not being very much—it is; (b) it's only affecting the wealthy... Again, and that seems to be the theme of everything this session has done—separate out people that we like to call 'the wealthy' and then hammer them. This is going to affect a lot of people. And again, one of the things that will help us in overcoming our economic malaise will be the economic stimulation of private investment funds, not government funds that are ethereal and will evaporate in one or two years. It's measures like this that will, in fact, deter people from investing. Thank you."

Senator Kokubun rose to speak in support of the motion to override and stated:

"Members, let us not lose sight of the purposes of this measure, which relates directly to our quality of life. Clearly, the purposes for which it is intended are issues that are dear to the hearts of all of us who live here in Hawai'i. First, it recognizes that our land is a finite resource and that we need to protect it, and we need to preserve legacy lands in the public domain; as well as to be sure that certain uses, such as agriculture, are maintained on these lands.

"The second most important aspect of this bill has to do with the preservation of our natural resources and the recognition that they are vital to our quality of life and to our cultural values. The programs that benefit from the Natural Area Reserve fund include our Watershed Partnership programs, which protect the sources of our fresh water and work in partnership with the private sector to provide maintenance and improvement. It also provides the funds to manage our Natural Area Reserves, which are critical areas in our state, duly

recognized because of their value for either being habitat for endangered species or just as being very, very special areas that deserve this kind of acknowledgement and protection.

"The third benefit is the need to provide shelter for our residents who are most in need of housing. And this is really focusing on the rental housing trust fund and the development of rental housing that would benefit those who are in the lower to moderate income levels.

"I think these programs are essential for providing a bright future and a positive vision for Hawai'i, and there's a clear nexus between the Conveyance Tax and the beneficial purposes for which it is intended. So I would ask all my colleagues to support this motion to override the veto. Thank you."

Senator Hemmings rose to speak in opposition to the motion to override and stated:

"You know, we're raising taxes to help these laudable programs, but we also raided funds that support those programs, so it seems somewhat contradictory. Secondly, we do have to look at the larger picture of how much money, once again, is taken out of our economy that could be utilized to create more jobs and payroll and hire more people. You know, in this whole discussion this morning so far on these two bills, we've heard a lot about how responsible this budget is and how we've done such an equitable job in sharing the sacrifice that has to be made. And yesterday we did the grand thing of saving a couple million dollars by even reducing our salary; I think it was five percent or something like that. But I challenge you, Majority party, in this rhetorical question, and I'm hoping one of you can rise and enlighten me: What sacrifice has been made by government labor unions? How much pay cut have they given? In the budget, someone had the audacity to say, 'Oh, we laid off 11 people.' Well, those were exempt positions. But please, one of you please stand up and tell me. It's been suggested that if we had been equitable, we would've cut everybody's pay in the state that's collecting a check, including ours, by five percent. That would have preempted the need for these tax increases that we're voting on; that alone could have saved \$160+ million a year. But I challenge you: Stand up and tell me what sacrifice this special interest group has made. This special interest group with the greatest fringe benefits of any public employees in most any state in the nation—including 14 days off a year, 21 paid holidays the minute they sign up, 21 days sick days without needing a doctor's notice, pay comparable or, in most parts by most people, categories better than their counterparts in private sector. And you're right; I'm not bashing them. Most of them—60, 70 percent of them—do a wonderful job. They're conscientious and hard working, just like the people in the DLNR that produced that wonderful recreational renaissance plan. I applaud them. They do a good job, but everybody else in this state that does a good job has all taken a hit. Please, please, one of you stand up. Defend what you're doing. Tell me what sacrifices they've made. And don't give me that lame excuse that you can't cut their budget because of collective bargaining. I checked with the Attorney General; we can do anything we want. We're the Legislature. We make the budgets, not the collective bargaining people. If we cut funding for jobs, that's what the collective bargainers have to work with, but we're doing just the opposite. We're fattening the coffers so this group can walk away without contributing. And these are good people, but you know what? So is everybody else that's sacrificing and making huge contributions. There are a lot of other good people. The people with the companies that have been laid off, that went bankrupt. Some of them we drove out of town or some of the policies of some people we drove out of town, like Superferry. Those were good people that worked for that company. The people who have taken pay cut across the board, who are working more and getting paid less—they're good people. We're all in this together. I challenge

you: Please, please, someone stand up and tell me how this budget and these tax increases, how the sacrifices of public workers that are unionized have contributed to helping us in this time of plight for our state? And I would like to call for a Roll Call on this vote also, Madam President.” (The Chair so ordered.)

Senator Sakamoto rose in support of the motion to override and stated:

“My understanding is the Governor has, through the media, asked for furlough days for our public workers. One size fits all; one size furlough, everybody furlough. By the way, maybe \$250 a month more in health benefits. I think the Governor has had opportunities to collective bargain several times; and if the previous speaker thinks we can collective bargain, then by all means, we’ll do that. I believe, Madam President, you can do a better job doing that than has transpired thus far, at least based on what we know and what the media has portrayed. But if furlough days amount to, say, two days a month is 10 percent of somebody’s pay, and if that somebody’s making \$30,000 and that somebody says, ‘Well, tough beans. Furlough,’ now you have \$27,000. I think for people in that pay category, that’s very difficult to survive a 10 percent pay cut. That’s a 6 foot hole. If a \$100 million is 5 percent, perhaps that’s survivable. And I think the Governor has every opportunity, and I believe should work to agree with different public sector unions—the four of them, primarily—on how they can address the previous Senator’s question. I think that is to be rolled out by collective bargaining and not by us. So I respectfully don’t agree that we can set pay rates here. I believe there’s processes for dealing with that, and I hope in the next month that will be dealt with, but I don’t believe it should be one size fits all. I believe for those workers who are making \$30,000, they shouldn’t have the same reduction as someone who perhaps is making \$60,000 or \$90,000 or \$120,000 or \$150,000. I believe there ought to be a thoughtful process on how to deal with different bargaining units but not the one size fits all approach. Not everybody should have a furlough and 5 percent or 7½ percent or 10 percent reductions. Not everybody should have to pay \$200 a month more in health insurance. That’s not fair, especially for the workers on the bottom half of the pay range. Thank you very much.”

Senator Galuteria rose to speak in support of the motion to override and stated:

“My remarks will focus specifically on what the Governor asserts and what the fine Senator from Hawai‘i Kai refers to, with regard to this measure’s potential to adversely impact affordable housing projects like Kukui Gardens, which resides in District 12—the district that I represent—which sold for \$72 million and how the conveyance tax would bring in half a million dollars more if it became law. I just want to point out to the Governor and to the good Senator that those conveyance taxes were waived. So, one can only surmise the type of wordsmithing going on with regard to examples of vast, adverse, impact on any projects with regard to this tax increase. Thank you, Madam Chair.”

The motion was put by the Chair and carried, Roll Call vote having been requested, the veto of H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE CONVEYANCE TAX,” was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 21. Ayes with Reservations, 3 (Baker, Ige, Ihara). Noes, 4 (Bunda, Green, Hemmings, Slom).

At 11:32 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:43 a.m.

Gov. Msg. No. 676, dated May 7, 2009, transmitting the Governor’s statement of objections to House Bill No. 1747, H.D. 1, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

May 7, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1747

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1747, entitled ‘A Bill for an Act Relating to Taxation.’

The purposes of House Bill No. 1747 are to increase the State income tax rates for certain income brackets and revise the standard deduction and personal exemption. The bill amends Hawaii’s income tax law by (1) increasing the State income tax rates for income earners above a specified level for taxable years 2009 through 2015; (2) increasing the standard deduction amount and the allowable personal exemption amount, for taxable years 2011 through 2015; and (3) increasing the amount of the personal deduction by ten percent for the 2011 through 2015 tax period. The bill provides that no penalty or interest shall be imposed because of underpayment of taxes attributable to the increase in the tax rates. The bill also establishes a repeal (sunset) date of December 31, 2015.

This bill is objectionable because it increases the tax burden on Hawaii’s families and small businesses by increasing the marginal income tax rate by as much as 33.3 percent. Hawaii currently has the eighth highest top personal income tax rate in the United States. By increasing the top marginal tax rate from 8.25 to 11 percent, this bill will make Hawaii the state with the highest personal income tax rate in the nation. Although there is the misconception that only wealthy people will be affected, this bill will adversely impact almost 37,000 persons, of which about 27,000 are sole proprietors, partnerships, or subchapter “S” corporations whose owners report their business income through personal income tax returns.

In this broad recession which affects both the wealthy and poor and where recovery depends on people investing, buying consumer goods, and donating to charities, a tax increase will put an unnecessary strain on everyone’s pocket book. Small business owners who count their business income as personal income will find it more difficult to support and grow their enterprises. This could mean more business closures, layoffs, and fewer job opportunities.

Furthermore, these tax increases will make it more difficult to attract high caliber talent to Hawaii—professions such as psychiatrists, neurosurgeons, astronomers, or engineers—who earn higher salaries and who will be deterred by our high taxes as well as our high cost of living. In an economy in serious need of top quality talent and a kick start, this is a bad idea that is not worth the revenue impact this bill is expected to produce.

During these difficult economic times, when we need to take action to support our families and businesses, we should not be taking actions to balance the State budget at the expense of the taxpayers.

For the foregoing reasons, I am returning House Bill No. 1747 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii,”

was placed on file

In accordance with Article III, Section 17 of the Hawai‘i State Constitution, Senator Hooser moved that the Senate override the veto of H.B. No. 1747, H.D. 1, S.D. 1, C.D. 1, as contained in Gov. Msg. No. 676, seconded by Senator Sakamoto.

Senator Slom rose to speak in opposition to the motion to override and stated:

“You know of all the bills that we’ve talked about—tax increases and those that didn’t go through this year—this bill probably has been the one that has had the most erroneous information. It’s been maligned. In fact, I recall hearing the Speaker of the House saying, ‘Well, it’s a tax on the rich people of Kahala and they can afford to pay it.’ In fact, this is not a tax on the rich people of Kahala. This is a tax on many thousands of people, particularly small business people, who, like I as a sole proprietor, file my income on my income tax, thus increasing the gross income that I report. What this tax rate does is increase the rates from 8.25 percent currently to a high of 11 percent, which would then place us squarely on top of the highest tax rate in the United States, surpassing California, which has the top rate of 8.55 percent. Those small businesses and others who add gross amounts to their personal income tax are the ones that are going to be penalized.

“Two things about the bill: It says it’s going to sunset in 2015. Well, we understand how sunset works here; it doesn’t work, particularly if it’s an increase in revenues, fees or taxes. We don’t repeal them. We just extend the sunset. Secondly, there are two good provisions in the bill which my colleague and I have advocated for years, and that is an expansion of the standard deduction and an increase in the personal exemption. I’ve talked about this several times, even yesterday, about how we have the lowest personal exemption in the United States. What this bill does is raise the standard exemption and that’s good. It increases the personal exemption by a paltry 10 percent, but I guess 10 percent is better than nothing. The only problem is this tax would go into effect and apply to incomes filed and generated during 2009, and the standard deduction and the personal exemption would not go into effect until 2011. So it is a bill that’s going to have a tremendous impact.

“Again, you know, for my colleagues that say that this particular bill is only this amount, and this particular bill is only this amount, they all add up and pretty soon they don’t spell ‘mother’. And particularly hard hit are the small businesses in our community, and this is just one more step to penalizing them. Thank you.”

Senator Hemmings rose to speak in opposition to the motion to override and stated:

“Sometimes we get so caught up on our perspective of life and our day-to-day events, we don’t realize that debates like this have been going on for thousands of years. Earlier in the session, I read a quote from Cicero from 55 B.C. about him worrying about the Roman Empire spending and taxing its way into problems. We’re very fortunate that we do have history to look at. More importantly, we have a neighbor to look at: California. And we can look at what they have done and the results it has produced, including some of the alternatives that they have not enacted to balance their economy.

“One of the great intellects of the country writes for the Washington Post; his name is George Will. I’d like to read some excerpts from an article that appeared just recently: ‘Liberal orthodoxy has made the state dependent,’—and this is California and it could be Hawai‘i—‘on a volatile source of revenues—high income tax rates on the wealthy. In 2006, the top 1 percent of earners paid 48 percent of the incomes taxes. California’s income and sales taxes are among the nation’s highest and its business conditions among the worst, as measured by 16 variables directly influenced by the Legislature. Unemployment, the nation’s fourth-highest, is 11.2 percent. Required by law to balance the budget, the Legislature has ‘solved’ the problem by, among other things, increasing the income, sales, gas and vehicle taxes.’ Sounds familiar. He goes on his article and he writes about some of the solutions that could have been enacted to avoid this crisis, and you’ve heard about those things on the floor of this Legislature for the last nine years that I’ve been here. He writes: ‘If, since 1990, [California] state spending increases had been held to the inflation rate plus population growth,’—in other words, if their spending increases government had mirrored the growth of the economy—‘the state would have had a \$15 billion surplus instead of a \$42 billion deficit.’ But let’s look at the results that he writes about because these are statistics that could be heckled here: ‘For four consecutive years, more Americans have moved out of California than have moved in. California’s business costs are more than 20 percent higher than the average state’s. In the past decade, net out-migration of Americans has been 1.4 million. California is exporting talent while importing Mexico’s poverty.’ Does this all sound familiar? Well this bill, along with its companions, is another step in this direction that California took, and you know they’re bankrupt. I would suggest that we should learn the lessons from others’ mistakes, because business as usual—raising taxes and constricting our economy with these confiscatory policies—will take us down the road of California. I would urge my colleagues to vote ‘no’. Thank you, Madam President.”

Senator Sakamoto rose to speak in support of the motion to override with reservations and stated:

“I agree with the speaker, the Senator from Hawai‘i Kai, for the business portion of it. For partnerships and certain limited liability corporation partnerships, when they do earn money, if they are taxed on this schedule. In fact if they had left the money in the company versus taking it out to buy goods or taking it out to invest elsewhere—it might be detrimental in the long run. So I would be in favor of moving this forward, but I would hope the Tax Department and knowledgeable people can determine to what extent a partner is taking the money out. Therefore let’s tax them—versus attempting to leave the money in, but being taxed on it because of their business structure. I think we should see if there’s a way to save them from paying the tax if indeed they’re leaving the money in the company, and brighter minds need to look at that. Thank you very much.”

Senator Hooser rose to speak in support of the motion to override and stated:

“You know, it’s been said earlier, it’s not easy, it’s not something that we seek, to raise taxes but it’s something that’s necessary. It’s one of the choices being made to balance this budget. You know one of my very, very closest friends called me a few days ago and asking, ‘Please do not raise these taxes.’ And I explained to him as best I could the situation, and he wasn’t happy. He’s not going to be happy. Another friend called about the high tech tax credits, Act 221; he’s not going to be happy either. I have friends calling about relatives and neighbors with mental health issues, who are concerned about the services that they were getting that are being cut. Friends that are concerned about cervical cancer. People I know that do not leave their homes to go outside their homes to look for a job

or to meet with friends because they can't afford proper dental care. Others with severe disabilities who no longer have a companion to take them shopping or take them to the movies because of the budget cuts. I've talked to ranchers who are concerned about the cut to invasive species, worried about their pasture land.

"Again, it's a question of choices, and this was a difficult choice but I believe it's a choice that reflects our philosophy on the Majority side that all will need to share. We are all in this together. The Minority and the executive branch consistently reflect it's every man for himself or every woman for themselves. I believe our philosophy is different. The Minority, the executive branch, consistently bash public workers, bash public education. All government is bad and all tax increases are bad—the Sean Hannity, Karl Rove, Rush Limbaugh, Sarah Palin, Fox News perspective of the world. I would encourage them to change the channel. We're all in this together, Madam President. We all need to share a little bit. For that reason I encourage all members to vote in support of the override. Thank you."

Senator Hemmings rose in rebuttal and said:

"I'm flabbergasted by the self-serving, contradictory rhetoric this morning. We have one Senator stand up and say, 'Let's pass a conveyance tax because it's because it's going to help the environment,' while that same bill cuts funding to the very programs, including affordable housing. Then we have another Senator stand up and say, 'We all have to share.' And I agree. And I rather resent by innuendo of being accused of bashing public employees. I've said every time I've brought up this issue that most public employees are good, hard-working people. But I ask again, in the face of the contradictory rhetoric in class warfare tax policies: How are the public workers sharing? Please, please tell me. What cut have they taken? What sacrifice have they made?"

"And speaking of class warfare, it's absolutely incredulous, once again, about the sacrifice that everybody's making and how we're going to tax the rich when the facts are—and you know it—that because of our insidious excise tax and our tax on food and sometimes the tax we levy on people who are sick, that we are the most regressive state in the nation for taxing the poor. How dare you try to imply how wonderful you all are in the Majority party because you're just taxing the rich, because you're taxing the poor even more. And the point is, in any good society we do need a certain amount of taxes—no one denies that—but we also have to have a balanced economy that encourages growth and not dependency. And you're right: There is a philosophical difference, and what you see is what you get. What you see in California, we will get in Hawai'i.

"But please, please, stand up, one of you. Tell me how the public workers are sharing, and don't give me that lame excuse once again that it's up to collective bargaining. It's not. If we don't put the money in the budget, it's not there to bargain for. And I know for a fact since I've been in this Senate that every collective bargaining year you guys all fatten the calf by raiding funds to put it in the general fund for collective bargainers to say, 'Hey, we can give 5, 6 percent pay increase', and they don't have to strike because they get the luxury of going to binding arbitration, so we'll just fatten the coffers. You guys were even going to close a whole department one year—DCCA—one-time slug of money. 'Ah, they got enough money. Give them what they want.'

"Raiding funds: You want to talk about raiding funds? One year, you took all the money for human service programs and put it in a bill and held it hostage—human services—so you could raid funds, and took it off the books. I know what's going on here and so does the public. They're finally catching up with you.

"So don't give us this self-righteous, Majority party's here taxing the rich guys and we care for the little guy and we all got to share, because that's shibai. You're taxing everybody, and you tax the poor the most. Fact. And there's a special interest group that takes 70 percent of what the state's spending that's not sharing one cent in the sacrifices we all have to make. I don't mind open and honest debate, and I appreciate, Madam President, that it's open. At least you still allow us to have open debate, because I think there's some in your caucus would just as soon not have that. But let's also be honest. I'm voting 'no'."

Senator Nishihara rose to speak in support of the motion to override with reservations and said:

"I'll be voting 'with reservations' because I concur with the comments and concerns raised by the good Senator from Moanalua. Thank you."

Senator Hooser rose and said:

"Madam President, the Minority Leader's remarks..."

The Chair interjected:

"For what purpose do you rise?"

Senator Hooser responded:

"I rise in rebuttal and in support of the override. I would be remiss if on the last day of the session I did not address some of the misstatements stated no doubt in the emotional fervor of the moment. I'm not sure if it was the 'change the channel comment', that I didn't mean to rile up the good Senator.

"You know, there was talk about 'let's be honest, let's talk about contradictory, let's talk about shibai.' You know, we're here balancing a state budget brought on by world events, national events, national economy—problems, in large part, that we have no control over. And this tax increase, which is reluctant and which does have a sunset, is one small part of a package that involves cuts, tax credit reductions, fund transfers, and tax increases. It's not about just beating up on the rich.

"But I think I would be remiss if we did not point out that we were here today also because of the constitutional mandate, because it's our responsibility, and because the executive branch and the Minority party has not done their job over the last six years. The Minority party, the executive branch, has been in charge of this government, at the head of this government for the last six years, and I have seen nothing at all that they've done to streamline government, to modernize government, to transform the way government works, to cut the fat. No, none of the promises of the so-called 'new beginning' have I seen. Actually, I've seen the legislative branch take the initiative in the Department of Business and Economic Development, the Bureau of Conveyances, and trying our best with the public housing situation. But the executive branch and the Minority party have done nothing, and there's plenty they could do without legislative authority. So I think we should tell it like it is. We've seen nothing in the way of streamlining, modernizing, cutting government from the executive branch. All we've seen is grand announcements. We're going to buy Turtle Bay. We're going to have an innovation economy. We're going to have new harbors, new highways, new recreation. Well, that sounds like tax and spend to me. Let's raise the fees on harbors, highways and recreation, and spend money. I didn't hear of a health care renaissance. No, it's tax and spend. For six years, nothing except press conferences, grand announcements, while the Legislature's done the heavy lifting. We're here today, unfortunately, because of a combination of situations. We're here raising taxes we don't want to raise. We're here cutting budgets, reducing services that we don't want to do. We're here in spite of the inaction of

the executive branch and we've done the heavy lifting, and we need to override the veto. Thank you, Madam President."

The motion was put by the Chair and carried, Roll Call vote having been requested, the veto of H.B. No. 1747, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Baker, Bunda, Gabbard, Green, Hemmings, Slom).

Gov. Msg. No. 677, dated May 7, 2009, transmitting the Governor's statement of objections to House Bill No. 895, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

May 7, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 895

Honorable Members  
Twenty-Fifth Legislature  
State of Hawai'i

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 895, entitled 'A Bill for an Act Relating to Tax on Tobacco Products Other Than Cigarettes.'

The purpose of this bill is to increase the tax rate on tobacco products other than cigarettes, including smokeless tobacco, snuff, cigars, and pipe tobacco.

This bill is objectionable because it contains major technical flaws that defeat the purpose of the legislation and will make it virtually impossible to implement. First, this bill temporarily suspends the current 40 percent tax on all tobacco products other than cigarettes. Although this error may have been unintentional, it will, in effect, create a tax holiday for many tobacco products from the date the bill becomes law until September 29, 2009. This provision runs counter to the stated purpose of the bill and represents a major flaw that cannot be overlooked.

Second, provisions in this bill cannot be reconciled with existing statutes and proposed legislation to increase the tax on cigarettes. The bill sought to tax "little cigars" at a rate comparable to the cigarette tax rate and set forth the cigarette tax rate of 11 cents as of October 1, 2009, 12 cents on September 30, 2010, and 13 cents on September 30, 2011. However, this language would lower the cigarette tax rate, which is supposed to go into effect on July 1, 2010 from 14 cents per cigarette to 12 cents per cigarette on September 30, 2010. Similarly, the bill would lower the cigarette tax rate that would go into effect on July 1, 2011 from 15 cents per cigarette to 13 cents per cigarette on September 30, 2011. It is questionable what the actual intent of the Legislature is and whether the Legislative Reference Bureau can properly reconcile these matters when codifying these provisions into statutes.

Finally, most retailers and manufacturers nationwide recognize a difference between large and small cigars and are accustomed to labeling them accordingly. This bill creates a new category of cigars, which would require Hawaii retailers to establish a different labeling system in order to calculate the correct tax. The tax is to be imposed based on the ring gauge size of the cigar. However, manufacturers and retailers are not

required to identify the ring gauge of their product and the federally established labeling requirements on these products do not require that the size be listed. Further, the federal Bureau of Tobacco and Firearms uses weight rather than ring gauge for the purposes of determining the federal tax on these types of tobacco products. Thus, to impose the tax, the Hawaii Department of Taxation would have to measure the size of cigars themselves or require wholesalers or distributors to do so. This would be extremely burdensome for Hawaii wholesalers and retailers and may prove impossible to enforce.

My position against smoking and the encouragement of healthy lifestyles remains steadfast. Unfortunately, the technical flaws in this bill defeat its stated purpose to lower the usage of certain types of tobacco products.

For the foregoing reasons, I am returning House Bill No. 895 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii,"

was placed on file

In accordance with Article III, Section 17 of the Hawai'i State Constitution, Senator Hooser moved that the Senate override the veto of H.B. No. 895, H.D. 2, S.D. 2, C.D. 1, as contained in Gov. Msg. No. 677, seconded by Senator Sakamoto.

Senator Slom rose to speak in opposition to the motion to override and stated:

"This is really interesting for me; I think it's a paradoxical thing, as the Minority leader said yesterday. The Governor vetoed this bill because of technical flaws in the bill, and she points out that the legal analysis of the bill shows there was no clear intent in this bill that the current wholesale tax of 40 percent on other than cigarette tobacco products continue until date, I guess the end of September; and so it is her feeling that that 40 percent tax is going to be, I guess, a cessation. It will not be in effect as of today through September 29. She also points out that there is a problem with the definition of 'little cigars' and that impacts your recent increase on cigarettes; that in fact the unintended consequence will be that the tax on cigarettes will actually be reduced because of the unclear language here. As you know, I voted 'no' against this bill because I think it was a bad bill to increase the taxes, pure and simple. There was one thing though, that in the governor's message we both agreed on, and that is that the definition which was created in this bill of a 'little cigar' is a new definition, which is not used locally or nationally or by the Bureau of Tobacco and Firearms. In fact, they use a distinction of weight to distinguish between cigars for taxation purposes, and every retailer and wholesaler across the country and locally uses this same definition. The technical flaw here is that in creating a new type of cigar, then someone is going to have to follow up on this. Now I don't know how many staff they have in the Department of Taxation, but either they're going to have to go and measure the circumference of every cigar that's being smoked or they're going to put an additional burden on retailers and wholesalers to make them do it, because as I say, it's not standard issue. So even though we disagree on the reasons for the veto, I still will sustain her veto. Aloha."

Senator Baker rose and said:

"I rise in support of this measure albeit with some reservations because there are some technical flaws in this measure. However..."

The Chair interjected:

“Senator Baker, you rise in support of the override?”

Senator Baker responded:

“I rise in support of the override. Sorry. There are some technical issues with this measure, however some of them, I believe, based on a measure that we passed a number years ago with supposedly similar flaws will not jeopardize the measure's implementation. The updated policy on the cigarette tax has been established by a measure the Governor has already signed and is actually the prevailing policy. I believe the reviser of statutes can do with this measure what was done with an earlier cigarette tax measure and make sure that all of the sections align.

“The bigger trouble, of course, is the supposed drafting error that would appear to give a tax holiday for other tobacco products. I'm hoping that we can come back and fix that, assuming that we come back for anything else in the special session. It's unfortunate that this wasn't caught before it came to this point. I'm hoping, however, that perhaps I am misreading the language and the tax department and AG will work diligently to ensure that these revenues continue to be collected. I do know that the tax enforcement section in the attorney general's office looks at all matters relating to conformity for retailers, wholesalers, and others to comply with all laws regarding the collection of all appropriate taxes on tobacco. So I'm looking to them for some assistance in this area.

“With regard to the question raised about the definition for ‘little cigar’: It's actually an amalgam of two definitions as I recall from the federal government, one in a federal tax act and another in one of the other acts that Congress passed. So, there really shouldn't be any difficulty for retailers, wholesalers, or others knowing how to price and tax appropriately ‘little cigars’. And so, I will be voting in favor of this measure wishing that we had drafted a bill with more clarity but I think the underlying policy is a good one, and I'm confident that we can fix any of the technical issues that surround it. Thank you, Madam President.”

At 12:13 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 p.m.

The motion was put by the Chair and carried, Roll Call vote having been requested, the veto of H.B. No. 895, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAX ON TOBACCO PRODUCTS OTHER THAN CIGARETTES,” was overridden by not less than two-thirds vote of all members to which the Senate is entitled, on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Hemmings, Slom).

Gov. Msg. No. 678, informing the Senate that on May 7, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 521, S.D. 2, H.D. 1 as Act 57, entitled: “RELATING TO REAL PROPERTY.”

“Dear Madam President and Members of the Senate:

Re: Senate Bill No. 521 SD2 HD1

On May 7, 2009, Senate Bill No. 521, entitled ‘A Bill for an Act Relating to Real Property’ became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

This bill would require the registrar's office within the Bureau of Conveyances to provide within ten days after the end

of each week an image and index of all instruments and documents recorded during the week to a county designated as a central clearinghouse. Further, the registrar is prohibited from charging for the information and the bill prescribes the seven specific pieces of information the Bureau of Conveyances must provide and the manner in which the information must be delivered.

Currently the Bureau of Conveyances already provides to several entities on a daily basis in electronic format data on all of the transactions that have occurred in the registrar's office for the previous day. At least one county, the City and County of Honolulu, has the ability to extract from this data the information needed by all counties for real property assessment purposes. However, the City and County of Honolulu instead relies on a third party to provide their real property assessment information. This bill would unnecessarily shift this burden to the Bureau of Conveyances and require that they provide this data within a statutorily set deadline, regardless of the impact on their other duties.

Further, this bill prescribes the exact data that must be provided, making it difficult, without changing the law, to revamp the format or type of information the counties may require. Additionally, this bill restricts the State from charging the county for the work involved in providing the information every week. While the State does not currently charge for the electronic data they provide to third parties on a daily basis, we should not be precluded from considering charges at a future time when it may be warranted.

The State remains receptive to entering into written agreements with the counties to ensure that the counties receive the data they need in a manner that best fits their individual requirements.

For the foregoing reasons, I allowed Senate Bill No. 521 to become law as Act 57, effective May 7, 2009, without my signature.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii,”

was placed on file.

#### HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 730 to 731) were read by the Clerk and were placed on file:

Hse. Com. No. 730, informing the Senate that the following bills passed Final Reading in the House of Representatives on May 7, 2009:

H.B. No. 34, S.D. 1, C.D. 1;  
H.B. No. 36, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 128, H.D. 1, S.D. 1, C.D. 2;  
H.B. No. 200, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 300, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 343, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 381, H.D. 2, S.D. 1, C.D. 1;  
H.B. No. 427, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 690, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 754, H.D. 1, S.D. 1, C.D. 2;  
H.B. No. 876, H.D. 1, S.D. 2, C.D. 2;  
H.B. No. 899, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 900, H.D. 2, S.D. 1, C.D. 1;  
H.B. No. 982, H.D. 3, S.D. 1, C.D. 1;  
H.B. No. 989, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 994, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 1016, H.D. 2, S.D. 1, C.D. 2;

H.B. No. 1271, H.D. 3, S.D. 2, C.D. 1;  
 H.B. No. 1364, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1464, H.D. 3, S.D. 2, C.D. 1;  
 H.B. No. 1471, H.D. 2, S.D. 1, C.D. 1;  
 H.B. No. 1483, H.D. 1, S.D. 1, C.D. 1;  
 H.B. No. 1504, H.D. 1, S.D. 2, C.D. 1;  
 H.B. No. 1627, H.D. 2, S.D. 2, C.D. 1;  
 H.B. No. 1628, H.D. 1, S.D. 2, C.D. 1;  
 H.B. No. 1678, H.D. 1, S.D. 2, C.D. 1;  
 H.B. No. 1807, H.D. 1, S.D. 2, C.D. 1;  
 S.B. No. 21, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 43, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 109, S.D. 2, H.D. 3, C.D. 1;  
 S.B. No. 266, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 387, S.D. 1, H.D. 1, C.D. 2;  
 S.B. No. 423, S.D. 1, H.D. 2, C.D. 1;  
 S.B. No. 464, S.D. 2, H.D. 2, C.D. 2;  
 S.B. No. 884, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 892, S.D. 1, H.D. 2, C.D. 2;  
 S.B. No. 1107, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1202, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1206, S.D. 1, H.D. 1, C.D. 1;  
 S.B. No. 1218, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1222, S.D. 1, H.D. 1, C.D. 2;  
 S.B. No. 1352, S.D. 2, H.D. 2, C.D. 1;  
 S.B. No. 1461, S.D. 2, H.D. 1, C.D. 2;  
 S.B. No. 1665, S.D. 2, H.D. 1, C.D. 1;  
 S.B. No. 1673, S.D. 2, H.D. 2, C.D. 1; and  
 S.B. No. 1674, S.D. 2, H.D. 2, C.D. 1.

Hse. Com. No. 731, informing the Senate that the House has agreed to the amendments proposed by the Senate to H.B. No. 426, H.D. 1, and H.B. No. 426, H.D. 1, S.D. 1 passed Final Reading in the House of Representatives on May 7, 2009.

**ORDER OF THE DAY**

**MISCELLANEOUS COMMUNICATION**

The following communication (Misc. Com. No. 5) was read by the Clerk and was placed on file.

Misc. Com. No. 5, from the Hawaii Family Forum and the Hawaii Catholic Conference, dated May 6, 2009, submitting the signatures of over 10,000 Hawaii citizens requesting that HB444, HD1, be held in committee for the 2009-2010 Legislative Session.

**SENATE RESOLUTIONS**

The following resolutions (S.R. Nos. 134 to 138) were read by the Clerk and were disposed of as follows:

S.R. No. 134 "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO APPROVE THE JOURNAL OF THIS SENATE FOR THE SIXTY-SECOND DAY."

Offered by: Senators Hooser, Hemmings.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 134 was adopted.

S.R. No. 135 "SENATE RESOLUTION RELATING TO THE PRINTING OF THE JOURNAL OF THE SENATE."

Offered by: Senators Hooser, Hemmings.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 135 was adopted.

S.R. No. 136 "SENATE RESOLUTION AUTHORIZING THE PRESIDENT TO DESIGNATE THE EMPLOYEES WHO WILL WORK AFTER ADJOURNMENT."

Offered by: Senators Hooser, Hemmings.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 136 was adopted.

S.R. No. 137 "SENATE RESOLUTION REGARDING COMPLETION OF THE WORK OF THE TWENTY-FIFTH LEGISLATURE SUBSEQUENT TO THE ADJOURNMENT THEREOF."

Offered by: Senators Hooser, Hemmings.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 137 was adopted.

S.R. No. 138 "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE."

Offered by: Senators Hooser, Hemmings.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, S.R. No. 138 was adopted.

At 12:16 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:17 p.m.

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

"Madam President, about a month ago your Ways and Means Committee and the Committee on Transportation and International Affairs held a public hearing on a resolution to audit the Department of Transportation. During that hearing, the committees learned that DOT had a \$1.5 million contract for an AVI system called the 'Automated Vehicle Identification' system at the Honolulu International Airport that was nine years old, and as of that meeting in April, the system was not operational. They did tell us that the state had not paid the contractor and that the contractor had put up a surety bond in the amount of \$1,495,000. However upon reviewing the contract documents that I requested from DOT, the documents show that the representative from DOT did not tell us the truth. Records show that the state indeed had paid the contractor \$1.2 million of the contract. Airport officials also assured the Committee and legislators that the contract had until April 30—which has passed—to install the operational system.

"Well, a few days ago I received a letter from DOT signed by Brian Sekiguchi, the Deputy Director of Airports, of which I sent copies to the committee members, and I will read you what he wrote: 'Dear Chair Kim: This is to inform you that on April 30, 2009, the Oahu district staff met with Mr. Thomas N. Terayama, President of Ted's Wiring Service, and determined that his company did not meet the established deadline of April 30, 2009, to install and have operational the automated vehicle identification system at the Honolulu International Airport pursuant to the contractor requirements under Project No. AO1112-23. We have initiated default proceedings to remit the surety bond in the amount of \$1.4 million to the Department of Transportation, State of Hawai'i. Sincerely, Brian Sekiguchi.'

"But hold on. This morning, I learned that there may be a kink in this: That I'm now being told that while the deputy director and the director of DOT believed that April 30th was the deadline for this 9-year old contract, the district head or division head or airport head—I'm really not sure who, someone who oversees the contract—had supposedly given the contractor another extension. It seems that the right hand does not know what the left hand is doing, and this was very evident in the committee hearing among the DOT representatives at the hearing. But now we learn that it's also happening with the department directors who are also aware of what is going on. This is certainly something that I believe the Legislature must correct and we must demand accountability, and you can rest assured that the Committee on Ways and Means will be holding

a follow-up hearing to get to the bottom of this fiasco shortly. Thank you.”

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

“Several days ago, I had spoken about the three finalists for Kamehameha Schools trustee, one being a former Democrat appointee to the Department of Hawaiian Homelands, one being the present head of HCDA and previously was head of the Land Use Commission, and then the other being astonishingly enough a sitting member of the Governor’s cabinet. Well, not to be undone by the Governor’s cabinet member, I recall that at the time I said that what was astounding to me was that Randy Roth, the co-author of the 2006 *Broken Trust*, had said that both Soon and Kane are excellent candidates and added that Kane, whom he worked with in the Lingle Administration—presumably when Kane was the head of the Republican party—has done an impressive job at the Department of Home Lands and would be ‘a terrific trustee.’ And I had said that well, evidently, Professor Roth believes in the school of ‘do as I say, not as I do.’

“Not to be undone by what evidently is the short list of 68 candidates for Kamehameha Schools, the University of Hawai‘i presently is undergoing a search for its own president, and one of the finalists—and again it’s a gang of three like Kamehameha Schools—one of the finalists is a woman named M.R.C. Greenwood. In the *San Francisco Chronicle* dated Saturday, November 5, 2005, there was an article that the University of California second-in-command Provost M.R.C. Greenwood abruptly resigned because of an investigation regarding the possibility of impropriety in Greenwood’s decision to promote her friend, UC Santa Cruz Vice Provost Lynda Goff, to jobs at UC headquarters in Oakland. And that in addition to a salary carrying \$192,100 and in addition to being friends, Greenwood and Goff evidently owned rental property together in Davis, California, at the time. They’re also looking into one of Greenwood’s subordinates, an individual named Winston Doby, whether he did anything improper to help Greenwood’s son, James Greenwood, land a job in August as a paid senior intern at UC’s new campus in Merced. But they said, this article indicated that it was—at least at the time of publication—a mere investigation. It did end by saying that this is not the first time Greenwood has faced controversy. Some regents objected last year when she was hired as Provost at a salary of \$380,000, nearly \$100,000 more than her predecessor; and that at the time she needed a higher salary to cover the cost of buying a home near UC headquarters in downtown Oakland and that UC gave her a \$125,000 relocation incentive to move 70 miles from Santa Cruz to Oakland, in addition to \$17,950 for temporary housing and another \$9,527 for moving expenses, and a low-interest loan to buy a condominium in Oakland. Well, on January 9, 2006, the investigation of Greenwood’s hiring of Lynda Goff was concluded, and the conclusion was that former UC Provost M.R.C. Greenwood, one of three finalists for the president’s office at the University of Hawai‘i system, had indeed violated the university policies regarding conflict of interest. I wonder where the citizen’s panel was when these articles were published. Or maybe, like I said with regard to the Kamehameha Schools trustees search, at least with two of them, you needed to reach up to touch bottom. Dr. Greenwood evidently violated university conflicts policy when she offered Dr. Goff’s successive appointments in the Office of President and failed to disclose this fact to general counsel. The article further went on to indicate that her son, James Greenwood, is at the center of another hiring controversy. Evidently, the University of California senior officials had concluded, with the University of California Office of the University Auditor, in a report that this matter does not appear to have been the subject of extensive critical thinking about the possible perceptions regarding the propriety of hiring the provost’s son. I’m going to stop there because I think it says it

all. If the previous president ran into problems at the university system, can you imagine now knowing what at least the Senate knows about one of three finalists? This is the State of Hawai‘i and this is the situation in Hawai‘i, given short committees and in the case of the Kamehameha Schools trustee, the probate court and the author of *Broken Trust*. Only time will tell. In 30 days, probate court will decide which of the three is the anointed one, and only time will tell on the fate of M.R.C. Greenwood. But can’t you just wait for the other two of the three on the short list for the University of Hawai‘i presidential search? Thank you, Madam President.”

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

“Madam President, I guess being a member of the freshman class, this is the first time I get a chance to exercise this mechanism of point of personal privilege. We never had such a mechanism in the House; and for the first exercise of it, I’d like to express my appreciation to you, Madam President, and certainly to all of my colleagues because I think this has been a very educational session for me. I guess as the good Education Chair has indicated, learning is a continuing process, and I think there was a lot of confirmation of that for me this session. Certainly the scope of the challenges that we face as a Legislature, or as the Senate body, was daunting, but I found this experience very invigorating. Thank you very much.”

The Chair made the following announcement:

“The Chair has a few comments, and I’m going to make it short because I was going to pass until I received an e-mail from a staffer from one of the good Senators. And this person felt compelled to write because he felt that we are not acknowledging what he considers to be the extraordinary work that our Data Systems has provided. He called upon his own experience in the federal government and compared it and said that they were absolutely extraordinary, and I think that we have, not intentionally, but we do tend to ignore our permanent support staff. So I’d like to take this opportunity, on behalf of all the Senators, to thank the permanent support staff. In this particular situation, he asked us to, of course, single out the Data Systems, but I think we also must thank the Clerk’s office, Sergeant-At-Arms, as well as the Print Shop—which we have converted, and they’ve done a great job of converting—and of course our Journal, and all the other support staffs that come with them.

“I think we also should look back at this time and think about what we went through. This is probably one of the most difficult sessions that anyone has had to go through in recent times; and when you think about it, it’s because we were really just strapped by the economic situations and how it would affect the budget. And we do know Ways and Means Chair Donna Kim has had an extremely difficult time in many situations passing bills that I know personally just tugged at her to even do, but realizing that we had to balance that budget. But when you look at what we started with, and I went back and I rarely do this, but I went back and looked at the opening day remarks. One of the things we said we would propose was an unemployment insurance fund to be used in the short term to keep employees as part of your workforce; and thanks to Senator Takamine we did accomplish that. There is a bill that does exactly that.

“We did say we’d examine tax credits to ensure that they’re performing and enhancing the economy as they should. This may have been controversial for some, but there is a bill that, in fact, did that. And though we may have had vigorous debate on whether it should have taken the form that it did, nonetheless we did not shy away from actually addressing it and coming up with a resolution.



“We did follow the national trend in adopting the streamlined sales tax, and I was very pleased, after the many discussions that we’ve had, to be able to tell Senator Fukunaga that the House actually attributed \$10 million in the budget to streamline tax. And I’m sure it took a lot for them to do that, but they did do it and it is something that we had pointed out.

“We did say we would examine the executive, judicial, legislative pay, and that bill also passed. And I know that that caused my good friend Senator Taniguchi a lot of consternation, but he did do it, even if it was something that we went back and forth on.

“And we do know that there was a sense of betrayal that many of our Native Hawaiian community felt over the Supreme Court case that went up, came back 9-0; and under the leadership of Senator Hee we came up with the resolution. The Senate position is SB1677, and we all know that what has happened there is what is going to result with the complete settlement of that matter between OHA, three of the four plaintiffs, and the State of Hawai‘i. And it will be a dismissal without prejudice, which to me is a very critical element of that; and it also incorporates a position of the Senate that we took about two years ago, which is that a two-thirds affirmative vote would be necessary before any of the public lands would be sold, and it was enhanced with the fact that of course even transfers would fall into the category of requiring notification to Office of Hawaiian Affairs before any of it takes place.

“We had concerns about the health systems, and you know we must give much credit to Senator Ige for his leadership in this area, and I know Senator Ige has shared that with the neighbor island Senators. I was privy to many of their meetings, and they met over the interim and even through this session to try and fix HHSC, and I think the bill that they came up with was extraordinary in the sense that at every turn we always wondered whether or not we would have something. But it’s, I think, Senator Ige’s personality and his ability to work with everyone that resulted with that—even the House, his ability to convince the House.

“But we also must thank Senator Ige for a more important task, and that was that in addition to everything else that he had to do, he did do what we asked him as our Majority technology leader. We went successfully through this session paperless, and I think that without his knowledge of how these things, these computers work, how it interfaces, and I believe with the support of Data Systems, we were able to do this. And I also think many of you Senators should thank your staff members as I also thank the Clerk’s office when they went out of their way to help us make it work. They gave their time and sat with Senator Ige and their little group—we could call it a task force—and provided the input and made it all work. So I believe that when the rest of the nation looks upon what we did, it will be in line with that award that Senator Ige managed to secure for us from the NCSL when it comes to being extremely progressive in how we handle this thing called paper.

“We had asked, remember early on, and we said we would pass a resolution and we did and that was for the FMAP, and the FMAP has been an integral part of the balancing of our budget.

“We did, under the leadership of the new Energy Chair, Senator Gabbard, we did look at all the energy issues, and I believe that even in these difficult times we have passed those bills which many of the technology stakeholders were pleased with and staying with us until the wee hours.

“And of course, there’s always been the issue of the preservation of agriculture and how we would face that. In terms of our state lands, I believe that we’ve managed to protect them from being lost, but we still need to revisit next session

with that interesting bill between Senator Hee and Senator Bunda about the preservation of lands in perpetuity—well, actually it was about a hundred years—in agricultural use.

“But those are the things that we as a Senate set forth as we set out for this legislative session, and I think when you look at it, I think though this session may be remembered for many things, I think we forget about the real things that we accomplished as well. I think the health systems merits major, major accolades because of what it means for the rural hospital systems as well as for the neighbor islands; the ability to balance the budget which is part of today’s override session as well. But more importantly than that, colleagues, I thank you as your President for a wonderful session. As strange as that may sound, the one thing that I look forward to at the end of the session is to think back and to make sure that whatever differences and trials and tribulations that we may have all gone through, that we are still smiling on this day and people are still speaking to each other. And I think that’s a major thing because what I think distinguishes the Senate from any other body is the fact that we are considered, for some reason, the older body—and maybe that may not be too far from the truth—but we’re also considered the wiser body, and I am proud to say that I believe that it is an adjective well-deserved by everyone in this room. And it has been an honor and a privilege to be a part of you and to sit with each and every one of you, so I thank you for that.

“At this time we would like to take a short recess to inform the House that the Senate is ready to adjourn sine die. Before I call ourselves out, please at least 13 of you come back. We can’t end this session, but recess subject to the call of the Chair.”

At 12:39 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:48 p.m.

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

“I do apologize; I was told that I was not aggressive enough earlier to get your attention, you know. Let me say on behalf of the Minority—and I know you were thanking everybody but you forgot to thank the Minority, and I know that was just an oversight that you really wanted to thank your Minority because without the Minority there would not be half the levity and all of that.

“I just wanted to say a few words. You know, it’s kind of interesting coming to work every day when you’re outnumbered eleven and a half to one. When you introduce bills and they’re not even heard in session, but yet, yet, you have respect for your colleagues, you enjoy the Senate, and as Senator Takamine knows and as he said, ‘There’s a big difference between that body over there and this one here.’ We do have more lively debate and also, like herding cats, we have 25 individuals here. And from time to time, one never knows exactly how one is going to respond or vote, but as the President knows, your Minority generally supports the Majority bills 95 percent of the time. We have few bills that we disagree on, and we’re very passionate in our disagreement.

“I enjoy my colleagues, each and every one of them—particularly the ones that try to tell us how we should be and what we should watch on TV. By the way, for the Majority leader, good news for you. CNN called me today about the outrageous Islamic resolution that we passed, so I’ll watch CNN tonight.

“We have humor. We have investigation. The spritely Senator from Kalihi back there is the queen of investigations, and as you know, Republicans love to serve on investigative committees. And because it was done so professionally, I

supported the recommendations of the Committee just as you, Madam Chair, earlier when we set the tone for Senate investigations with the Felix Committee. We had a bipartisan group from the House and the Senate, and I think we uncovered a great deal of information which has turned into helpful change and legislation.

“The good Senator from Kahaluu, when he’s not wearing his cowboy hat and riding, he’s always getting the lowdown for us on some lowdown people, and I appreciate that because I think it is important that we discuss things. And oftentimes I get a little frustrated, as you know Madam President, when you folks love to call a recess and go behind closed doors. You get the rubber hoses out, you get the good bento food, and then everybody comes out and they all vote ‘aye, aye, aye.’ I think we should have even more spirited discussions on the floor of the Senate, because it is to the benefit of the people of this state. They know where we’re coming from, and there are different positions that we elucidate.

“I, for one, am disappointed about the tax proposals that have been adopted, but we will see how this plays out and we will see what has to be done. I’m also, as you know, very suspicious about the federal funding. At best, we know that it’s only going to last one year or two years. And the problem is by putting back things into the budget, by creating additional positions and revenue sources, we’re going to be stuck because we’re going to have that permanent demand for expenditures over the years.

“But all in all, I think it has been a session that people will remember. They’ll remember it for different reasons, and I’m so excited that the good Senator from Kahaluu yesterday indicated that we will co-sponsor a full, total, and complete audit of OHA. We could do that after the session today, Senator, if you’d like. We can, you know, write it out. The only thing we were arguing about whether it’s going to be called the Hee-Slom or the Slom-Hee audit.

“But I think that the freshmen in our group this year, I think they accounted themselves very well. They added to our discussions. I think we probably had more people up the gallery than ever before, so I know that was a Majority trick to get people to come here and it worked. We have really tough issues, and in most cases there’s not easy answers. And so, on behalf of your loyal Minority, I want to thank you too, Madam President, particularly for the openness and allowing us free reign and free speech. We try not to take advantage of it. We try to raise legitimate points, as the good Minority Senator had said. I know that there are some people within your caucus that would be very happy if there were 25 of you with D’s here, and then all the votes would be easy and you could get out on time. You could, you know, call the session to order at 11:30 and 11:45 you’d all be gone because everybody would be in lock-step. But I hope that you will think and agree that it is important that if issues are brought up and questions are asked, that the real point is to try to solve the problems, answer the questions and move on, because without a doubt I know that all of us have the best intentions of the State. So thank you again for a session. We’ll be back next year. *Aloha.*”

At this time, the Chair rose and said:

“Senator Slom, it was not an oversight because when I referred to the Senators as my colleagues, I’m sure we all feel that once we’re in this room, we’re all Senators and you’re all colleagues.”

Senator Slom replied:

“Excuse me, Madam President, but at least Senator Espero mentions us by name in his poem. You know, you mentioned everybody else. Are we chopped liver? You didn’t mention us. Thank you, Madam President.”

The Chair replied:

“Thank you, Senator. I will note that next time. But I did have an oversight. I forgot to mention our respective support staff that is bi-party: the Senate Minority Office and well as the Senate Majority Office, which we would not be able to do many of the things we do without them.”

#### ADJOURNMENT

Senator Sakamoto moved that the Senate of the Twenty-Fifth Legislature of the State of Hawai‘i, Regular Session of 2009, adjourn Sine Die, seconded by Senator Slom and carried.

At 12:56 p.m., the President rapped her gavel and declared the Senate of the Twenty-Fifth Legislature of the State of Hawai‘i, Regular Session of 2009, adjourned Sine Die.

GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT  
OF THE LEGISLATURE SINE DIE

**Gov. Msg. No. 679**, informing the Senate that on May 18, 2009, the Governor signed into law House Bill No. 1101, H.D. 1, S.D. 1 as Act 62, entitled: "RELATING TO INVESTIGATORS OF THE DEPARTMENT OF HUMAN SERVICES."

**Gov. Msg. No. 680**, informing the Senate that on May 18, 2009, the Governor signed into law House Bill No. 179, S.D. 2 as Act 63, entitled: "RELATING TO SCHOOL FACILITIES."

**Gov. Msg. No. 681**, informing the Senate that on May 18, 2009, the Governor signed into law House Bill No. 1016, H.D. 2, S.D. 1, C.D. 2 as Act 64, entitled: "MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

**Gov. Msg. No. 682**, informing the Senate that on May 20, 2009, the Governor signed into law House Bill No. 381, H.D. 2, S.D. 1, C.D. 1 as Act 65, entitled: "RELATING TO THE STATE OF HAWAII ENDOWMENT FUND."

**Gov. Msg. No. 683**, informing the Senate that on May 20, 2009, the Governor signed into law Senate Bill No. 34, S.D. 1, H.D. 1, C.D. 1 as Act 66, entitled: "RELATING TO THE MORTGAGE RESCUE FRAUD PREVENTION ACT."

**Gov. Msg. No. 684**, informing the Senate that on May 20, 2009, the Governor signed into law House Bill No. 1364, H.D. 1, S.D. 1, C.D. 1 as Act 67, entitled: "RELATING TO THE BUDGET."

**Gov. Msg. No. 685**, informing the Senate that on May 22, 2009, the Governor signed into law House Bill No. 586, H.D. 1, S.D. 1, C.D. 1 as Act 68, entitled: "RELATING TO THE KANEHOHE BAY REGIONAL COUNCIL."

**Gov. Msg. No. 686**, informing the Senate that on May 22, 2009, the Governor signed into law House Bill No. 813, H.D. 1, S.D. 1, C.D. 1 as Act 69, entitled: "RELATING TO LANGUAGE ACCESS."

**Gov. Msg. No. 687**, informing the Senate that on May 22, 2009, the Governor signed into law Senate Bill No. 427, H.D. 1, C.D. 1 as Act 70, entitled: "RELATING TO GENERAL EXCISE TAXATION."

**Gov. Msg. No. 688**, informing the Senate that on May 22, 2009, the Governor into law House Bill No. 632, H.D. 1, S.D. 1, C.D. 1 as Act 71, entitled: "RELATING TO POLICY ADVISORY BOARD ON VETERANS' SERVICES."

**Gov. Msg. No. 689**, informing the Senate that on May 26, 2009, the Governor signed into law House Bill No. 1059, H.D. 2, S.D. 1 as Act 72, entitled: "RELATING TO THE ONE CALL CENTER."

**Gov. Msg. No. 690**, informing the Senate that on May 26, 2009, the Governor signed into law Senate Bill No. 35, S.D. 1, H.D. 1, C.D. 1 as Act 73, entitled: "RELATING TO MORTGAGES."

**Gov. Msg. No. 691**, informing the Senate that on May 26, 2009, the Governor signed into law House Bill No. 1061, H.D. 1, S.D. 1 as Act 74, entitled: "RELATING TO PUBLIC UTILITIES."

**Gov. Msg. No. 692**, informing the Senate that on May 26, 2009, the Governor signed into law House Bill No. 1152, H.D. 1, S.D. 1, C.D. 1 as Act 75, entitled: "RELATING TO COMMITTED PERSONS' ACCOUNTS."

**Gov. Msg. No. 693**, informing the Senate that on May 26, 2009, the Governor signed into law House Bill No. 1713, H.D. 2, S.D. 2, C.D. 1 as Act 76, entitled: "RELATING TO HAZARDS."

**Gov. Msg. No. 694**, informing the Senate that on May 28, 2009, the Governor signed into law Senate Bill No. 892, S.D. 1, H.D. 2, C.D. 2 as Act 77, entitled: "RELATING TO INSURANCE."

**Gov. Msg. No. 695**, informing the Senate that on May 28, 2009, the Governor signed into law Senate Bill No. 281, H.D. 1, C.D. 1 as Act 78, entitled: "RELATING TO THE STATEWIDE TRAFFIC CODE."

**Gov. Msg. No. 696**, informing the Senate that on May 28, 2009, the Governor signed into law Senate Bill No. 884, S.D. 2, H.D. 1, C.D. 1 as Act 79, entitled: "RELATING TO NON-GENERAL FUNDS."

**Gov. Msg. No. 697**, informing the Senate that on June 1, 2009, the Governor signed into law Senate Bill No. 1223, S.D. 1, H.D. 2, C.D. 1 as Act 80, entitled: "RELATING TO HAWAII MADE PRODUCTS."

**Gov. Msg. No. 698**, informing the Senate that on June 1, 2009, the Governor signed into law House Bill No. 1040, H.D. 1, S.D. 2, C.D. 1 as Act 81, entitled: "RELATING TO TORT LIABILITY."

**Gov. Msg. No. 699**, informing the Senate that on June 1, 2009, the Governor signed into law Senate Bill No. 714, S.D. 1, H.D. 2, C.D. 1 as Act 82, entitled: "RELATING TO HIGH OCCUPANCY VEHICLE LANES."

**Gov. Msg. No. 700**, informing the Senate that on June 1, 2009, the Governor signed into law Senate Bill No. 711, S.D. 1, H.D. 2, C.D. 1 as Act 83, entitled: "RELATING TO TRANSPORTATION."

**Gov. Msg. No. 701**, informing the Senate that on June 2, 2009, the Governor signed into law House Bill No. 35, H.D. 1, S.D. 1, C.D. 1 as Act 84, entitled: "RELATING TO INCOME TAX CREDIT."

**Gov. Msg. No. 702**, informing the Senate that on June 2, 2009, the Governor signed into law House Bill No. 1536, H.D. 2, S.D. 1, C.D. 1 as Act 85, entitled: "RELATING TO SALARIES."

**Gov. Msg. No. 703**, informing the Senate that on June 3, 2009, the Governor signed into law Senate Bill No. 496, S.D. 2, H.D. 2, C.D. 1 as Act 86, entitled: "RELATING TO CHARTER SCHOOLS."

**Gov. Msg. No. 704**, informing the Senate that on June 3, 2009, the Governor signed into law House Bill No. 640, H.D. 1, S.D. 2, C.D. 1 as Act 87, entitled: "RELATING TO ENVIRONMENTAL IMPACT STATEMENTS."

**Gov. Msg. No. 705**, informing the Senate that on June 3, 2009, the Governor signed into law House Bill No. 981, H.D. 2, S.D. 2, C.D. 1 as Act 88, entitled: "RELATING TO HIGHWAY SAFETY."

**Gov. Msg. No. 706**, informing the Senate that on June 3, 2009, the Governor signed into law House Bill No. 1141, H.D. 1, S.D. 1, C.D. 1 as Act 89, entitled: "RELATING TO THRILL CRAFT OPERATION."

**Gov. Msg. No. 707**, informing the Senate that on June 5, 2009, the Governor signed into law House Bill No. 615, H.D. 1,

S.D. 2, C.D. 1 as Act 90, entitled: "RELATING TO HARASSMENT."

**Gov. Msg. No. 708**, informing the Senate that on June 5, 2009, the Governor signed into law House Bill No. 1057, H.D. 1, S.D. 2, C.D. 1 as Act 91, entitled: "RELATING TO THE STATE OF HAWAII COLLEGE SAVINGS PROGRAM."

**Gov. Msg. No. 709**, informing the Senate that on June 5, 2009, the Governor signed into law House Bill No. 366, H.D. 2, S.D. 2, C.D. 1 as Act 92, entitled: "RELATING TO MANTA RAYS."

**Gov. Msg. No. 710**, informing the Senate that on June 5, 2009, the Governor signed into law Senate Bill No. 109, S.D. 2, H.D. 3, C.D. 1 as Act 93, entitled: "RELATING TO THE INTERSTATE COMPACT FOR JUVENILES."

**Gov. Msg. No. 711**, informing the Senate that on June 8, 2009, the Governor signed into law Senate Bill No. 1674, S.D. 2, H.D. 2, C.D. 1 as Act 94, entitled: "RELATING TO THE UNIVERSITY OF HAWAII."

**Gov. Msg. No. 712**, informing the Senate that on June 8, 2009, the Governor signed into law Senate Bill No. 931, S.D. 1, H.D. 1, C.D. 1 as Act 95, entitled: "RELATING TO EPIDEMIOLOGIC INVESTIGATIONS."

**Gov. Msg. No. 713**, informing the Senate that on June 8, 2009, the Governor signed into law Senate Bill No. 585, S.D. 2, H.D. 1, C.D. 1 as Act 96, entitled: "RELATING TO REMOTE DISPENSING."

**Gov. Msg. No. 714**, informing the Senate that on June 8, 2009, the Governor signed into law House Bill No. 1103, S.D. 1, C.D. 1 as Act 97, entitled: "RELATING TO FEDERAL FINANCIAL ASSISTANCE FOR INDEPENDENT LIVING SERVICES AND CENTERS."

**Gov. Msg. No. 715**, informing the Senate that on June 8, 2009, the Governor signed into law House Bill No. 1807, H.D. 1, S.D. 2, C.D. 1 as Act 98, entitled: RELATING TO WATER QUALITY."

**Gov. Msg. No. 716**, informing the Senate that on June 8, 2009, the Governor signed into law Senate Bill No. 1073, S.D. 1, H.D. 2, C.D. 1 as Act 99, entitled: RELATING TO CORRECTIONAL FACILITIES."

**Gov. Msg. No. 717**, informing the Senate that on June 9, 2009, the Governor signed into law House Bill No. 983, H.D. 1, S.D. 2, C.D. 1 as Act 100, entitled: "RELATING TO EDUCATION."

**Gov. Msg. No. 718**, informing the Senate that on June 9, 2009, the Governor signed into law Senate Bill No. 914, S.D. 2, H.D. 2, C.D. 1 as Act 101, entitled: "RELATING TO PUBLIC ASSISTANCE."

**Gov. Msg. No. 719**, informing the Senate that on June 9, 2009, the Governor signed into law House Bill No. 271, S.D. 2, C.D. 1 as Act 102, entitled: "RELATING TO REAL PROPERTY."

**Gov. Msg. No. 720**, informing the Senate that on June 9, 2009, the Governor signed into law Senate Bill No. 917, S.D. 2, H.D. 1, C.D. 1 as Act 103, entitled: "RELATING TO THIRD PARTY LIABILITY FOR MEDICAID."

**Gov. Msg. No. 721**, informing the Senate that on June 10, 2009, the Governor signed into law Senate Bill No. 1066, S.D. 2, H.D. 1, C.D. 1 as Act 104, entitled: "RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

**Gov. Msg. No. 722**, informing the Senate that on June 10, 2009, the Governor signed into law Senate Bill No. 564, S.D. 2, H.D. 1, C.D. 1 as Act 105, entitled: "RELATING TO FIRE PROTECTION."

**Gov. Msg. No. 723**, informing the Senate that on June 10, 2009, the Governor signed into law House Bill No. 1071, H.D. 3, S.D. 2, C.D. 1 as Act 106, entitled: "RELATING TO MORTGAGE SERVICERS."

**Gov. Msg. No. 724**, informing the Senate that on June 10, 2009, the Governor signed into law House Bill No. 1070, S.D. 1, C.D. 1 as Act 107, entitled: "RELATING TO THE CODE OF FINANCIAL INSTITUTIONS."

**Gov. Msg. No. 725**, informing the Senate that on June 10, 2009, the Governor signed into law House Bill No. 814, H.D. 2, S.D. 2, C.D. 1 as Act 108, entitled: "RELATING TO NURSE AIDES."

**Gov. Msg. No. 726**, informing the Senate that on June 11, 2009, the Governor signed into law House Bill No. 1678, H.D. 1, S.D. 2, C.D. 1 as Act 109, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS."

**Gov. Msg. No. 727**, informing the Senate that on June 11, 2009, the Governor signed into law House Bill No. 1628, H.D. 1, S.D. 2, C.D. 1 as Act 110, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC."

**Gov. Msg. No. 728**, informing the Senate that on June 11, 2009, the Governor signed into law House Bill No. 427, H.D. 1, S.D.1, C.D. 1 as Act 111, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST ONE PLANET PACIFIC ENERGY, LLC, A PROCESSING ENTERPRISE."

**Gov. Msg. No. 729**, informing the Senate that on June 11, 2009, the Governor signed into law House Bill No. 1627, H.D. 2, S.D. 2, C.D. 1 as Act 112, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS."

**Gov. Msg. No. 730**, informing the Senate that on June 11, 2009, the Governor signed into law House Bill No. 426, H.D. 1, S.D. 1 as Act 113, entitled: "RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU."

**Gov. Msg. No. 731**, informing the Senate that on June 11, 2009, the Governor signed into law House Bill No. 1483, H.D. 1, S.D. 1, C.D. 1 as Act 114, entitled: "RELATING TO SPECIAL PURPOSE REVENUE BONDS FOR BETTER PLACE HAWAII, INC."

**Gov. Msg. No. 732**, informing the Senate that on June 12, 2009, the Governor signed into law Senate Bill No. 851, S.D. 1, H.D. 3, C.D. 1 as Act 115, entitled: "RELATING TO CHILD SUPPORT ENFORCEMENT."

**Gov. Msg. No. 733**, informing the Senate that on June 12, 2009, the Governor signed into law Senate Bill No. 932, S.D. 2, H.D. 2, C.D. 1 as Act 116, entitled: "RELATING TO INFECTIOUS DISEASE TESTING."

**Gov. Msg. No. 734**, informing the Senate that on June 12, 2009, the Governor signed into law Senate Bill No. 967, S.D. 2, H.D. 3 as Act 117, entitled: "RELATING TO CONTROLLED SUBSTANCES."

**Gov. Msg. No. 735**, informing the Senate that on June 12, 2009, the Governor signed into law House Bill No. 28, H.D. 1, S.D. 2, C.D. 1 as Act 118, entitled: "RELATING TO DEAD HUMAN BODIES."

**Gov. Msg. No. 736**, informing the Senate that on June 12, 2009, the Governor signed into law Senate Bill No. 292, S.D. 1, H.D. 1, C.D. 1 as Act 119, entitled: "RELATING TO FUNDS."

**Gov. Msg. No. 737**, informing the Senate that on June 15, 2009, the Governor signed into law Senate Bill No. 1352, S.D. 2, H.D. 2, C.D. 1 as Act 120, entitled: "RELATING TO BUREAU OF CONVEYANCES."

**Gov. Msg. No. 738**, informing the Senate that on June 15, 2009, the Governor signed into law Senate Bill No. 876, S.D. 2, H.D. 2 as Act 121, entitled: "RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

**Gov. Msg. No. 739**, informing the Senate that on June 15, 2009, the Governor signed into law House Bill No. 1351, H.D. 2, S.D. 1, C.D. 1 as Act 122, entitled: "RELATING TO PRIVATE AGRICULTURAL PARKS."

**Gov. Msg. No. 740**, informing the Senate that on June 16, 2009, the Governor signed into law Senate Bill No. 389, S.D. 1, H.D. 2, C.D. 1 as Act 123, entitled: "RELATING TO CAPITAL IMPROVEMENT PROJECTS."

**Gov. Msg. No. 741**, informing the Senate that on June 16, 2009, the Governor signed into law Senate Bill No. 91, S.D. 2, H.D. 2, C.D. 1 as Act 124, entitled: "RELATING TO COMMUNITY-BASED ECONOMIC DEVELOPMENT."

**Gov. Msg. No. 742**, informing the Senate that on June 16, 2009, the Governor signed into law Senate Bill No. 1259, S.D. 2, H.D. 2, C.D. 1 as Act 125, entitled: "RELATING TO ENVIRONMENTAL RESPONSE."

**Gov. Msg. No. 743**, informing the Senate that on June 16, 2009, the Governor signed into law Senate Bill No. 1008, S.D. 1, H.D. 2 as Act 126, entitled: "RELATING TO WATER QUALITY STANDARDS."

**Gov. Msg. No. 744**, informing the Senate that on June 16, 2009, the Governor signed into law Senate Bill No. 937, H.D. 1 as Act 127, entitled: "RELATING TO MENTAL HEALTH."

**Gov. Msg. No. 745**, informing the Senate that on June 17, 2009, the Governor signed into law House Bill No. 876, H.D. 1, S.D. 2, C.D. 2 as Act 128, entitled: "RELATING TO CONDOMINIUMS."

**Gov. Msg. No. 746**, informing the Senate that on June 17, 2009, the Governor signed into law Senate Bill No. 1107, S.D. 2, H.D. 2, C.D. 1 as Act 129, entitled: "RELATING TO CONDOMINIUMS."

**Gov. Msg. No. 747**, informing the Senate that on June 17, 2009, the Governor signed into law Senate Bill No. 1263, S.D. 2, H.D. 3, C.D. 1 as Act 130, entitled: "RELATING TO TATTOO ARTISTS."

**Gov. Msg. No. 748**, informing the Senate that on June 18, 2009, the Governor signed into law Senate Bill No. 113, H.D. 1, C.D. 1 as Act 131, entitled: "RELATING TO DENTISTS."

**Gov. Msg. No. 749**, informing the Senate that on June 18, 2009, the Governor signed into law House Bill No. 1174, H.D. 3, S.D. 2, C.D. 1 as Act 132, entitled: "RELATING TO THE UNIVERSITY OF HAWAII."

**Gov. Msg. No. 750**, informing the Senate that on June 18, 2009, the Governor signed into law Senate Bill No. 971, S.D. 2, H.D. 1, C.D. 1 as Act 133, entitled: "RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

**Gov. Msg. No. 751**, informing the Senate that on June 18, 2009, the Governor signed into law Senate Bill No. 972, S.D. 2,

H.D. 1, C.D. 1 as Act 134, entitled: "RELATING TO TAX ADMINISTRATION."

**Gov. Msg. No. 752**, informing the Senate that on June 19, 2009, the Governor signed into law House Bill No. 618, S.D. 2, C.D. 1 as Act 135, entitled: "RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT."

**Gov. Msg. No. 753**, informing the Senate that on June 19, 2009, the Governor signed into law Senate Bill No. 523, S.D. 2, H.D. 2 as Act 136, entitled: "RELATING TO HIGH TECHNOLOGY."

**Gov. Msg. No. 754**, informing the Senate that on June 19, 2009, the Governor signed into law House Bill No. 610, H.D. 2, S.D. 2, C.D. 1 as Act 137, entitled: "RELATING TO SCIENCE AND TECHNOLOGY."

**Gov. Msg. No. 755**, informing the Senate that on June 22, 2009, the Governor signed into law Senate Bill No. 309, H.D. 1, as Act 138, entitled: "RELATING TO WORKERS' COMPENSATION."

**Gov. Msg. No. 756**, informing the Senate that on June 22, 2009, the Governor signed into law House Bill No. 300, H.D. 1, S.D. 2, C.D. 1 as Act 139, entitled: "RELATING TO THE JUDICIARY."

**Gov. Msg. No. 757**, informing the Senate that on June 22, 2009, the Governor signed into law House Bill No. 900, H.D. 2, S.D. 1, C.D. 1 as Act 140, entitled: "RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS."

**Gov. Msg. No. 758**, informing the Senate that on June 22, 2009, the Governor signed into law Senate Bill No. 1268, S.D. 2, H.D. 1, C.D. 1 as Act 141, entitled: "RELATING TO AFFORDABLE HOUSING."

**Gov. Msg. No. 759**, informing the Senate that on June 22, 2009, the Governor signed into law Senate Bill No. 440, S.D. 2, H.D. 1, C.D. 1 as Act 142, entitled: "RELATING TO COUNTIES."

**Gov. Msg. No. 760**, informing the Senate that on June 22, 2009, the Governor signed into law House Bill No. 1045, H.D. 1, S.D. 2, C.D. 1 as Act 143, entitled: "RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."

**Gov. Msg. No. 761**, informing the Senate that on June 23, 2009, the Governor signed into law Senate Bill No. 1069, S.D. 1, H.D. 2, C.D. 1 as Act 144, entitled: "RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

**Gov. Msg. No. 762**, informing the Senate that on June 23, 2009, the Governor signed into law House Bill No. 643, H.D. 2, S.D. 2, C.D. 1 as Act 145, entitled: "RELATING TO CONTRACTORS."

**Gov. Msg. No. 763**, informing the Senate that on June 24, 2009, the Governor signed into law House Bill No. 899, H.D. 1, S.D. 1, C.D. 1 as Act 146, entitled: "RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

**Gov. Msg. No. 764**, informing the Senate that on June 24, 2009, the Governor signed into law House Bill No. 1166, H.D. 1, S.D. 2, C.D. 1 as Act 147, entitled: "RELATING TO THE PASSENGER FACILITY CHARGE SPECIAL FUND."

**Gov. Msg. No. 765**, informing the Senate that on June 24, 2009, the Governor signed into law House Bill No. 1696, H.D. 2, S.D. 1, C.D. 1 as Act 148, entitled: "RELATING TO MOTOR VEHICLE RENTAL INDUSTRY."

**Gov. Msg. No. 766**, informing the Senate that on June 24, 2009, the Governor signed into law House Bill No. 262, H.D. 2, S.D. 2, C.D. 1 as Act 149, entitled: "RELATING TO INSURANCE FRAUD."

**Gov. Msg. No. 767**, informing the Senate that on June 24, 2009, the Governor signed into law Senate Bill No. 21, S.D. 1, H.D. 1, C.D. 1 as Act 150, entitled: "RELATING TO GOVERNMENT."

**Gov. Msg. No. 768**, informing the Senate that on June 25, 2009, the Governor signed into law Senate Bill No. 1142, S.D. 1, H.D. 1, C.D. 1 as Act 151, entitled: "RELATING TO PHYSICIAN ASSISTANTS."

**Gov. Msg. No. 769**, informing the Senate that on June 25, 2009, the Governor signed into law Senate Bill No. 1164, S.D. 2, H.D. 2, C.D. 1 as Act 152, entitled: "RELATING TO INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN."

**Gov. Msg. No. 770**, informing the Senate that on June 25, 2009, the Governor signed into law Senate Bill No. 868, S.D. 2, H.D. 2, C.D. 1 as Act 153, entitled: "RELATING TO ENERGY RESOURCES."

**Gov. Msg. No. 771**, informing the Senate that on June 25, 2009, the Governor signed into law Senate Bill No. 464 S.D. 2, H.D. 2, C.D. 2 as Act 154, entitled: "RELATING TO TAXATION."

**Gov. Msg. No. 772**, informing the Senate that on June 25, 2009, the Governor signed into law House Bill No. 1464, H.D. 3, S.D. 2, C.D. 1 as Act 155, entitled: "RELATING TO ENERGY RESOURCES."

**Gov. Msg. No. 773**, informing the Senate that on June 25, 2009, the Governor signed into law Senate Bill No. 1202, S.D. 2, H.D. 2, C.D. 1 as Act 156, entitled: "RELATING TO TRANSPORTATION ENERGY INITIATIVES."

**Gov. Msg. No. 774**, informing the Senate that on June 26, 2009, the Governor signed into law Senate Bill No. 1065, S.D. 2, H.D. 1, C.D. 1 as Act 157, entitled: "RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

**Gov. Msg. No. 775**, informing the Senate that on June 26, 2009, the Governor signed into law House Bill No. 1415, H.D. 1, S.D. 2, C.D. 1 as Act 158, entitled: "RELATING TO SERVICE OF PROCESS."

**Gov. Msg. No. 776**, informing the Senate that on June 26, 2009, the Governor signed into law House Bill No. 1512, H.D. 1, S.D. 1, C.D. 1 as Act 159, entitled: "RELATING TO TEMPORARY RESTRAINING ORDERS."

**Gov. Msg. No. 777**, informing the Senate that on June 26, 2009, the Governor signed into law Senate Bill No. 1222, S.D. 1, H.D. 1, C.D. 2 as Act 160, entitled: "RELATING TO THE HUMANE TREATMENT OF PET ANIMALS."

**Gov. Msg. No. 778**, informing the Senate that on June 29, 2009, the Governor signed into law Senate Bill No. 536, S.D. 1, H.D. 1, C.D. 1 as Act 161, entitled: "RELATING TO STARLIGHT RESERVE."

**Gov. Msg. No. 779**, informing the Senate that on June 29, 2009, the Governor signed into law House Bill No. 200, H.D. 1, S.D. 1, C.D. 1 as Act 162, entitled: "RELATING TO THE STATE BUDGET."

**Gov. Msg. No. 780**, informing the Senate that on June 29, 2009, the Governor signed into law House Bill No. 34, S.D. 1, C.D. 1 as Act 163, entitled: "RELATING TO STATE BONDS."

**Gov. Msg. No. 781**, dated June 30, 2009, transmitting proclamations giving notice of the Governor's plans to return the following bills with objections: House Bill Nos. 31, 36, 128, 183, 343, 358, 541, 589, 590, 690, 754, 952, 975, 982, 986, 989, 1271, 1316, 1379, 1405, 1470, 1471, 1479, 1504, 1525, 1538, 1544, 1550, 1552, 1611, 1676, 1692, and 1809; and Senate Bill Nos. 1, 19, 43, 50, 199, 266, 300, 387, 415, 420, 423, 470, 539, 603, 605, 695, 777, 912, 1005, 1058, 1160, 1183, 1206, 1218, 1224, 1248, 1250, 1345, 1350, 1665, 1673, and 1678, which read as follows:

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 31, entitled 'A Bill for an Act Relating to Employment Practices,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 31 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 31 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 36, entitled 'A Bill for an Act Relating to Health,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 36 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 36 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE

Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 128, entitled ‘A Bill for an Act Relating to Elections,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 128 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 128 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 183, entitled ‘A Bill for an Act Relating to Education,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 183 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 183 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or

presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 343, entitled ‘A Bill for an Act Relating to Rural Primary Health Care Training,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 343 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 343 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 358, entitled ‘A Bill for an Act Relating to Drug Treatment,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 358 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 358 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 541, entitled ‘A Bill for an Act Relating to Civil Service Personnel,’ was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 541 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 541 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 589, entitled 'A Bill for an Act Relating to Renewable Energy Facilities,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 589 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 589 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 590, entitled 'A Bill for an Act Relating to Renewable Energy Facilities,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 590 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 590 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th

day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 690, entitled 'A Bill for an Act Relating to Insurance,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 690 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 690 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 754, entitled 'A Bill for an Act Relating to the Hawaii Tourism Authority,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 754 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 754 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to



give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 952, entitled 'A Bill for an Act Relating to Labor,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 952 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 952 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 975, entitled 'A Bill for an Act Relating to Agricultural Water Systems,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 975 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 975 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 982, entitled 'A Bill for an Act Relating to Family Leave,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 982 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 982 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 986, entitled 'A Bill for an Act Relating to Public School Facilities,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 986 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 986 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 989, entitled 'A Bill for an Act Relating to Children's Health Care,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 989 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House

Bill No. 989 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1271, entitled 'A Bill for an Act Relating to Government,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1271 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1271 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1316, entitled 'A Bill for an Act Relating to Torts,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1316 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1316 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1379, entitled 'A Bill for an Act Relating to Physician Orders for Life Sustaining Treatment,' was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1379 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1379 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1405, entitled 'A Bill for an Act Relating to the General Excise Tax,' was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1405 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1405 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1470, entitled 'A Bill for an Act Relating to Hawaii Public Procurement Code,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1470 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1470 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1471, entitled 'A Bill for an Act Relating to Farms,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1471 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1471 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1479, entitled 'A Bill for an Act Relating to Labor,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1479 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of

the State of Hawaii, giving notice of my plan to return House Bill No. 1479 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1504, entitled 'A Bill for an Act Relating to Health,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1504 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1504 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1525, entitled 'A Bill for an Act Relating to Medicaid,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1525 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1525 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1538, entitled 'A Bill for an Act Relating to Environmentally-sensitive Products,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1538 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1538 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1544, entitled 'A Bill for an Act Relating to Tax Exemptions,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1544 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1544 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or

presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1550, entitled 'A Bill for an Act Relating to Taxation,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1550 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1550 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1552, entitled 'A Bill for an Act Relating to Public Lands,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1552 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1552 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1611, entitled 'A Bill for an Act Relating to Labeling of Meat and Fish Products,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1611 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1611 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day of  
June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1676, entitled 'A Bill for an Act Relating to Public Works,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1676 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1676 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day of  
June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1692, entitled 'A Bill for an Act Relating to Housing,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1692 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1692 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day of  
June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1809, entitled 'A Bill for an Act Relating to Recycling,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1809 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1809 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1, entitled 'A Bill for an Act Relating to Opihi,' was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return

with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 19, entitled 'A Bill for an Act Relating to Procurement,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 19 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 19 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 43, entitled 'A Bill for an Act Relating to Physician Workforce Assessment,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 43 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 43 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 50, entitled 'A Bill for an Act Relating to Renewable Energy Producers,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 50 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 50 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 199, entitled 'A Bill for an Act Relating to Taxation,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 199 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 199 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 266, entitled 'A Bill for an Act Relating to Global Warming,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 266 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 266 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 300, entitled ‘A Bill for an Act Relating to Intoxicating Liquor,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 300 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 300 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 387, entitled ‘A Bill for an Act Relating to the State Budget,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 387 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 387 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 415, entitled ‘A Bill for an Act Relating to Home Care Agencies,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 415 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 415 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 420, entitled ‘A Bill for an Act Relating to Naturopathic Medicine,’ was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 420 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 420 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 423, entitled 'A Bill for an Act Relating to Health,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 423 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 423 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 470, entitled 'A Bill for an Act Relating to Liquor,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 470 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 470 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 539, entitled 'A Bill for an Act Relating to Corrections,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 539 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of

the State of Hawaii, giving notice of my plan to return Senate Bill No. 539 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 603, entitled 'A Bill for an Act Relating to Public Utilities,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 603 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 603 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 605, entitled 'A Bill for an Act Relating to Noise,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 605 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 605 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE



Governor of Hawaii”

**“P R O C L A M A T I O N**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 695, entitled ‘A Bill for an Act Relating to Workers’ Compensation,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 695 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 695 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“P R O C L A M A T I O N**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 777, entitled ‘A Bill for an Act Relating to Comprehensive Sexuality Health Education,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 777 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 777 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“P R O C L A M A T I O N**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or

presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 912, entitled ‘A Bill for an Act Relating to Permanency Hearings,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 912 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 912 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“P R O C L A M A T I O N**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1005, entitled ‘A Bill for an Act Relating to Publicity Rights,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1005 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1005 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“P R O C L A M A T I O N**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1058, entitled ‘A Bill for an Act Relating to Controlled Substances,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1058 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1058 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1160, entitled ‘A Bill for an Act Relating to the Hawaii Public Housing Authority,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1160 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1160 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1183, entitled ‘A Bill for an Act Relating to Discriminatory Practices,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1183 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1183 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1206, entitled ‘A Bill for an Act Relating to Counties,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1206 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1206 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor’s plan to return with the Governor’s objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1218, entitled ‘A Bill for an Act Relating to Mortgage Loan Originators,’ passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1218 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1218 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**“PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1224, entitled 'A Bill for an Act Relating to Airport Concessions,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1224 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1224 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day of  
June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1248, entitled 'A Bill for an Act Relating to State Enterprise Zones,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1248 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1248 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1250, entitled 'A Bill for an Act Relating to Education,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1250 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1250 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1345, entitled 'A Bill for an Act Relating to Agriculture,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1345 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1345 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1350, entitled 'A Bill for an Act Relating to Kakaako,' was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1350 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to

the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1350 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th  
day of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1665, entitled 'A Bill for an Act Relating to Higher Education,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1665 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1665 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1673, entitled 'A Bill for an Act Relating to the Hawaii Health Systems Corporation,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1673 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1673 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**PROCLAMATION**

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 1678, entitled 'A Bill for an Act Relating to Taxation,' passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 1678 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, LINDA LINGLE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 1678 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,  
State of Hawaii, this 30th day  
of June, 2009.

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 782**, informing the Senate that on July 1, 2009, the Governor signed into law Senate Bill No. 659, H.D. 1, C.D. 1 as Act 164, entitled: "RELATING TO STATE FUNDS."

**Gov. Msg. No. 783**, informing the Senate that on July 1, 2009, the Governor signed into law House Bill No. 1495, H.D. 1, S.D. 1, C.D. 1 as Act 165, entitled: "RELATING TO STATE INCOME TAX."

**Gov. Msg. No. 784**, informing the Senate that on July 1, 2009, the Governor signed into law House Bill No. 1739, H.D. 1, S.D. 1, C.D. 1 as Act 166, entitled: "RELATING TO TAXATION."

**Gov. Msg. No. 785**, informing the Senate that on July 1, 2009, the Governor signed into law Senate Bill No. 1195, S.D. 1, H.D. 2, C.D. 1 as Act 167, entitled: "RELATING TO THE ECONOMY."

**Gov. Msg. No. 786**, dated July 1, 2009, transmitting the Governor's statement of objections to House Bill No. 1405, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 1, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1405

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my

approval, House Bill No. 1405, entitled 'A Bill for an Act Relating to the General Excise Tax.'

The purpose of this bill is to establish the nexus standard when the State can tax out-of-state businesses that do not have a physical presence in Hawaii. Specifically, this bill requires out-of-state companies to pay the general excise tax if their Hawaii revenue is at least \$10,000 per year and they solicit business through Hawaii representatives who receive commission for referring customers, whether through the internet or in person. This bill also requires out-of-state businesses to pay taxes under Title 14 of the Hawaii Revised Statutes, such as income tax and transient accommodations tax, if their Hawaii revenue is at least \$100,000 per year or they transacted with at least 20 Hawaii residents per year.

This bill is objectionable because its content violates Article III, Section 14 of the Hawaii State Constitution, which provides that "each law shall embrace but one subject, which shall be expressed in its title." Since the title of this measure is "A Bill for an Act Relating to the General Excise Tax," it is questionable whether Part II of this bill, which applies to all taxes under Title 14, such as income tax, conveyance tax, cigarette tax, transient accommodations tax, and franchise taxes, is included in the subject of the title.

Second, this bill places the nexus language in the general tax administration chapter (Hawaii Revised Statutes Chapter 231). It is likely this placement will present constitutional challenges present in the United States Supreme Court cases of Quill v. North Dakota and Complete Auto Transit, Inc. v. Brady.

Because the imposition of the nexus standard in New York last year has led to a challenge by Amazon.com regarding the constitutionality of requiring out-of-state businesses with no physical presence to collect state sales and use taxes, it would be premature to enact legislation on this issue until the New York case is resolved.

Finally, given the State's current economic situation, this bill is harmful to small Hawaii businesses making customer referrals to out-of-state businesses and those in Hawaii developing an on-line media industry. Website developers use affiliate advertisements to cover the costs of operating and developing their sites. As a result of New York's law, Overstock.com canceled its New York affiliates program last year in order to avoid collecting sales tax. Companies such as Audible.com and Zappos.com have already notified their Hawaii affiliates that they will cancel their programs as a result of the Legislature's passage of this bill and will no longer pay commission for referrals made. This will handicap Hawaii entrepreneurs and place them at a competitive disadvantage to Mainland and international companies.

For the foregoing reasons, I am returning House Bill No. 1405 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 787**, informing the Senate that on July 2, 2009, the Governor signed into law Senate Bill No. 166, S.D. 1, H.D. 1, C.D. 1 as Act 168, entitled: "RELATING TO INSURANCE."

**Gov. Msg. No. 788**, informing the Senate that on July 2, 2009, the Governor signed into law House Bill No. 1378, H.D. 2, S.D. 2, C.D. 1 as Act 169, entitled: "RELATING TO ADVANCED PRACTICE REGISTERED NURSES."

**Gov. Msg. No. 789**, informing the Senate that on July 2, 2009, the Governor signed into law Senate Bill No. 1664,

S.D. 2, H.D. 2, C.D. 1 as Act 170, entitled: "RELATING TO EMPLOYMENT SECURITY."

**Gov. Msg. No. 790**, informing the Senate that on July 2, 2009, the Governor signed into law Senate Bill No. 1568, S.D. 2, H.D. 1 as Act 171, entitled: "RELATING TO UNEMPLOYMENT INSURANCE."

**Gov. Msg. No. 791**, informing the Senate that on July 6, 2009, the Governor signed into law Senate Bill No. 55, S.D. 1, H.D. 1, C.D. 1 as Act 172, entitled: "RELATING TO PUBLIC ACCOUNTANCY."

**Gov. Msg. No. 792**, dated July 6, 2009, transmitting the Governor's statement of objections to House Bill No. 690, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 6, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 690

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 690, entitled 'A Bill for an Act Relating to Insurance.'

The purpose of this bill is to require all health insurers and employers who provide coverage to any regular employees in any group or association to offer the same coverage to part-time employees (persons working at least fifteen but less than twenty hours per week for at least eighteen months) of that employer.

This bill is objectionable because portions of the bill are preempted by the Employee Retirement Income Security Act (ERISA), 29 U.S.C. § 1001, et seq., because they relate to an employee welfare benefit plan regulated by ERISA. ERISA supersedes state laws that relate to employee benefit plans.

Portions of this measure reference family coverage offered to regular workers by a group or association, i.e., an employer. This bill provides that the group or association "shall offer the same family coverage to part-time employees." The coverage offered to the regular employees is an employee welfare benefit plan per ERISA. The bill also imposes certain duties upon the employer regarding enrollment, premiums, and payments.

The health insurance coverage that the bill requires employers to provide for part-time employees is measured by reference to the existing health insurance coverage for regular employees and would be equivalent thereto. Employer-sponsored health insurance programs are subject to ERISA regulation and any state law imposing requirements by reference to such covered programs is preempted by ERISA.

For the foregoing reasons, I am returning House Bill No. 690 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 793**, dated July 6, 2009, transmitting the Governor's statement of objections to House Bill 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," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 6, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1611

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1611, entitled 'A Bill for an Act Relating to the Labeling of Meat and Fish Products.'

The purpose of this bill is to regulate food labeling by requiring distributors of meat and fish products to notify consumers when their products have been gas-treated and to indicate on the label the type of gas used.

This bill is objectionable for two reasons. First, section 2 of this measure, which would require meat that had been gas-treated to bear a label stating that fact, violates the Supremacy Clause of the United States Constitution because it is preempted by the Federal Meat Inspection Act of 1907 (FMIA), as amended by the Wholesome Meat Act of 1967. Section 408 of the FMIA specifically preempts state meat labeling laws that are different from those already established by federal law. Section 2 is inconsistent with current federal meat labeling standards and is, therefore, preempted.

Second, section 3 of this bill would remove from the Hawaii Food, Drug, and Cosmetic Act the criminal sanctions that apply to certain violations of that Act. Section 3 deletes the imprisonment provision in section 328-29(a), Hawaii Revised Statutes, that makes violating section 328-6, Hawaii Revised Statutes, punishable as a criminal misdemeanor and leaves only increased monetary fines. The misdemeanor criminal sanctions currently found in section 328-29 are essential to the effective administration of the State's laws with respect to food cleanliness, drugs, and cosmetics. By removing these criminal sanctions, the Legislature has adversely impacted the ability of the Department of Health to protect the health and safety of the public. The prohibited acts described in section 328-6 constitute willful and egregious behavior that, in the interest of safeguarding public health, should continue to be punishable as crimes under section 328-29.

For the foregoing reasons, I am returning House Bill No. 1611 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 794**, dated July 6, 2009, transmitting the Governor's statement of objections to Senate Bill No. 912, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERMANENCY HEARINGS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 912

Honorable Members  
Twenty-Fifth Legislature

State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 912, entitled 'A Bill for an Act Relating to the Permanency Hearings.'

The purpose of this bill is to ensure compliance with federal Title IV-E hearing requirements to be consistent with the federal case review system in section 475(5) of the Social Security Act.

This bill is objectionable because it does not ensure compliance with the federal Title IV-E hearing requirements and it is not consistent with the federal case review system in section 475(5) of the Social Security Act.

The federal Department of Health and Human Services, recognizing this bill is defective, has granted the State an extension of time to draft new legislation that complies with federal requirements which will be introduced in the 2010 legislative session.

For the foregoing reasons, I am returning Senate Bill No. 912 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 795**, dated July 6, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1058, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 6, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1058

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1058, entitled 'A Bill for an Act Relating to Controlled Substances.'

This bill establishes the medical cannabis task force within the Department of Public Safety to review issues relating to the medical marijuana program and make recommendations for any proposed legislation and rules. This bill also establishes the Salvia divinorum task force within the Department of Public Safety to review issues regarding the effects, use, and sale of Salvia divinorum and its primary psychoactive constituent, salvinorin A, and make appropriate legislative recommendations regarding the possible regulation of Salvia divinorum and salvinorin A. The Director of Public Safety is required to submit reports for both task forces to the Legislature prior to the convening of the regular session of 2010.

This bill is objectionable because the proposed task forces are unnecessary and would redirect limited resources within the Department of Public Safety from their primary functions of corrections and operations of the Sheriff Division.

The medical cannabis task force is unnecessary because it would attempt to deal with issues raised by medical marijuana users that can only be addressed by circumventing federal law.

The use of marijuana and the distribution of marijuana are still illegal under federal law. Until that law is changed, it is inappropriate for the State of Hawaii to support the production, transportation, and distribution of marijuana. The task force will not be able to resolve these issues.

The Salvia divinorum task force is also unnecessary. The Narcotics Enforcement Division of the Department of Public Safety is already working with county police departments, the Alcohol and Drug Abuse Division of the Department of Health, and the federal Drug Enforcement Administration to closely monitor this substance and determine if it should be scheduled as a controlled substance. Under the provisions of section 329-11, Hawaii Revised Statutes, the Department of Public Safety has the duty to annually recommend to the Legislature the necessary scheduling of any controlled substances, and the Department has the authority to temporarily establish the emergency scheduling of any substance, if necessary, pending legislative action.

The provisions pertaining to the Salvia divinorum task force may also raise a possible objection under Section 14 of Article III of the State Constitution, which states in pertinent part, 'Each law shall embrace but one subject, which shall be expressed in its title.' Salvia divinorum is not a controlled substance under Hawaii law and the bill is not amending our controlled substances law to include it. Consequently, the provisions pertaining to the Salvia divinorum task force could possibly be challenged as being beyond the scope of the subject of this bill as expressed in its title.

For the foregoing reasons, I am returning Senate Bill No. 1058 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 796**, informing the Senate that on July 7, 2009, the Governor signed into law House Bill No. 589, H.D. 1, S.D. 2, C.D. 1 as Act 173, entitled: "RELATING TO RENEWABLE ENERGY FACILITIES."

**Gov. Msg. No. 797**, informing the Senate that on July 10, 2009, the Governor signed into law Senate Bill No. 1248, S.D. 1, H.D. 1, C.D. 1 as Act 174, entitled: "RELATING TO STATE ENTERPRISE ZONES."

**Gov. Msg. No. 798**, dated July 10, 2009, transmitting the Governor's statement of objections to House Bill No. 36, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 10, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 36

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 36, entitled 'A Bill for an Act Relating to the Health.'

The purpose of this bill is to expand the use of the Environmental Health Education Fund by renaming it the 'Sanitation and Environmental Health Special Fund,' and

increasing the amount that does not lapse on an annual basis into the general fund from \$300,000 to \$2,445,000.

This bill is objectionable because it would erode general fund revenues in the midst of a serious State budget crisis by increasing the amount retained in the special fund at the end of the fiscal year. Traditionally, amounts that are not spent during the fiscal year are in excess of the program's annual funding requirements and, therefore, should be reviewed and reallocated based on statewide priorities.

Most of the money in this special account is collected from fees imposed on food establishments to obtain a food permit. The fund has no limit on the amount it may collect each year. Moneys in the fund should be used to conduct sanitation inspections and excess amounts should be returned to the general fund that benefits all residents.

Although the stated purpose of this bill is to broaden the scope of the environmental health fund to cover sanitation, the bill in its current form does not accomplish this purpose. The bill renames the fund without clarifying the purposes of the fund, as set forth in section 321-11 of Hawaii Revised Statutes. Last minute amendments by the Legislature to this bill resulted in inconsistent and conflicting language in sections 321-27 and 321-11 of Hawaii Revised Statutes. Due to the discrepancies in the bill language, enactment would create confusion as to the fund's actual and permissible uses.

For the foregoing reasons, I am returning House Bill No. 36 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 799**, dated July 10, 2009, transmitting the Governor's statement of objections to House Bill No. 343, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RURAL PRIMARY HEALTH CARE TRAINING," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 10, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 343

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 343, entitled 'A Bill for an Act Relating to Rural Primary Health Care Training.'

This bill appropriates \$140,000 from the State general fund for fiscal biennium 2009-2011 for the University of Hawaii's John A. Burns School of Medicine to provide rural primary health care training to increase access to primary health care services to medically underserved residents residing in rural areas of the State. The bill requires the development of a statewide rural primary health care training program in each county, beginning with Hawaii County.

Although the goal of this bill is laudable, this bill is objectionable because the State does not have the ability to provide the general fund appropriation allocated in this bill, nor can we afford the subsequent funding that a statewide rural primary health care training program as prescribed in this bill would require in the forthcoming years.

The severity of the State's fiscal condition at present and in the foreseeable future warrants caution in the development of new programs, including those with merit, such as the rural primary health care training program proposed in this bill.

Furthermore, it appears this program would not qualify for federal funding under the requirements established by the Center for Medicare and Medicaid Services within the U. S. Department of Health and Human Services.

For the foregoing reasons, I am returning House Bill No. 343 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 800**, dated July 10, 2009, transmitting the Governor's statement of objections to House Bill No. 358, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG TREATMENT," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 10, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 358

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 358, entitled 'A Bill for an Act Relating to Drug Treatment.'

The purpose of this legislation is to permit the courts to require that an individual reside in a secure drug treatment facility as a condition of probation. The legislation defines this facility as a minimum-security detention center, including continuous direct supervision.

This bill is objectionable because it conflicts with nationally-accepted security protocols within the corrections profession and instructs the courts to direct offenders to facilities that do not exist within the State.

First, the terminology used in this bill is not in keeping with the security procedures and requirements that the Department of Public Safety must follow. Minimum-security detention centers do not require continuous direct supervision of each inmate, but this bill would establish a new standard that would require this security protocol. This requirement would create a new type of detention center with supervision, staffing ratios, and physical confinement requirements that are not recognized within the corrections professions and not in keeping with the requirements set by the U. S. Department of Justice.

Second, this bill presents serious operational problems since it would instruct the courts to direct probationers to facilities that do not exist and where there are no immediate or foreseeable plans for these facilities to exist. Additionally, the concepts in this bill are based on questionable treatment principles that have been not been shown to provide the types of evidence-based drug rehabilitation outcomes that are considered effective, as noted by the Drug Policy Forum of Hawaii.

My Administration has been at the forefront of developing programs that address substance abuse and that provide appropriate treatment regimens and settings for those who

require substance abuse treatment. This legislation fails to accomplish its intended purpose.

For the foregoing reasons, I am returning House Bill No. 358 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 801**, dated July 10, 2009, transmitting the Governor's statement of objections to House Bill No. 982, H.D. 3, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 10, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 982

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 982, entitled 'A Bill for an Act Relating to Family Leave.'

This bill provides for the development and maintenance of a family leave data collection system designed by the University of Hawaii Center on Aging and funded by a \$10,000 appropriation from the Department of Labor and Industrial Relations' Special Fund for Disability Benefits.

This bill is objectionable because it creates a new data collection system, using funds that fall outside the scope and intent of the Special Fund. Hawaii Revised Statutes Chapter 37-523 requires special funds to be used only for the purposes originally established, the uses must reflect a clear nexus between the benefits sought and the expenditures to be made, must provide an appropriate means of financing an activity, and must demonstrate that the program can be financially self-sustaining. Using funds from the Department of Labor and Industrial Relations' Special Fund for Disability Benefits for family leave purposes does not meet the statutory criteria.

This bill is also objectionable because all of the provisions in this bill take effect on the same day, July 1, 2009, irrespective of whether the contemplated database has been completed and is operational. Consequently, because the new 'family leave data collection system' is not yet in existence as a web-based data system, employees seeking family leave benefits will be unable to enter pertinent data on the circumstances and need for family leave benefits, will be unable to print out a form to be submitted to the employer certifying that required data have been entered, and will be unable to comply with the new statutory requirements in section 398-5, Hawaii Revised Statutes, to provide to their employers evidence of having submitted the data in order to request family leave benefits.

Finally, this bill appears to suggest that a new paid family benefit should be developed and implemented for employees in Hawaii. Public sector employees already earn generous paid vacation and sick leave that can be used for family leave purposes. As I have stated in the past, any system that mandates employer-paid wage replacement benefits will increase the already high cost of doing business in the State and I caution the Legislature from recommending such mandates in the future.



For the foregoing reason, I am returning House Bill No. 982 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii

**Gov. Msg. No. 802**, dated July 10, 2009, transmitting the Governor's statement of objections to House Bill No. 986, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU  
 July 10, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 986

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 986, entitled 'A Bill for an Act Relating to Public School Facilities.'

The purpose of this bill is to upgrade the energy efficiency of school buildings by requiring the adoption of Collaborative for High Performance Schools (CHPS) standards, as well as existing Leadership in Energy and Environmental Design (LEED) standards, for all Department of Education projects, including renovations and repairs of less than 5,000 square feet.

Although this bill may be well-intended to help save energy and create green jobs, the legislation is not well thought out, presents operational challenges that are impractical and difficult to carry out, and will have immediate increased fiscal impacts.

Current law, as codified in Section 196-9 of Hawaii Revised Statutes, and the State Building Code already require energy efficiency and environmental standards for State facilities, motor vehicles, and transportation fuel. Nine detailed, specific criteria are embodied in our state statutes to include such energy-efficiency measures as installing R-19 insulation in walls and roofs, switching to solar water heating systems, recycling and reusing water, and incorporating ENERGY STAR appliances.

The Collaborative for High Performance Schools uses methodologies, evaluation criteria, and design factors that are contradictory to and different from the standards already codified in State law. For example, building codes encourage the use of white roofs to reflect heat and lower internal temperatures. But CHPS discourages their use out of concern for the heat they transmit back into the atmosphere. The LEED standard encourages the use of maximum open space in building designs. CHPS requires a reduced footprint for buildings. Attempts to reconcile these conflicting standards would likely lead to legal challenges and delays in building school facilities.

Both the Department of Education and the Department of Budget and Finance have correctly pointed out that the CHPS criteria will add an estimated 8-15% to the costs of construction projects undertaken by the Department of Education. Given the existing backlog of work and dwindling State resources, it is imperative that we embark on projects that are both energy efficient and cost effective with paybacks that can be realized within acceptable time periods. This does not appear to be the case for the Collaborative for High Performance Schools.

Furthermore, this bill is also troubling in the manner in which it mandates the Department of Education to prioritize its capital improvement projects. For example, it requires the DOE to use local and regional job creation criteria and gives higher priority to projects that promote Science Technology Engineering and Math (STEM) education. While these are laudable goals, the Department of Education correctly noted that they must prioritize projects that impact the health and safety of school children and to superimpose other vague standards makes their prioritization process impractical and ineffective.

For the foregoing reasons, I am returning House Bill No. 986 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii

**Gov. Msg. No. 803**, dated July 10, 2009, transmitting the Governor's statement of objections to House Bill No. 989, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN'S HEALTH CARE," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU  
 July 10, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 989

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 989, entitled 'A Bill for an Act Relating to Children's Health Care.'

The purpose of this bill is to reinstate the Hawaii Children's Health Care Program, otherwise known as Keiki Care, for three years and require the participants to receive primary health care services at federally qualified health centers. The program is funded through an appropriation of \$400,000 from the general fund for the biennium.

This bill is objectionable because it fails to carry out the legislative intent of the Keiki Care program, as established pursuant to Act 236, Session Laws of Hawaii 2007. That intent was to provide health care coverage to children who are uninsured and ineligible for the State's Med-QUEST programs or other health care coverage.

An evaluation of the program found that when Keiki Care was launched in April 2008, there were 1,804 children enrolled, of which 1,750 or 95% were previously insured by their own families through HMSA's Children's Plan.

When the State evaluated the program in August 2008, it discovered that of the nearly 2,021 children enrolled in Keiki Care, only approximately 300 or 15% met the criteria of 'gap group' children who were uninsured and ineligible for their coverage. The program failed to assist the neediest children who were being crowded out by participants who could afford to purchase health coverage at a minimal cost through HMSA's Children's Plan but had switched to Keiki Care to receive free medical care at taxpayer expense.

This bill is also objectionable because it revives the Keiki Care program but fails to address substantive problems

previously encountered with its implementation. The bill does not contain a mechanism to target program participation to the truly needy who are unable to access other State health care coverage programs, such as ensuring the children are from households that meet the residency and income thresholds.

Further, this bill raises concerns because it requires Keiki Care participants to receive medical care only at federally qualified health centers. While the State's fourteen federally qualified health centers play a vital role in Hawaii's healthcare safety net, the State should not establish the practice of limiting patients to specific providers without good cause. Moreover, this provision fails to recognize that federally qualified health centers may not be accessible to all children because of their geographic locations. At a time when federally qualified health centers report an increased strain on the health care safety net, adding to the strain is unwise.

For the foregoing reasons, I am returning House Bill No. 989 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 804**, dated July 10, 2009, transmitting the Governor's statement of objections to House Bill No. 1504, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 10, 2009

#### STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1504

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1504, entitled 'A Bill for an Act Relating to the Health.'

The purpose of this bill is to establish the Hawaii Health Authority to develop a comprehensive plan for providing universal health care in Hawaii. This bill also appropriates \$50,000 from the State Health Planning and Development Special Fund for the Authority's operations.

This bill is objectionable because the mission and duties of the Hawaii Health Authority as established by this bill are duplicative of past and existing efforts. Act 223, Session Laws of Hawaii 2005, established the temporary Healthcare Task Force to develop a plan to implement health care for all Hawaii residents and appropriated \$200,000 in general funds for the task force. An eighty-five page report, titled 'Analysis of the Impact of an Illustrative Single-Payer System for Hawaii,' was submitted to the task force and published on June 30, 2006. Many issues that this bill is seeking to address have already been addressed by the report. That report also addressed issues that this bill does not consider, such as the impact of a universal health care system on insurance providers. The report concluded that in order to implement a universal health care system for all State residents, a payroll tax of at least nine and one half percent must be assessed from all workers in the State. It does not make sense for the State to expend additional resources to develop a plan when a plan was already completed in 2006.

Additionally, this bill establishes the Hawaii Health Authority as an agency administratively attached to the Department of Budget and Finance. The mission of the Authority is to be 'responsible for overall health planning for the state.' This is similar to the mission of the State Health Planning and Development Agency, which is tasked with promoting 'accessibility for all the people of the State to quality health care services at reasonable cost.' Because the Department of Budget and Finance has no expertise in health care, it is inappropriate for the Authority to be attached to the Department instead of the Department of Health. Since the State already has an existing agency administratively attached to the Department of Health with a similar mission, creating a new program during these difficult economic times is not justified.

For the foregoing reasons, I am returning House Bill No. 1504 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 805**, dated July 10, 2009, transmitting the Governor's statement of objections to Senate Bill No. 266, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GLOBAL WARMING," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 10, 2009

#### STATEMENT OF OBJECTIONS TO SENATE BILL NO. 266

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 266, entitled 'A Bill for an Act Relating to Global Warming.'

The purpose of this bill is to establish a 'Climate Change Task Force' to assess the impacts of global warming and climate change trends in the State and to appropriate \$50,000 from the Tourism Special Fund for fiscal year 2009-2010 and the same amount for fiscal year 2010-2011 for this purpose.

This bill is objectionable because it appropriates funds from the Tourism Special Fund at a time when we are least able to afford it. Moneys in the fund must be prioritized for programs that generate revenue, such as tourism marketing and promotion, rather than task forces that are designed to study issues but rarely produce tangible results.

There is already wide-ranging research and recommendations available from global and national organizations on the issue of climate change. We cannot afford to use our limited resources, particularly at this time, to create a task force whose main purpose is to study an issue that we already know much about.

Further, there is already an active Greenhouse Gas Emissions Reduction Task Force in the State whose work is underway. Although the intended purposes of these two task forces may differ, their goal of improving the environment by reducing greenhouse gas emissions and its impact is the same. It should be noted that some of the same members of the existing task force may be asked to join the new task force created by this bill, and, therefore, would be required to share time and resources on what is ultimately the same issue. Given the economic difficulties our state is enduring, it is inefficient and

shortsighted to ask professionals in the public and private sector to duplicate their work.

For the foregoing reasons, I am returning Senate Bill No. 266 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 806**, dated July 10, 2009, transmitting the Governor's statement of objections to Senate Bill No. 423, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 10, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 423

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 423, entitled 'A Bill for an Act Relating to Health.'

The purpose of this bill is to appropriate \$12,291,054 out of the general fund to provide a State match required to access \$15,000,000 in federal funding available through the federal Disproportionate Share Hospital payment program. The funds provided are to offset the cost of uncompensated medical care provided by hospitals to Medicaid and charity care patients. State funds are required to draw down the federal appropriation.

Although the purpose of this bill holds merit, there are no State funds available to afford this expenditure. The bill's \$12,291,054 appropriation will negatively impact the general fund and exacerbate the State's budget deficit. While I appreciate the Legislature's attempt to maximize federal sources of funding, it is my duty as Governor to ensure that the bills that become law can be realistically and responsibly supported by the State.

For the foregoing reason, I am returning Senate Bill No. 423 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 807**, dated July 10, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1665, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 10, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1665

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1665, entitled 'A Bill for an Act Relating to Higher Education.'

The purpose of this bill is to appropriate \$2,400,000 from the Unemployment Insurance Trust Fund and to provide each community college with \$200,000 to establish a skilled worker and business development center at each college.

This bill is objectionable because it expends funds that are needed to pay unemployment benefits and the program that would be set up under this bill duplicates existing workforce development and skills training programs.

Regrettably, unemployment in Hawaii has grown over the past year from 3.6% in May 2008 to 7.4% as of May 2009. This steep rise in unemployment, coupled with an extension of benefits required under federal laws, has meant that the State's fund used to pay unemployed workers is spending more than is currently coming into the fund. While the fund enjoyed very significant balances in 2007 and prior years in excess of \$500,000,000, the fund currently has a balance of \$303,000,000 as of May 2009. This decrease is understandable, given current economic conditions.

However, since none of us knows the depth and length of the current economic crisis, it is imperative that we take steps to preserve these unemployment insurance funds that can be used to pay workers who have lost their job. This is money they need to feed their families and pay their bills. Any leakage out of the fund will mean less dollars for our workforce.

The bill is also objectionable because it proposes to fund the establishment of skilled-worker and business development centers at each community college that duplicate the efforts of the Workforce Development Boards, the One Stop Centers under the Department of Labor and Industrial Relations, and the Worklinks program. Further, this bill asks these new centers at each community college to provide retraining and cross-training for workers in new technology. However, the University of Hawaii Pacific Center for Advanced Technology and Training already provides these types of services.

For the foregoing reasons, I am returning Senate Bill No. 1665 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 808**, informing the Senate that on July 13, 2009, the Governor signed into law House Bill No. 1470, H.D. 1, S.D. 1, C.D. 1 as Act 175, entitled: "RELATING TO HAWAII PUBLIC PROCUREMENT CODE."

**Gov. Msg. No. 809**, informing the Senate that on July 13, 2009, the Governor signed into law Senate Bill No. 1677, S.D. 1, H.D. 2, C.D. 1 as Act 176, entitled: "RELATING TO LANDS CONTROLLED BY THE STATE."

**Gov. Msg. No. 810**, dated July 13, 2009, transmitting the Governor's statement of objections to House Bill No. 1692, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 13, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1692

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1692, entitled 'A Bill for an Act Relating to Housing.'

The purpose of this bill is to impose residency restrictions on the amount of time persons can reside in State public housing. The bill requires the Hawaii Public Housing Authority to conduct a pilot project at one of its State public housing sites, wherein occupancy will be limited to five years for current residents and seven years for new residents. The bill provides exemptions from the occupancy limits for persons fifty-five years of age and older, persons with a mental or physical disability, and persons retired for medical reasons.

This bill is objectionable because it treats like individuals in a disparate manner, making the State vulnerable to a legal challenge. A subset of existing public housing tenants will be singled out and be placed on a time clock of how long they will be allowed to reside in public housing. This will occur regardless of their ability to become self-sufficient, the availability of alternative housing, or the nature of the economic conditions that impact their ability to find alternate housing.

This bill also raises legal concerns in that the purpose section (section 1) encourages 'families to move out of public housing,' contrary to the requirements of section 515-3, Hawaii Revised Statutes, which provides that it is a discriminatory practice, in part, to 'discriminate against a person in the terms, conditions, or privileges of a real estate transaction' because of 'familial status'. Familial status discrimination is prohibited under Title VIII of the Civil Rights Act of 1968, as amended. The bill's narrow reference to families in describing the pilot project prescribed in this bill may render the Hawaii Public Housing Authority vulnerable to legal challenges related to fair housing laws.

For the foregoing reasons, I am returning House Bill No. 1692 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 811**, dated July 13, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1160, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU  
 July 13, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1160

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1160, entitled 'A Bill for an Act Relating to the Hawaii Public Housing Authority.'

The purpose of this bill is to make the administration of public housing by the Hawaii Public Housing Authority (HPHA) more efficient.

This bill is objectionable because section 4 adds a new subsection to section 356D-93, Hawaii Revised Statutes, that requires evictions from State low-income housing be conducted by a hearings officer appointed by HPHA. The requirement that evictions from State low-income housing be conducted by a hearings officer conflicts with section 356D-44(c), Hawaii Revised Statutes, which states that State low-income housing projects shall be subject to chapter 521, Hawaii Revised Statutes. Chapter 521, the 'Residential Landlord-Tenant Code,' provides for eviction through summary possession proceedings or other proper action. Section 666-6, Hawaii Revised Statutes, requires that summary possession actions shall be brought in the district court of the circuit in which the property is situated. The bill does not amend section 356D-44(c) and, therefore, creates a conflict as to whether State low-income housing evictions are to be handled through judicial procedure or administrative procedure.

Section 4 of the bill is also objectionable in requiring that in an eviction hearing, where the tenant has custody of a school-aged child or children, the eviction board or hearings officer shall:

solicit information regarding the tenant's regular participation in school activities or meetings during the current and previous school year from the school or schools in which the child or children are or were enrolled. This information shall be considered in determining the findings, conclusions, decision, and order.

The requirement in section 4 that the hearings officer and eviction board must solicit information about a tenant's involvement in the tenant's child's school activities and use this information in making findings of facts, conclusions of law, and the decision and order in an eviction hearing is objectionable. There is no rational relationship between a tenant's involvement in their child's school activities and whether or not the tenant has violated the rental agreement with HPHA.

Section 6 of the bill amends HPHA's general powers in section 356D-4, Hawaii Revised Statutes, to state that the HPHA 'shall not sell any land developed for any public housing project,' but this bill does not amend section 356D-8(c), Hawaii Revised Statutes, which states in relevant part that HPHA 'may sell, exchange, transfer, assign, or pledge, any property, real or personal, or any interest therein to any person or government.' There does not appear to be any justification for a blanket prohibition against a sale when 'exchange, transfer, assign, or pledge' would still be authorized.

For the foregoing reasons, I am returning Senate Bill No. 1160 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 812**, dated July 13, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1350, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU  
 July 13, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL  
NO. 1350

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1350, entitled 'A Bill for an Act Relating to Kakaako.'

This bill increases the current reserved housing requirements on developments within the Kakaako Community Development District. In doing so, it places a new housing exaction on purely commercial development and increases reserved housing requirements currently enforced by the Hawaii Community Development Authority.

This bill is objectionable because it contains many technical and practical flaws that will substantially impede commercial development and the construction of affordable housing in Kakaako. Among other things, this bill defined 'development' over broadly to include enlargements of an existing building or structure, including minor changes in the floor area of a warehouse or parking facility. This legislation is the wrong approach at a time when the State should be encouraging economic activity in Kakaako.

The legislation contains flawed language in the manner in which it attempts to adjust the percentage of reserve housing that will be required in future years, making the adjustment nil. Further, the provisions of the bill appear to permit a development project to satisfy a reserve housing requirement outside of Kakaako, but Section 3 of the bill eliminates the power of the Hawaii Community Development Authority to allow these outside developments.

My Administration has consistently supported efforts to build more affordable housing units throughout the State. I am proud of the partnerships we have forged with the private sector to support for-sale and rental housing developments on all islands through the work performed by the Hawaii Housing Finance and Development Corporation and the Department of Hawaiian Home Lands. Thousands of families now have a place they can call home as a result of these efforts.

Regrettably, this legislation will curtail, not enhance, the development of additional housing in the Kakaako district by setting requirements that make it economically infeasible to move forward. For example, requirements that would raise an affordable housing requirement from 550 units to over 1,200 units are not financially viable, despite the best of intentions of the Legislature. The practical impact will be a halt to redevelopment in a major urban area that remains partially blighted despite over thirty years of government efforts under the Hawaii Community Development Authority.

Finally, it is unwise public policy to place a de facto halt on the permitting of new projects in Kakaako until such time as the Hawaii Community Development Authority completes rulemaking actions that would be required to implement the provisions of this bill. History has shown that the rulemaking process takes months to properly draft rules and ensure adequate public input. It is inappropriate and counterproductive to place a moratorium on development while the rulemaking process occurs, particularly at a time when we need to be reinvigorating the economy and creating jobs for our residents.

For the foregoing reasons, I am returning Senate Bill No. 1350 without my approval.

Respectfully,

/s/ Linda Lingle

LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 813**, dated July 14, 2009, transmitting the Governor's statement of objections to House Bill No. 31, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 14, 2009

## STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 31

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 31, entitled 'A Bill for an Act Relating to Employment Practices.'

The purpose of this bill is to establish an employer's use of an individual's credit history as an unlawful discriminatory employment practice, subject to certain exceptions.

This bill is objectionable because it places another restriction on employers that could impact their ability to protect the safety and financial security of their workplaces. If enacted, this bill would restrict an employer's ability to verify statements made in a job interview or on a resume which can be indicative of that individual's honesty and trustworthiness. It would also restrict an employer's ability to periodically check on the current credit history of their workforce.

Congress recognized the sensitive nature of information contained in credit histories and, as a result, passed the Fair Credit Reporting Act which governs an employer's use of such information. It is unclear why the Legislature felt the need to pass additional legislation when federal law already places restrictions on employers and provides appropriate protections for employees.

It is not appropriate to place restrictions on employers who are working hard to create environments that are safe for themselves, their employees, and the public. Police departments have noted that credit reports help them conduct thorough background screenings to ensure they have a comprehensive portrait of an individual's readiness for employment in a position of public trust. In addition, insurance agencies, retailers, hotels, non-profit organizations, churches, and many others have noted that their ability to conduct credit checks on employees is vital to protecting their day-to-day operations. For example, hotel workers have access to many things of value including a hotel guest's jewelry, clothing, credit card numbers, and cash. Hotels go to great lengths to ensure their employees meet the highest standards and can be trusted with a customer's personal effects.

It makes sense for private, public, and non-profit employers to use credit histories to ensure their employees are worthy of being placed in a position that impacts the satisfaction and trust of their clients and the financial well-being of their operations.

For the foregoing reasons, I am returning House Bill No. 31 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 814**, dated July 14, 2009, transmitting the Governor's statement of objections to House Bill No. 952, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 14, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 952

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 952, entitled 'A Bill for an Act Relating to Labor.'

The purposes of this bill are to: (1) change the union certification process by allowing certification of a union representative through card check authorizations without a secret ballot election; (2) to permit a union and individual employees, but not an employer, to collect attorneys' fees and costs in actions before the Hawaii Labor Relations Board (HLRB); and (3) to allow a civil penalty if an employer or employee, but not a union, willfully or repeatedly commits a prohibited practice.

This bill is objectionable for the following reasons:

1. Certification of Union Representative Through Card Check Authorization

Section 1 provides for board certification of a union representative through card check authorization, which undermines employees' right to organize for purpose of collective bargaining under both the Constitution and the statute.

Under Sections 1 and 2 of Article XIII of the State Constitution, employees have the constitutional right to 'organize for purpose of collective bargaining.' Based on this right, the Legislature granted employees freedom to participate in the collective bargaining process through representation of their own choosing. Sections 89-3 and 377-4, Hawaii Revised Statutes (HRS), were enacted and designed to protect employees. These statutes provide that employees have the right of self-organization and the right to form, join, or assist labor organizations, and bargain collectively through representatives of their own choosing. Further, sections 89-3 and 377-4, Hawaii Revised Statutes, also provide that employees have a right to refrain from such activities.

In Hawaii, elections have been the exclusive means by which a union may obtain certification by the HLRB to act as a collective bargaining representative for a group of employees. However, if enacted, this bill would obligate the HLRB to certify a union based on authorization cards without an election. Authorization cards are poor indicators of support and this method of certifying a collective bargaining representative is susceptible to intimidation, coercion, and introduces irrelevant factors into the calculus of whether to select union representation.

Secret ballot elections, on the other hand, provide employees with an opportunity to carefully consider their choice after being fully informed by both the union and the employer of the advantages and disadvantages of union representation. The National Labor Relations Board has repeatedly stated that secret elections are generally the most satisfactory and indeed the

preferred method of ascertaining whether a union has majority support.

We should continue the current process of certifying union representatives through election, which is patterned after how we vote for public officials.

2. Award of Attorneys' Fees and Costs

Section 2 seeks an amendment to section 377-9, Hawaii Revised Statutes, modifying the remedial powers of the HLRB to include authority to award interest on back pay awards, plus costs and attorneys' fees, in favor of employees.

Section 89-14, Hawaii Revised Statutes, provides that any controversy concerning prohibited practices may be submitted to the HLRB in the same manner and with the same effect as provided in section 377-9, Hawaii Revised Statutes. Section 89-13, Hawaii Revised Statutes, provides that it is unlawful for either employers or unions to engage in prohibited practices either against one another or against individual employees. Complaints alleging prohibited practices may be lodged by a union against an employer on behalf of one or more union members by an employer against a union, or by an individual employee against his union, his employer, or both.

If this bill becomes law, this amendment would mean that unions or employees could seek to recover attorneys' fees and costs from employers upon prevailing in prohibited practice complaints, but employers would be provided with no such reciprocal right. This failure gives unions and employees an unfair advantage over employers.

This bill may also have a detrimental impact on the resolution of labor disputes through the grievance procedure and arbitration provided for in the current public collective bargaining agreements. Those public collective bargaining agreements provide that each side will bear its own costs and fees. If this bill is enacted, the incentive for union attorneys to file HLRB claims, instead of grievances, will be greatly increased.

3. Civil Penalty Against Employers

The bill amends section 377-9, Hawaii Revised Statutes, by mandating that HLRB impose a civil penalty not to exceed \$10,000 in the event that an employer or employee is found to have 'wilfully or repeatedly' committed a prohibited practice. The Legislature did not explain why such a mandatory penalty is necessary in the first place, particularly in light of the fact that the HLRB is already empowered with a wide range of discretionary remedial tools.

More importantly, even if one assumes that mandatory penalties of this nature are needed, this proposal unaccountably fails to provide for such penalties against a union if the HLRB finds it has committed prohibited practices against an employer. The bill also fails to provide for the imposition of a civil penalty in the event that a union has been found to have committed prohibited practices against one of its own members. In short, this bill gives unions an unfair advantage over both employers and individual employees.

4. Conflict With Current Law

This bill also appears to conflict with current law. The bill states that if the parties cannot reach a collective bargaining agreement, either party may request conciliation under section 377-3, Hawaii Revised Statutes. On page 3, lines 4-11, the bill also states that '[i]f, after the expiration of the twenty-day period beginning on the date on which the request for conciliation is made . . . or such additional period as the parties may agree upon, the conciliator is not able to bring the parties to agreement . . . the board shall refer the dispute to an arbitration panel[.]'

Because the bill allows the parties to agree to conciliation beyond twenty days, it is not consistent with section 377-3, Hawaii Revised Statutes, which only empowers a conciliator to resolve disputes for ten to twenty days.

5. Collective Bargaining Restrictions

This bill is also objectionable because it places arbitrary restrictions on the negotiating parties without regard to the complexity of the agreement or the importance of free and non-coercive bargaining. Forcing parties to agree is antithetical to the system of labor relations that has served our country well. With the prospect of mandatory mediation and binding arbitration, bargaining may become more unrealistic as labor representatives push for very high wages in negotiation and employers counter that union demands would put them out of business.

This bill takes away the rights of unions and employers to bargain in good faith and interjects an arbitration panel to write the contract terms of the two parties. This undermines the purpose of a collective bargaining process and unnecessarily shifts power to the arbitration panels.

For the foregoing reasons, I am returning House Bill No. 952 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 815**, dated July 14, 2009, transmitting the Governor's statement of objections to House Bill No. 1479, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 14, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1479

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1479, entitled 'A Bill for an Act Relating to Labor.'

The purpose of this bill is to require public works contractors and subcontractors to provide a certified copy of a fringe benefit reporting form covering health and welfare benefits, pensions, annuities, vacation, training, and other fringe benefit costs. This submission shall be submitted weekly to the government contracting office.

This legislation is objectionable because it imposes an undue and unnecessary burden on contractors and subcontractors and would require them to report information that has been considered proprietary.

Contractors and subcontractors submit weekly certified payroll records to confirm compliance with Hawaii prevailing wage law. Fringe benefits, such as vacation and sick leave, help attract and retain workers and provide workers with non-tax incentives they might not otherwise enjoy. To force disclosure of this information could jeopardize these employee incentives and place firms working on public works projects at a competitive disadvantage to counterpart firms who do not have to disclose this data.

Further, the need for such legislation is not supported by the empirical data collected by the State Department of Labor and Industrial Relations each year when they conduct their random investigations of public works contractors.

Adding to the paperwork burdens and accounting costs of employers at this time of economic stress is not sound policy and detracts from our efforts to encourage and assist employers and employees in the construction sector.

For the foregoing reasons, I am returning House Bill No. 1479 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 816**, dated July 14, 2009, transmitting the Governor's statement of objections to House Bill No. 1676, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 14, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1676

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1676, entitled 'A Bill for an Act Relating to Public Works.'

The purpose of this bill is to require contractors of public works projects financed through Special Purpose Revenue Bonds to submit a collective bargaining agreement for laborers and mechanics to the Department of Labor and Industrial Relations.

This bill is objectionable because it attempts to assign to the Department of Labor a function that is the responsibility of the Hawaii Labor Relations Board or the National Labor Relations Board.

In 2007 Act 61 was passed that specified projects funded by special purpose revenue bonds, even though they are not government projects, were considered public works and, therefore, subject to Hawaii prevailing wage law, as set forth in chapter 104 of Hawaii Revised Statutes. That being the case, contractors who work on these projects can meet the requirements of Chapter 104 by submitting certified copies of their weekly payrolls to the State Department of Labor and Industrial Relations. A collective bargaining agreement need not be in place to meet prevailing wage requirements and it should not be assumed that a private contractor must have such an agreement to comply.

There are times when there are concerns about the content of a collective bargaining agreement between a private contractor and his/her workforce or between the employees and their union representatives. When these concerns arise, they can be brought to the attention of the National Labor Relations Board or, for those firms not covered by the National Labor Relations Board, the Hawaii Labor Relations Board.

For the foregoing reasons, I am returning House Bill No. 1676 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 817**, dated July 14, 2009, transmitting the Governor's statement of objections to Senate Bill No. 695, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU

July 14, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 695

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 695, entitled 'A Bill for an Act Relating to Workers' Compensation.'

The purpose of this bill is to allow a continuation of medical services for injured employees when a dispute exists between the employee and the employer or employer's insurer regarding a treatment plan. The medical services shall continue until the Director of Labor and Industrial Relations issues a decision on the matter.

As I have stated in the past, this bill is objectionable because it requires an employer or employer's insurer to continue to pay for medical treatments after it has been determined that continued treatments are inappropriate, excessive, or for a non-compensable condition. Requiring an employer to pay for medical services that were determined unwarranted or unnecessary with no substantive right to recovery until the Director decides to deny such benefits will result in higher workers' compensation premiums for all businesses in Hawaii at a time when they can least afford it. In addition, this bill fundamentally upsets the balance between the employer and the employee regarding the method by which medical care can be terminated.

This bill is fundamentally unfair to hard-working employees who suffer work-related injuries and are in need of treatment. This bill tolerates and encourages abuse of the workers' compensation system by allowing healthy employees, who are fit to return to work, to continue drawing benefits. This abuse has a negative impact on the workers' compensation system and hurts all of Hawaii's workers.

Given the current state of our economy, I sincerely hope the Legislature will reconsider its previous support for this bill. We simply cannot afford to pass legislation that will increase the cost of doing business during such challenging economic times. If we continue to burden business with mandates and regulation, there will be fewer jobs to be had and all employees will suffer. This bill will further delay our economic recovery and represents poor public policy.

For the foregoing reasons, I am returning Senate Bill No. 695 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 818**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OPIHI," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1, entitled 'A Bill for an Act Relating to Opihi.'

The purpose of this bill is to make it unlawful to take, harvest, or possess opihi, except under certain prescribed circumstances.

This bill is objectionable because it establishes unenforceable standards for the harvesting of opihi that run counter to good fisheries management practices.

Legislation that addresses the management and sustainability of certain fisheries should be evidenced-based, using best practices tools that are scientifically supported. For example, seasonable closures should be based on the spawning and rejuvenation periods for select species of marine life, not on randomly picked dates.

Based on their extensive experience with the management of fishing areas, the Department of Land and Natural Resources has found that tools such as bag limits and seasonal closures are more easily enforceable and more readily understood by the public. This bill would require State enforcement personnel to attempt to determine if the opihi in a person's possession was picked above the waterline or below the waterline, a virtually impossible task when the opihi is already in a collection pail.

Further, the bill would require enforcement personnel to determine if the opihi picker was exercising native gathering rights and whether the amount of opihi in his/her possession met precise weight limits. Additionally, this bill fails to recognize those persons, particularly on the neighbor islands, who consider opihi harvesting a profession that sustains them throughout the year.

The Department of Land and Natural Resources has existing authority to regulate near-shore fisheries and aquatic stocks, including the establishment of marine resources management areas that have worked successfully for certain species. I have asked the Department to conduct a scientific, fact-based review of opihi to determine whether harvesting limits should be imposed and when they should be imposed. This bill is both unnecessary and counter-productive to that effort.

For the foregoing reasons, I am returning Senate Bill No. 1 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 819**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 19, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT



RELATING TO PROCUREMENT," which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 19

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 19, entitled ‘A Bill for an Act Relating to the Procurement.’

The purpose of this bill is to create a five percent procurement preference for offerors who bid on public works construction contracts valued at not less than \$250,000 if, at the time of bidding, the offerors are parties to an apprenticeship agreement that is registered with the Department of Labor and Industrial Relations for each apprenticeable trade the offeror will employ if awarded the contract. This reduction in bidding price is for evaluation purposes only and does not reduce the cost of the offer to the contracting governmental body.

This bill is objectionable because implementation of this new bid preference will increase the cost of the State’s public works projects. If the preference of five percent results in the bidder being awarded the contract, the State must still pay the full contract price, even though there was a lower offer. Given the State’s current financial situation, we simply cannot afford to overpay for public works projects in this manner. Additional costs would also be incurred through an unnecessary increase in the administration and oversight responsibilities of government contracting agencies, which would have to ensure that apprenticeship agreements are being maintained for the length of the contract.

Further, this bill would also place construction contractors that do not have registered apprentice programs at a competitive disadvantage without compelling justification. Apprenticeship programs are useful training programs when a trade requires a length of time to become proficient, but are not necessary to ensure the qualification of contractors to perform State work. The purpose of the public works bidding process is to ensure the State obtains the specified work at the best possible price. An essential element of this process is a level playing field whereby the most efficient, skilled, and well-managed companies are awarded contracts.

For the foregoing reasons, I am returning Senate Bill No. 19 without my approval.

Respectfully,  
  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**Gov. Msg. No. 820**, dated July 15, 2009, transmitting the Governor’s statement of objections to Senate Bill No. 43, S.D. 2, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT,” which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 43

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 43, entitled ‘A Bill for an Act Relating to Physician Workforce Assessment.’

The purpose of this bill is to establish a John A. Burns School of Medicine special fund, funded by a \$60 fee assessed when physicians and surgeons renew their licenses, to support physician workforce assessment and planning.

Although the purpose of this bill has merit, it fails to address the larger issues that are causing a shortage of doctors from practicing in Hawaii, such as low insurance reimbursement rates, high medical malpractice insurance costs, increased taxes on physicians and surgeons, and the increasing expense of operating a medical practice within our State.

The Hawaii Medical Association, representing the State’s doctors, cautioned that this bill could establish a dangerous precedent of using license fees to address an assortment of health-related issues and studies. Fees should be dedicated to the regulation of the medical profession.

Further, this bill is objectionable because in order for a physician or surgeon to renew their license, they would be required to provide personal and professional information, such as their medical specialty, location of practice, their hospital privileges, and the size and scope of their practice, which have no relationship to the qualifications that are required to maintain a license.

If a physician fails to provide the required physician workforce assessment information required, the license would be denied. Although the bill requires the University of Hawaii to obtain express consent from a physician before releasing information specific to that individual, the bill does not provide for instances in which a physician may object to providing personal and profession information based on privacy or confidentiality concerns. It would be inappropriate to deny licensure based on an unwillingness to provide information that has no relationship to the qualifications of the applicant seeking to continue his or her medical practice in Hawaii.

The bill is also objectionable because the special fund established by the provisions of this legislation fails to meet the requirements of Hawaii Revised Statutes Sections 37-52.3 and 37-53.4 regarding both the means of financing and the financial self-sufficiency of the fund.

Finally, I would point out that in 2003, I signed Act 181 that established a Hawaii Medical Education Council within the University of Hawaii to undertake a review of physician workforce needs as envisioned in this bill. That work was not done. If this is a priority, then the John A. Burns School of Medicine should proceed using the statutory authority it already has. Duplicate legislation is unnecessary.

For the foregoing reasons, I am returning Senate Bill No. 43 without my approval.

Respectfully,  
  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**Gov. Msg. No. 821**, dated July 15, 2009, transmitting the Governor’s statement of objections to Senate Bill No. 50, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY PRODUCERS,”

which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 50

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 50, entitled ‘A Bill for an Act Relating to Renewable Energy Producers.’

The purpose of this bill is to create a new section of Chapter 171, Hawaii Revised Statutes, setting forth terms and conditions for leases of public lands to renewable energy producers.

While it is important that the use of public lands, particularly when they are leased without a public auction, are handled in a transparent, fair, and standard manner, this bill places additional burdens on a subset of lessees, namely renewable energy producers, that is burdensome and counter to the clean renewable energy goals of this state.

Specifically, this bill would require the Board of Land and Natural Resources, when they receive an application from a firm or entity that wishes to site a renewable energy project on public lands, to conduct not less than two public hearings on the island where the public land is located.

The Board already follows a well-established process for discussion and decision-making on actions before it that abides by the open meeting provisions of Chapter 92. To saddle renewable energy projects with additional hearings requirements adds costs and delays and treats these projects in an adverse fashion, compared to similar applications for use of public lands.

Further, it should be remembered that the approval process for renewable energy projects currently provides opportunities for public comment at both the State and county level. For example public hearings are required prior to a project receiving an incidental take license, for a conservation district use permit, for a water quality certification, for a non-point pollution discharge permit, for a water use permit, for a special use permit, for a special management area permit, and for a shoreline setback permit. Additionally, projects that use public lands usually prepare an environmental assessment that has a public comment component.

Of additional concern, this bill requires a proposed renewable energy project to publicly disclose their financing plan, business concepts, and conceptual plan. Understandably, entities pursuing these projects, who have invested their own resources into the endeavor, are concerned that public disclosure of sensitive business data could place them at a competitive disadvantage.

The Board of Land and Natural Resources understands there may be times when more than one entity is interested in the same public lands. It is currently within their purview to ensure a fair and open airing for all interested parties to make the best decision on behalf of the public. Complicating the process the Board must follow to make determinations on the use of public lands that will reduce the State’s dependence on imported foreign oil is not in the best interests of the public.

For the foregoing reasons, I am returning Senate Bill No. 50 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**Gov. Msg. No. 822**, dated July 15, 2009, transmitting the Governor’s statement of objections to Senate Bill No. 387, S.D. 1, H.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE STATE BUDGET,” which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 387

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 387, entitled ‘A Bill for an Act Relating to the State Budget.’

The purpose of this bill is to transfer various programs and divisions within the Department of Business, Economic Development and Tourism to the Office of the Governor, Department of Accounting and General Services, Department of Commerce and Consumer Affairs, and the Hawaii Tourism Authority. This measure also requires the Governor to report budget restrictions to the Legislature within thirty days of the end of the quarterly allotment period.

This bill is objectionable because transferring the Department of Business, Economic Development and Tourism’s functions and responsibilities to other departments will not reduce the cost of government or improve the delivery of public services. In all likelihood, such transfers will interrupt services as the programs and divisions must plan for the transfer and make necessary adjustments, in addition to making needed changes to ensure that appropriate references are updated in statutes and administrative rules.

Moreover, the proposed transfer of these functions and responsibilities to other departments demonstrates a lack of understanding of the mission of these economic development programs and divisions and the mission and functions of the receiving departments. In fact, some of the proposed transfers are contradictory to sound public policy and the conduct of government. As an example, this measure transfers the Small Business Regulatory Review Board from the Department of Business, Economic Development and Tourism to the Department of Commerce and Consumer Affairs. Since the Department of Commerce and Consumer Affairs has numerous rules and regulations that affect small businesses, it could be a conflict of interest to attach the Review Board to the department whose rules it must review, critique, and make a recommendation to approve or not approve. Such a move would call into question the independence of the Small Business Regulatory Review Board.

The proposed transfers contained in this bill come at a time when we must remain focused on the economic recovery and regaining the vitality of the business sector in our state. To propose to dismantle the State agency tasked with this responsibility at this time is shortsighted and disruptive to our recovery efforts.

For the foregoing reasons, I am returning Senate Bill No. 387 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 823**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 415, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE AGENCIES," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU  
 July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 415

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 415, entitled 'A Bill for an Act Relating to Home Care Agencies.'

The purpose of this bill is to require the Department of Health to license home care agencies from July 1, 2010 until June 30, 2014.

This bill is objectionable because it exempts home care agencies under contract with the City and County of Honolulu's Elderly Affairs Division from the licensing requirement. Therefore, the City and County of Honolulu will be allowed to contract with unlicensed home care agencies. All other counties will be subject to the licensing requirement even though they have administrative entities similar to the City and County of Honolulu's Elderly Affairs Division. The bill does not provide a basis for granting the single exemption, nor does it reconcile the differential treatment of the municipalities. The specific exemption for the City and County of Honolulu appears to be a special law rather than a general law, which is prohibited by Article VIII, Section 1 of the Hawaii Constitution. Home care licensing requirements should be applied uniformly throughout all political subdivisions of the State.

This bill is also objectionable because a new program should not be added to the Department of Health. Authority to license home care agencies should be placed with the Department of Human Services and not the Department of Health. The Department of Human Services has expertise in monitoring health services through its history with the certification of Community Care Foster Family Homes and the 1915(c) Medicaid Waiver and Chore Service programs. The Department currently has regulatory and support functions established through its Social Services Division, Adult and Community Care Services Branch, that will be capable of establishing a home care agency licensing program at a future time when the State's fiscal condition has improved.

For the foregoing reasons, I am returning Senate Bill No. 415 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 824**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 420, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO NATUROPATHIC MEDICINE," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 420

Honorable Members  
 Twenty-Fifth Legislature  
 State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 420, entitled 'A Bill for an Act Relating to Naturopathic Medicine.'

The purposes of this bill are to: (1) expand the scope of practice of naturopathic physicians by authorizing them to administer injections, perform minor office procedures, prescribe medicines and non-controlled substances, perform common diagnostic procedures (including the taking of blood and x-rays), and practice behavioral medicine, (2) authorize the issuance of temporary licenses for out-of-state naturopathic physicians in times of emergency, and (3) clarify the titles that may not be used by unlicensed persons.

This bill is objectionable because it does not provide adequate protection for the health and safety of the public. While the practice of naturopathy has a long history, there are concerns that this bill would allow naturopaths to practice beyond the scope of their education and training. Under this bill, naturopaths would be able to prescribe, administer by injection or other means, and dispense nonscheduled prescription drugs and other powerful substances that are capable of causing harm. Similarly, minor surgeries performed in an office setting have the potential to cause harm if not done by an individual with rigorous training and the proper expertise.

Additionally, this bill provides the Board of Examiners in Naturopathy with the authority to establish and publish a naturopathic formulary of medicines, prescription drugs, and other substances from which naturopaths would be able to prescribe, administer, or dispense. The Board of Examiners in Naturopathy is composed of three naturopathic physicians and two public members. Thus, the determination of the formulary would be primarily the decision of naturopaths themselves. It would be preferable that the establishment of any naturopathic formulary include the participation of medical doctors and licensed pharmacists. No such protections are provided in this bill.

For the foregoing reasons, I am returning Senate Bill No. 420 without my approval.

Respectfully,  
 /s/ Linda Lingle  
 LINDA LINGLE  
 Governor of Hawaii"

**Gov. Msg. No. 825**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 539, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
 HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 539

Honorable Members

Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 539, entitled 'A Bill for an Act Relating to Corrections.'

The purposes of this bill are to rename the intake service centers set forth in section 353-10, Hawaii Revised Statutes, to 'reentry intake services centers,' and require that they not only 'screen, evaluate, and classify' individuals entering community correctional centers but also 'provide for their successful reentry' into the community. Accordingly, this bill also specifies additional duties and responsibilities of the division that include providing reentry services and working with the furlough programs in each county, the Hawaii Paroling Authority, and the Corrections Program Services Division. Additionally, the bill establishes a 'reentry commission' in the Department of Public Safety to monitor and review reentry and parole services.

This bill is objectionable because it proposes an inappropriate, vague, and unfunded reorganization of the Department of Public Safety.

The Department of Public Safety has developed a comprehensive offender reentry plan to assist with the reintegration of incarcerated individuals. This bill merely establishes additional undefined requirements for the Department of Public Safety to meet without providing the funding and staff necessary to do so. Not being able to execute statutory requirements could expose the Department of Public Safety to unnecessary litigation.

Moreover, the Intake Services Centers Division currently coordinates and collaborates with other divisions, branches, and sections within the Department of Public Safety, as well as with the Hawaii Paroling Authority and various community based organizations. Such interactions do not need to be codified.

Additionally, the Department of Public Safety should be given the flexibility to carry out its own internal reorganization plans without unnecessary impediments. This measure not only ignores the reorganization efforts already underway, but fails to recognize that the Department is in the best position to comprehend the complexities of corrections operations, functions, and responsibilities at the division level.

Finally, the reentry commission established under this measure duplicates the functions and duties of the Corrections Population Management Commission, established in 1993. The reentry commission is, therefore, unnecessary and duplicative.

For the foregoing reasons, I am returning Senate Bill No. 539 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 826**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 605, S.D. 1, H.D. 3, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOISE," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 605

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 605, entitled 'A Bill for an Act Relating to Noise.'

The purpose of this bill is to require the Department of Health to add the dBC decibel weighting system to the current dBA weighting system for community noise control. In addition, the bill establishes a maximum nighttime sound level of fifty to sixty decibels dBC for urban land use districts. Finally, the bill directs the county liquor commissions, with the assistance of the Department of Health and the Department of Labor and Industrial Relations, to develop recommendations for a permanent maximum sound level in dBC decibels for licensed liquor establishments.

Noise can be a major irritant for residents living in urban districts, especially those living in mixed use areas. Nighttime noise can be especially disruptive to residents who are trying to relax after work, spend time with their families, and get much needed sleep. Unfortunately, noise is a reality of urban living and it is something most urban residents learn to tolerate over time.

This bill is objectionable because it sets a new maximum nighttime noise level for urban land use districts which is not based on scientific, validated research. The new maximum sound level would be measured with the dBC weighting system, which has not been previously used by the Department of Health or the county liquor commissions. As a result, more study and research is needed before adopting this system and mandating a maximum sound level that will unfairly impact many law-abiding businesses located in mixed used areas.

I support provisions in the bill which would require the county liquor commissions, along with the Department of Health and the Department of Labor and Industrial Relations, to develop recommendations for maximum sound levels in urban areas. I encourage these entities to research and study this issue even though I am issuing a veto of this bill.

For the foregoing reasons, I am returning Senate Bill No. 605 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 827**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 777, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE SEXUALITY HEALTH EDUCATION," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 777

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 777, entitled 'A Bill for an Act Relating to Comprehensive Sexuality Health Education.'

This bill requires sexual health education programs that receive State funding to provide medically accurate and factual information that is age appropriate that includes education on abstinence, contraception, and prevention of unintended pregnancies and sexually transmitted diseases when engaging in intercourse.

This bill is objectionable because it will prohibit the use of State funds for a legitimate, proven form of sex education that encourages children to abstain from sexual intercourse.

Programs such as 'Try Wait,' offered by Catholic Charities, help teenagers to understand the implications of sexual activity and the options of refraining from such activity. According to data collected by the U. S. Department of Health and Human Services, Hawaii ranks 12th in the nation in teen pregnancies and 10th in the nation in sexually transmitted diseases. Students and their parents deserve to have options that provide instruction in and encourage abstinence.

The State Department of Health and the State Department of Education already provide medically accurate and factual content in the sexual health education programs they offer. The Board of Education's Policy No. 2110 requires schools' abstinence-based education programs to include information on protective devices and methods for preventing pregnancy and sexually transmitted diseases. Should the Department of Education elect to teach courses that focus on abstinence only that do not include instruction on preventing pregnancies and sexually transmitted disease, this bill would prohibit these education programs from receiving State funds.

For the foregoing reasons, I am returning Senate Bill No. 777 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 828**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1005, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLICITY RIGHTS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL  
NO. 1005

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1005, entitled 'A Bill for an Act Relating to Publicity Rights.'

The purpose of this bill is to confirm the existence of a property right in the commercial use of a person's name, voice, signature, or likeness, known as the right of publicity. The bill also states that a 'publicity right' must be registered in the trade name registry maintained by the Department of Commerce and Consumer Affairs in order for the right to be recognized and protected.

It is understandable that heirs would want to protect and control the use of the images, names, and creative products of their family members who are deceased. However, such

protections need to be implemented in a manner that does not adversely impact the growth of creative industries within Hawaii and that does not use a business registration system ill-suited for the protections sought.

This bill is objectionable because it fails to provide sufficient guidance and clarity on the registration rights and requirements necessary to recognize and protect 'publicity rights.'

The 'publicity right' provided for in this bill has to do with intangibles and estate transfers unrelated to a business trade name, both in law and in fact. This bill offers no meaningful guidance on how to revoke the right, how to terminate the right, the grounds for rejecting a registration, whether an appeal right exists to an administrative hearing or a court, whether the State can charge for the filing of a publicity right trade name, and how often the information must be updated. These are requirements set for the registration of trade names and trademarks that are absent in this bill.

Further, this bill allows for the registration of a publicity rights trade name that is owned by multiple parties, whereas, currently, the trade name registration system does not allow for multiple ownership. It is unclear how the State handles the registration of the publicity right when the ownership parties do not agree.

My Administration recognizes there are individuals, particularly within the Hawaiian community, who seek legal protection for the names and images of the many talented artists who are no longer with us. My Administration is willing to work with legislators, stakeholders, model legislation experts, and the National Conference of Commissioners on uniform State laws to identify and draft a bill that meets the objectives sought but not achieved in this legislation.

For the foregoing reasons, I am returning Senate Bill No. 1005 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 829**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1183, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATORY PRACTICES," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL  
NO. 1183

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1183, entitled 'A Bill for an Act Relating to Discriminatory Practices.'

The purpose of this bill is to authorize and require the Hawaii Civil Rights Commission to adopt administrative rules to define certain terms regarding disability discrimination in employment.

This bill is objectionable because it is unnecessary and could lead to lesser protections for workers in the State of Hawaii.

This legislation is not required because the Hawaii Civil Rights Commission already has statutory authority to promulgate administrative rules, as clearly enumerated in section 368-3, Hawaii Revised Statutes.

States usually amend their rules after the relevant federal agency, in this case the Equal Employment Opportunity Commission has issued guidance on revisions to federal law. The federal Equal Employment Opportunity Commission has not yet issued rules pertaining to changes in the Americans with Disabilities Act, as amended in 2008, although they have recently issued a notice of proposed rulemaking. It would be premature to ask the Hawaii Civil Rights Commission to act prior to the completion of federal rulemaking. It is also improper to ask the State to complete our rules by a date certain in the absence of knowing when the federal government will finish its rulemaking process. It should be noted that changes to terms such as 'disability' can have wide ranging implications for the State in that a number of major benefit programs are provided for persons with disabilities. Thus, steps taken to revise definitions that impact these eligibilities should be undertaken with caution and not done in haste or under artificial deadlines.

Finally, it is important to point out that Hawaii has been proactive in statutorily defining protections in employment for those with disabilities. Some of our current definitions provide stronger protections for persons in the workforce than the definitions found in federal law.

For the foregoing reasons, I am returning Senate Bill No. 1183 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 830**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1206, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1206

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1206, entitled 'A Bill for an Act Relating to Counties.'

The purpose of this bill is to allow Honolulu city and county boards to issue revenue bonds in their own name that are not subject to taxation by the State of Hawaii.

This bill is objectionable because it interferes with the jurisdictional authority of the City and County of Honolulu and agencies within that jurisdiction. The Honolulu City Charter, Section 7-105, authorizes the Honolulu Board of Water Supply to issue revenue bonds in its own name. Additionally, section 49-3 of Hawaii Revised Statutes provides all counties within the State of Hawaii with the authority to issue revenue bonds.

It is within the legitimate purview of the county councils to determine if they should exercise oversight of the revenue bond

issuances of governmental and quasi-governmental entities within their respective counties. The State should not dictate what this relationship should be.

For the foregoing reasons, I am returning Senate Bill No. 1206 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 831**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1218, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 1218

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1218, entitled 'A Bill for an Act Relating to Mortgage Loan Originators.'

The purpose of this bill is to establish a regulatory program for the mortgage lending industry in compliance with the requirements of the federal Secure and Fair Enforcement for Mortgage Licensing Act of 2008 (S.A.F.E. Mortgage Licensing Act of 2008).

This legislation is objectionable because it does not establish a regulatory framework that complies with the S.A.F.E. Mortgage Licensing Act. A review conducted by national officials found serious deficiencies in this proposed legislation, including the fact that the bill fails to regulate independent contractors and underwriters who initiate and finance mortgages.

Further, the proposed bill neglects to address the regulation of mortgage brokers. Mortgage brokers would continue to be licensed under the existing Hawaii Revised Statutes, Chapter 454, while mortgage solicitors, as of August 1, 2010, would no longer be subject to this chapter. Mortgage brokers, their officers, directors, and administrative staff would not be required to meet the requirements of background checks, credit checks, pre-licensing testing, and continuing education obligations because current law is silent on these requirements and the proposed legislation does not encompass brokers.

Additionally, to implement the programs in this legislation, the Department of Commerce and Consumer Affairs would use fee charges from other businesses to initially set up the mortgage industry regulations, would not be allowed to charge fees until 2012, and those fees would likely be inadequate to cover the costs of administering the program.

If this legislation does not become law, the mortgage industry in Hawaii will be regulated, pursuant to the provisions of the S.A.F.E. Mortgage Licensing Act, which balance protections for the public with adequate scope for the industry to provide its lending services.

For the foregoing reasons, I am returning Senate Bill No. 1218 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii

**Gov. Msg. No. 832**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1224, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT CONCESSIONS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL  
NO. 1224

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1224, entitled 'A Bill for an Act Relating to Airport Concessions.'

The purpose of this bill is to authorize the State to change the terms of certain airport concession contracts between the period of July 1, 2009 through July 1, 2011. This bill would apply to a narrow group of concessionaires who entered into their contracts after November 1, 2006 and who made capital improvements to their concession premises, or who make capital improvements as a result of Act 201, Session Laws of Hawaii 2004, or Act 128, Session Laws of Hawaii 2006.

While it is understandable that concessionaires should seek relief as a result of the downturn in airline travel and the economy, this bill poses a number of fiscal and programmatic concerns. I would note that the Department of Transportation already has the ability to adjust the terms and conditions of concession contracts when specific concessionaires are experiencing economic challenges.

The Hawaii State airport system is unlike any in the rest of the United States. Fifteen airports on six islands operate as a single State-run unit. Airlines and users are charged on a single system-wide basis. More than any other state, Hawaii is dependent upon air transportation as our critical link to the rest of the globe.

This bill fails to acknowledge that the airport must be a self-sustaining operation pursuant to the mandates and operational constraints established by the United States Federal Aviation Administration. Revenues from airlines, concessionaires, and other users, as well as federal grants, landing fees, and taxes, must cover the developmental and operating costs of the State airport system. When revenues are adjusted downward for one user, they must be adjusted upward for another user.

This is particularly important to remember as the State begins its third year of a twelve year \$2,300,000,000 airport modernization plan launched in 2006. This plan is funded by revenue bonds issued in the open market. The buyers of these bonds are depending upon the stream of revenues from the State to pay the interest and principal on these borrowings. The State of Hawaii is poised to issue the first increment of airport revenue bonds for the modernization project. Hawaii was fortunate that these bonds have been favorably rated by the nationally recognized bond rating firms, notably Moody's,

Standard and Poor's, and Fitch, precisely because the State has pledged a stable stream of revenues to support the repayment of these bonds.

To take steps now to change course or cause the investment markets to question our commitment to financing the airport modernization project would be adverse to a project that is critical to the long-term economic health of our state. The Department of Transportation estimates that adjusting the terms and conditions of concession contracts of concessionaires experiencing economic challenges could cost between \$4,100,000 and \$7,100,000 per year that would otherwise be available to help cover the operational costs and bond payments to improve our airports.

For the foregoing reasons, I am returning Senate Bill No. 1224 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii

**Gov. Msg. No. 833**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1250, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL  
NO. 1250

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1250, entitled 'A Bill for an Act Relating to Education.'

The purpose of this bill is to clarify that no individual may be employed by the Department of Education as a teacher on an emergency basis for more than four years in the aggregate and that during the time the individual is so employed, the individual shall demonstrate active pursuit of licensing as a teacher in each year of employment.

This bill is objectionable because section 302A-804, Hawaii Revised Statutes, was amended last year to limit the employment of an individual as a teacher on an emergency basis to no more than three years. This aligns Hawaii's teacher licensure requirements with the criteria for highly qualified teachers, as prescribed by the federal No Child Left Behind (NCLB) Act of 2001. Increasing the number of years that unlicensed, emergency hire teachers are allowed to teach in the classroom from three to four years misaligns State law with federal requirements that stipulate licensure in three years. This could also jeopardize federal funding under Title II of the NCLB Act and federal competitive funds available under the American Recovery and Reinvestment Act.

Furthermore, this bill amends section 302A-804 to state that individuals may be employed on an emergency basis by the Department of Education for no more than four years in the aggregate 'beginning July 1, 2009.' The amendment could be read to mean that even though an individual has worked for several years on an emergency basis as a teacher before July 1, 2009, that individual will be able to work on an emergency basis as an unlicensed teacher for an additional four years

beginning on July 1, 2009. The latter possible interpretation is unacceptable.

For the foregoing reasons, I am returning Senate Bill No. 1250 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 834**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1345, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL  
NO. 1345

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1345, entitled 'A Bill for an Act Relating to Agriculture.'

The purpose of this bill is to provide additional compensation and rights to lessees of agricultural and pasture lands when the Board of Land and Natural Resources withdraws a portion of the leased land or when there is a condemnation of a portion of the leased land.

This bill is objectionable because it disproportionately and inappropriately compensates these lessees of public lands above other lessees of State lands. Current law, as embodied in Chapter 171 of Hawaii Revised Statutes, already provides procedures for the withdrawal of leased lands. Lessees must be given reasonable notice of the planned withdrawal. Their lease rents must be adjusted to reflect the portion of lands withdrawn and they must be compensated for the value of any improvements on the withdrawn portion. Further, if there are crops on the land, the lands cannot be withdrawn until the crops are harvested or the State pays for the value of the crops.

This bill would require the Board of Land and Natural Resources to also compensate certain lessees for the projected or presumed income losses they would incur on the withdrawn portions of their lease and for the insurance costs they incurred. Of even greater concern, this bill would grant these lessees an automatic extension of their lease on the remainder of the public lands they control. This automatic extension circumvents the authority of the Board of Land and Natural Resources and hinders their ability to ensure that public lands are used for the highest and best public use.

For the foregoing reasons, I am returning Senate Bill No. 1345 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 835**, dated July 15, 2009, transmitting the Governor's statement of objections to Senate Bill No. 1678, S.D. 3, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO TAXATION," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO SENATE BILL  
NO. 1678

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 1678, entitled 'A Bill for an Act Relating to Taxation.'

The purpose of this bill is to implement the Streamlined Sales and Use Tax Model Agreement and Act (SSUTA) by making changes to the Hawaii tax code and enacting such changes when Congress consents to the Agreement. This bill would also grant amnesty to certain taxpayers, foregoing revenues they owe the State, and impose a destination-sourcing rule on the imposition of taxes.

This bill is objectionable because it would abdicate the authority of the State to establish, administer, and change its general excise tax structure; grants amnesty to certain taxpayers, absolving them of the requirement to pay taxes due the State; and treats out-of-state vendors more favorably than in-state vendors.

In order to comply with the Streamline Sales and Use Tax Model Agreement and Act, the State and each local taxing jurisdiction must have a single tax rate, thus requiring Hawaii to set aside its current general excise tax structure and adopt a replacement tax structure. This replacement tax structure may not be permitted under the SSUTA. Of more significant concern, once the State of Hawaii participates in the SSUTA, the State must certify to a national governing board that the State's tax laws comply with the SSUTA. Any tax law changes in Hawaii in the future would be subject to the requirements of the national governing board, thus limiting, if not turning over, to an outside body the ability of the State to determine its own tax revenue collections. Since taxes are the lifeblood of government, it is unsound public policy to give up the ability to determine the financial destiny of our state to a faceless entity thousands of miles from our shores that does not have the best interests of the people of Hawaii foremost in their consideration.

Secondly, the SSUTA requires the State to provide amnesty to out-of-state sellers that may or may not have nexus with the State. Thus, Hawaii would be relinquishing its right to collect general excise taxes that are justly due to the State. This will likely result in a revenue loss to Hawaii at a time when we can least afford to propose revenue losses.

Third, the SSUTA requires the State to pay out-of-state vendors who voluntarily participate in the SSUTA for collecting Hawaii taxes. The taxes we receive would be reduced by the collection fee paid to the out-of-state vendor. This gives out-of-state vendors an unfair advantage since Hawaii does not compensate in-state businesses for collecting and paying the required taxes.

Finally, the effective date of this bill is ambiguous in that the bill becomes effective 'when the United States Congress enacts legislation overturning *Quill v. North Dakota*... by consenting to the Streamlined Sales and Use Tax Agreement.' It is unclear as to what constitutes the overturning of *Quill v. North Dakota* and what constitutes consent to the Agreement.



For the foregoing reasons, I am returning Senate Bill No. 1678 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 836**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 128, H.D. 1, S.D. 1, C.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 128

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 128, entitled 'A Bill for an Act Relating to Elections.'

The primary purpose of this bill is to repeal and recodify, update, and clarify Chapter 11 of Hawaii Revised Statutes, the campaign spending laws. However, this bill also makes certain significant substantive amendments to the current law.

This bill is objectionable for several reasons. First, this bill changes the process for filling vacancies on the Campaign Spending Commission by significantly reducing the number of nominees. Rather than making a selection from the original list of ten individuals, as presently provided for in section 11-192, Hawaii Revised Statutes, the Governor will be required to select from only two names submitted by the Judicial Council.

Second, this bill narrows the prohibition on contributions by State and county contractors presently specified in section 11-205.5, Hawaii Revised Statutes, to only those contractors that are exempt from competitive bid solicitations pursuant to chapters 102, 103, 103D, and 103F, Hawaii Revised Statutes. The bill further indicates that State and county contractors who are selected via a 'competitive solicitation process' will be allowed to make political contributions, but fails to define this term, which is not defined in State procurement statutes.

Third, this bill increases the limit on campaign contributions by nonresidents from the twenty percent presently specified in section 11-204.5, Hawaii Revised Statutes, to thirty percent of the total contributions received by a candidate or candidate committee in an election period, allowing more non-Hawaii entities to influence local elections.

Finally, this bill allows surplus or residual campaign funds to be contributed by a candidate to the candidate's party as long as they are not earmarked for another candidate. This means donors who contributed funds to a specific candidate because they supported and admired the opinions of that candidate, may see their funds diverted to a political party that may or may not reflect their views and philosophy.

These types of significant changes in our campaign finance laws should be carefully and thoroughly discussed before they become part of the manner in which we finance political campaigns in this state.

For the foregoing reasons, I am returning House Bill No. 128 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 837**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 183, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 183

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 183, entitled 'A Bill for an Act Relating to Education.'

The purpose of this bill is to expand the membership of the Hawaii Teacher Standards Board, allow the Hawaii Teacher Standards Board to employ an executive director approved by the Board of Education, and authorize the Hawaii Teacher Standards Board to grant additional licensing extensions.

This bill fails to address fundamental problems identified by the Legislative Auditor in the operations and authority of the Hawaii Teacher Standards Board. Specifically, the Auditor found this Board is 'in a state of confusion, unable to develop, administer, and deliver an effective teacher licensing program.' The Auditor pointed out that the Board's action jeopardized the Department of Education's ability to meet No Child Left Behind (NCLB). Most serious was the fact that the executive director of the Board approved approximately 3,800 teacher licenses since 2003 without the explicit authority to do so.

The Auditor found numerous other problems, including the expenditure of \$1 million on two sole source contracts that failed to complete the task of developing an on-line licensing program. The Auditor concluded that the laws governing the Hawaii Teacher Standards Board should be repealed and the responsibility for teacher licensing be transferred to the Board of Education.

This legislation does not correct the underlying problems with the operations of the Board.

The Legislature could have directly and accurately addressed the problems with the Hawaii Teacher Standards Board by following the Auditor's recommendations that the statutes governing the operations of the Board be repealed and the responsibility for teacher licensing be transferred to the Board of Education. I urge the Legislature to address this matter swiftly in the 2010 legislative session.

For the foregoing reasons, I am returning House Bill No. 183 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 838**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 541, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO CIVIL SERVICE PERSONNEL,” which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 541

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 541, entitled ‘A Bill for an Act Relating to Civil Service Personnel.’

The purpose of this bill is to amend the repeal date for Act 221, Session Laws of Hawaii 2005, from June 30, 2009, to June 30, 2011. The purpose of Act 221, Session Laws of Hawaii 2005, was to ensure that the civil service benefits of Department of Education civil service employees are the same as those provided to civil service employees of other executive branch agencies pursuant to chapter 76, Hawaii Revised Statutes.

This bill is legally flawed because it cannot accomplish its purpose by amending the repeal date for Act 221, Session Laws of Hawaii 2005, from June 30, 2009, to June 30, 2011. This bill would take effect on July 1, 2009, but Act 221, Session Laws of Hawaii 2005, will already have been repealed on June 30, 2009.

Act 51, Session Laws of Hawaii 2004, provided the Department of Education with the authority and responsibility to establish its own civil service system separate from the civil service system administered by the Department of Human Resources Development. Effective July 1, 2005, the Department of Education was supposed to have administered its own civil service system pursuant to Act 51.

Act 221, Session Laws of Hawaii 2005, provided that civil service employees transferred to the Department of Education from other executive branch agencies retained their benefits during the period of transition when the Department of Education was establishing its own civil service system.

The Department has had five years to develop this system. The Department of Education has received training from the State Department of Human Resources Development and received sample rules, forms, and procedures more than four years ago to make it easier for them to adopt their own civil service system. Yet, they have failed to implement their own system.

To continue to give Department of Education more time to do the work they were supposed to do almost five years ago is no guarantee they will ever fulfill their responsibilities to enact their own civil service system. It is appropriate that Act 221, Session Laws of Hawaii 2005, be repealed.

For the foregoing reasons, I am returning House Bill No. 541 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**Gov. Msg. No. 839**, dated July 15, 2009, transmitting the Governor’s statement of objections to House Bill No. 590, H.D. 1, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY FACILITIES,”

which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 590

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 590, entitled ‘A Bill for an Act Relating to Renewable Energy Facilities.’

The purpose of this bill is to further expedite the development of renewable energy facilities by giving the Energy Resources Coordinator the authority to deem permits for their siting, development, construction, and operation approved under certain conditions.

This bill is objectionable because it is unnecessary, duplicative legislation. House Bill No. 1464, also passed by the Legislature, includes the same amendment made by this bill. Because I approved House Bill No. 1464 as Act 155, there is no need to also approve this bill.

For the foregoing reason, I am returning House Bill No. 590 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii”

**Gov. Msg. No. 840**, dated July 15, 2009, transmitting the Governor’s statement of objections to House Bill No. 754, H.D. 1, S.D. 1, C.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY,” which was returned to the Senate without approval and which reads as follows:

“EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 754

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 754, entitled ‘A Bill for an Act Relating to the Hawaii Tourism Authority.’

The purpose of this bill is to make various changes to the Hawaii Tourism Authority. In addition, this bill would divert approximately \$7,500,000 from the general fund to the Tourism Special Fund in Fiscal Year 2010-2011.

This bill is objectionable because it makes a number of changes to the Hawaii Tourism Authority that have the potential to negatively impact our most important industry. First, the bill removes the authority of the Department of Business, Economic Development and Tourism to conduct tourism research and statistics. The bill transfers this responsibility to the Hawaii Tourism Authority and gives it the power to contract for these services.

While this change may seem insignificant on its face, I believe it has the ability to jeopardize the independence and accuracy of the research we receive. It is critical that the agency charged with achieving tourism goals separate itself from the agency responsible for measuring how well those goals have been met. This separation provides credibility and stronger public confidence in both the data and the respective agencies.

In addition, I am disappointed that the Legislature has chosen to remove the four ex-officio members from the Hawaii Tourism Authority Board in this bill. These members represent the Department of Business, Economic Development and Tourism, the Department of Land and Natural Resources, the Department of Transportation, and the State Foundation on Culture and the Arts. These individuals represent key agencies with missions that directly relate to the tourism industry. Their expertise and experience strengthen the Board and help guide decisions regarding the types of tourism products offered. Removing them serves no public purpose and does a disservice to those who depend upon a healthy tourism industry for their livelihood.

For the foregoing reasons, I am returning House Bill No. 754 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii

**Gov. Msg. No. 841**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 975, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SYSTEMS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 975

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 975, entitled 'A Bill for an Act Relating to Agricultural Water Systems.'

The purpose of this bill is to allow the Agricultural Development Corporation to accept agricultural water systems as a gift without gubernatorial oversight and without going through the standard prescribed county subdivision requirements.

The Agricultural Development Corporation already has the authority to acquire agricultural water systems pursuant to the requirements of Chapter 163D, Hawaii Revised Statutes. However, this bill raises serious liability and home rule issues that go beyond the current authority of the Corporation.

This proposed legislation allows the owner of a water system to transfer that system to the State after they have completed a metes and bounds survey, but without executing the process of a formal subdivision as required by the counties. Failure to follow subdivision ordinances will mean the parcel being transferred, as well as the balance of the parcel not transferred, will not be formally recognized by the county. The absence of records will hinder the ability of the counties to issue building and related permits, as well as ensure that the parcel has

adequate access for fire protection and police purposes, is not prone to environmental hazards, and does not contain other features that can affect the surrounding community and adjoining property owners. For these reasons, the counties objected to this legislation.

The bill is silent as to the liabilities the State will be incurring upon acceptance of a gifted agricultural waterway. Many of these systems were built at the beginning of the previous century and require major repairs and renovations to their spillways, drains, flooding outlets, and ditch beds. To shift these responsibilities to the State, without accompanying resources, imposes upon the State significant costs, as well as exposes the State to liabilities should operational hazards occur with these ditches. A study of the Lake Wilson water system found, for example, that operational conditions of the dam and spillway could impose costs of \$6-8 million on State residents.

The Administration recognizes the role that water pays in the success and sustainability of agricultural operations in Hawaii. We also recognize the important role the Agricultural Development Corporation plays in operating a limited number of agricultural water systems. However, to require the State to accept additional systems without adequate protections and by circumventing the counties and the land management procedures they have in place is not prudent public policy and does not work to the benefit of the parties involved.

For the foregoing reasons, I am returning House Bill No. 975 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii

**Gov. Msg. No. 842**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 1271, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1271

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1271, entitled 'A Bill for an Act Relating to Government.'

The purpose of House Bill No. 1271 is to provide a source of funding to support government programs, personnel, task forces, and grants-in-aid intended to promote energy and food security in the State. The funding will be generated by instituting a \$1.00 increase in the tax imposed on each barrel or fractional part of a barrel of oil sold by a distributor to any retail dealer or end user in the State.

This bill is objectionable because it raises taxes on Hawaii residents and businesses by an estimated \$31 million per year at a time when the community can least afford these taxes. Just like the many struggling families and business owners across our state, we must prioritize expenditures in a budget and then learn to live within our means.

What is particularly important to recognize is that higher energy prices discriminate against poor families more than any

other group in our society. Energy costs comprise a higher percentage of family expenses for those at the lower income levels. Their ability to curtail their energy usage is marginal. What is particularly disturbing is these taxes on the poor would most benefit businesses and wealthier individuals who can afford to purchase a photovoltaic system or invest in a solar panel company. This taxing policy runs counter to a progressive tax structure.

As I have said before, we cannot tax our way out of the fiscal crisis we are in. We must make tough choices and direct the funds we have to the areas that need it most. I agree that energy and food security are important and have prioritized funding for these programs and personnel through the Executive Biennium Budget. The Legislature, however, chose to prioritize other programs and is now asking the taxpayer to bear the burden through higher gas prices, utility bills, shipping costs, airline fares, and numerous impacts that will ripple through our entire economic system.

I believe the bill's supporters have the best interest of the State in mind. During my Administration, energy and food security have been top priorities and I have been pleased to work with the Legislature, federal officials, academia, and members of the private sector on these important issues.

In 2006, the Legislature passed and I signed ground-breaking legislation known as Energy for Tomorrow that laid the foundation to wean Hawaii off imported oil. In 2008, my Administration signed a historic, one-of-a-kind agreement with the U. S. Department of Energy intended to decrease energy demand and accelerate the use of renewable energy resources in Hawaii. This year, I joined the Legislature in supporting legislation drafted by members of the Hawaii Clean Energy Initiative that will help us meet our goal of 70 percent clean energy by 2030. I am proud to share these accomplishments with the Legislature and others who are committed to strengthening our economy and making Hawaii a cleaner, greener, place to live.

I believe we can continue to make significant progress in this arena without this tax and the bureaucracies it will fund. We must, however, be willing to make the tough choices and work together to prioritize the public programs that have the potential to do the most good for our state.

For the foregoing reasons, I am returning House Bill No. 1271 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 843**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 1471, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FARMS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1471

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1471, entitled 'A Bill for an Act Relating to Farms.'

The purpose of this bill is to appropriate \$140,000 from the Hawaii Tourism Authority Special Fund to finance a one year pilot food safety certification program. The program is to be managed by the State Department of Agriculture with the assistance of the Department of Health.

The safety of our food is of utmost concern to all and remains a priority for the State of Hawaii. The Department of Health is responsible for investigating complaints regarding food-borne illnesses and maintains a rigorous inspection and investigation program to ensure that foods are properly handled, particularly in restaurants, hotels, and food markets. They conduct hundreds of inspections each year on behalf of Hawaii consumers and have important enforcement powers to close establishments that do not abide by cleanliness and proper food handling procedures.

Likewise, the State Department of Agriculture has worked with farmers, ranchers, and the fishing industry on their picking, packing, shipping, and sanitation programs. In 2007 the Department started an innovative program to trace certain food products through a radio frequency tracking system starting in the fields at the farm all the way to the consumer's table. Additionally, Department of Agriculture inspectors conduct regular inspections of food shipments into Hawaii to ensure foods do not contain pests, mold, and harmful insects.

The proposed pilot program contained in this bill diverts State tourism funds to a program that has already been adopted by some Hawaii farmers on a voluntary basis. The link between the uses of the Tourism Special Fund and this program does not meet the criteria set forth in State statutes. In particular, HRS 37-52.3 requires special funds to be used only for the purposes originally sought, must reflect a clear nexus between the benefits and the charges imposed on a particular group of people, and must demonstrate that it can be self-sustaining. The use of tourism dollars in this bill fails to meet these criteria.

Furthermore, this bill does not contain a statutory enforcement mechanism nor does it give the Department of Agriculture rulemaking authority to enforce the food safety certification program. As such, this appears to be a gesture to improve food safety without the teeth necessary to make it a viable program.

For the foregoing reasons, I am returning House Bill No. 1471 without my approval.

Respectfully,  
/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 844**, dated July 1, 2009, transmitting the Governor's statement of objections to House Bill No. 1525, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 1, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1525

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1525, entitled 'A Bill for an Act Relating to Medicaid.'

The purpose of this bill is to require the Department of Human Services to include specified reporting requirements in all future Medicaid health insurance plan contracts.

This bill is objectionable because it requires reporting requirements that will not improve the Department of Human Services' ability to provide quality health care services to Medicaid clients or expand access to care for those patients. Instead, this bill requires non-essential information that is designed to deliberately reflect detrimentally upon private health care provider organizations who wish to contract with the State.

For example, the bill requires health insurance organizations to provide employment information, including the compensation provided to the five highest paid Hawaii employees and the five highest paid employees nationwide, and a description of each position. Other requirements include the amount of funds set aside to meet shareholder payments. This data is irrelevant to the issue that matters most--are Medicaid patients receiving quality care at the most cost-effective rate for the State.

It is time for legislators to support the new, more cost-effective approach the State has taken to contracting for Medicaid services and recognize the courts and the State Procurement Office have reaffirmed the validity of the contracts.

For the foregoing reason, I am returning House Bill No. 1525 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 845**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 1538, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTALLY-SENSITIVE PRODUCTS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1538

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1538, entitled 'A Bill for an Act Relating to Environmentally-Sensitive Products.'

The purpose of this bill is to require the Department of Education to give first preference, where feasible, to the purchase of environmentally-sensitive cleaning and maintenance products, approved by Green Seal, for use at public school facilities. It also requires the Department of Health to develop and maintain a list of Green Seal approved products for use as a first preference guideline by the Department of Education.

Although the intent of this bill has merit, the bill is objectionable because it gives first preference to products certified by a single private organization--Green Seal. Unlike similar legislation adopted by other states, this bill does not include the more comprehensive and scientifically reliable

certifications granted by the U. S. Environmental Protection Agency. It is preferable for the State to use federal guidelines and certifications, particularly when they pertain to health and safety issues.

Secondly, the purchase preference created in this bill cannot be applied to disinfectants, which are commonly used in schools to protect students, teachers, and staff from the spread of infectious diseases.

Additionally, the bill uses a procurement preference which is not recognized in the State procurement code or in procurement regulations, making the Department of Education's purchasing decisions subject to legal challenge.

For the foregoing reasons, I am returning House Bill No. 1538 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 846**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 1544, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX EXEMPTIONS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU  
July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1544

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1544, entitled 'A Bill for an Act Relating to Tax Exemptions.'

The purpose of this bill is to phase out the Hawaii income tax personal exemption starting in tax year 2009. This measure decreases the Hawaii personal exemption of \$1,040 per person by two percent for every \$2,500 over the income threshold of \$119,963 for individual filers and \$179,963 for joint filers. The measure sunsets on June 30, 2015.

This bill is objectionable because it is a tax increase on Hawaii residents and businesses at a time when additional taxation will delay our economic recovery. Unlike the Hawaii personal exemption of \$1,040, which has not been adjusted since 1985, the current federal income tax personal exemption is \$3,500 and it is adjusted annually for inflation.

The purpose of a personal exemption was to recognize that a certain basic level of income should not be taxed since it serves as a floor to cover living costs. This original purpose has seriously eroded over time. Hawaii's personal exemption is only one-third of what the federal government recognizes and does not take into account the current higher cost of living in Hawaii and the escalating costs households and businesses are experiencing.

Finally, this bill targets the same group of taxpayers that are already affected by the income tax increase enacted by the Legislature earlier this session. It will particularly impact those companies that report their income as personal income. This legislation will further curtail their ability to create jobs or increase wages of their current employees. It is inappropriate

for the same taxpayers to shoulder more tax burden, which discourages spending and investments.

For the foregoing reasons, I am returning House Bill No. 1544 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 847**, dated July 15, 2009, transmitting the Governor's statement of objections to House Bill No. 1552, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which was returned to the Senate without approval and which reads as follows:

"EXECUTIVE CHAMBERS  
HONOLULU

July 15, 2009

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1552

Honorable Members  
Twenty-Fifth Legislature  
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1552, entitled 'A Bill for an Act Relating to Public Lands.'

The purpose of this bill is to establish a living park planning council to develop a master plan for State living parks and to place a two-year moratorium on evictions of persons who reside in the Kahana Valley State Park and who meet certain criteria.

This bill is objectionable because section 3 of the bill violates Section 5 of Article XI of the Hawaii Constitution. This section provides that '[t]he legislative power over the lands owned by or under the control of the State and its political subdivisions shall be exercised only by general laws, except in respect to transfers to or for the use of the State, or a political subdivision, or any department or agency thereof.' The bill's moratorium provision contemplates applicability to a certain group of private persons who are allowed to use State lands, granting them State-imbued special privileges. The classification of persons allowed to benefit from the moratorium is factually limited to those already benefitting from the use of the State lands. As such, the moratorium provision of this bill is special legislation in violation of Section 5 of Article XI of the Hawaii Constitution. See Sierra Club v. Dept. of Transportation, 120 Hawaii 181, 202 P.2d 1226 (2009).

My Administration recognizes the special relationship certain families have had with Kahana Valley and the ahupua'a used by pre-contact Hawaiians that existed in this region. We also recognize that efforts to develop a consensus plan on the management and direction of this living park have not succeeded for the past 39 years. I believe it is important to respect the attachment of certain families to the lands within the park. As a result, I am affirming in this veto message my Administration's commitment to not evict the families in the park during the balance of the term of my Administration, as long as the persons residing in the park meet their lease responsibilities to participate in activities benefitting the park and do not engage in criminal activities.

Further, I am pledging my commitment to introduce legislation in the 2010 legislative session that would allow the Department of Land and Natural Resources to issue replacement leases to those who qualified for such leases, pursuant to Act 5 of 1987 and who agree to abide by the original intent and requirements of that Act.

For the foregoing reasons, I am returning House Bill No. 1552 without my approval.

Respectfully,

/s/ Linda Lingle  
LINDA LINGLE  
Governor of Hawaii"

**Gov. Msg. No. 848**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 300, S.D. 2, H.D. 2, C.D. 1 as Act 177, entitled: "RELATING TO INTOXICATING LIQUOR."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 300 SD2 HD2 CD1

On July 15, 2009, Senate Bill No. 300, entitled 'A Bill for an Act Relating to Intoxicating Liquor' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to require restaurants, retailers, dispensers, clubs, cabarets, hotels, brewpubs, and condominium hotels to maintain liquor liability coverage in an amount of \$1,000,000. In addition, this bill prohibits the county liquor commissions from issuing, renewing, or transferring a liquor license unless the applicant can show proof of the mandated insurance coverage.

I understand the intent of this legislation and support efforts to encourage responsible business practices. When tragedy occurs, those who have taken proactive measures to protect themselves should not be burdened disproportionately because others were less responsible.

This bill raises concerns because it has the potential to put some small establishments out of business. There is reason to believe that smaller liquor establishments are either unaware of the requirements of this legislation or unable to afford the mandated coverage. Many of the businesses in this situation are owned and operated by immigrants who are non-native English speakers.

In addition, I am concerned about the immediacy of the bill's July 1, 2009 effective date. This effective date provides no grace period for businesses to learn about the bill, contact an insurance company, negotiate a quote, secure a policy, and generate the necessary funds that would be needed to comply. My office has been working with the Executive Directors of the Liquor Commissions of the four counties to allow for a reasonable period of time for liquor establishments to comply before instituting punitive actions against these businesses.

Finally, it should be noted that insurance mandates do not address the root of the problem. Until people take personal responsibility for their actions and change their behavior, we will continue to see deaths on our roads as a result of drinking and driving. Unfortunately, no amount of money can bring back a loved one lost because of another person's irresponsible behavior. We must all work hard to address this issue in our communities and among our family and friends if we want to affect real change.

For the foregoing reasons, I allowed Senate Bill No. 300 to become law as Act 177, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 849**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 199, S.D. 1, H.D. 1, C.D. 2 as Act 178, entitled: "RELATING TO TAXATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 199 SD1 HD1 CD2

On July 15, 2009, Senate Bill No. 199, entitled 'A Bill for an Act Relating to Taxation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this law is to amend the High Technology Business Investment Tax Credit by limiting claims to 80 percent of tax liability, allowing only one to one credit allocation ratios, and eliminating carryovers for investments made between May 1, 2009 and December 31, 2010. This law also suspends the Capital Goods Excise Tax Credit for investments, renovation costs, or the purchase of eligible depreciable tangible properties from December 1, 2008 through December 31, 2009.

This bill retains Hawaii's high technology investment tax credits as one of the most generous credits available from state governments. Investors will still be allowed to claim up to one hundred percent of the amounts invested against their tax liability and will be able to offset up to eighty percent of the actual income taxes owed each year.

However, it should be recognized that this bill changes the terms of the High Technology Investment Tax Credits eighteen months prior to the expiration of these credits. I am concerned that this sends a signal to potential investors and the business community that they cannot depend upon the continuation of a government policy that encouraged them to behave in a certain manner, presuming the same investment rules would stay in place through 2010.

Also, the suspension of the Capital Goods Excise Tax Credit is troubling because this credit assists Hawaii's businesses with capital good investments. This is the time when companies should be encouraged to make such investments as one of our economic recovery tools. Certainly encouraging the purchase of capital goods was recognized by President Obama's Administration when they included bonus depreciation provisions in the American Recovery and Reinvestment Act.

On balance, I believe the fiscal implications of this legislation outweigh the concerns I have noted above. For the foregoing reasons, I allowed Senate Bill No. 199 to become law as Act 178, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 850**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which read as follows:

House Bill No. 1316, H.D. 2, S.D. 1, C.D. 1 as Act 179, entitled: "RELATING TO TORTS."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1316 HD2 SD1 CD1

On July 15, 2009, House Bill No. 1316, entitled 'A Bill for an Act Relating to Torts' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to provide a limitation on the liability for design professionals engaged in work on highway

projects where a design professional is determined to be a joint tortfeasor along with one or more other joint tortfeasors, the degree of negligence is ten percent or less, and the contract value was \$1,000,000 or less.

This bill raises concerns because it gives a negligent design professional more protection from liability than the law affords the developer, the State of Hawaii, the counties, or the construction entities, who rely on the expertise of the design professional when building the highway.

This bill amends by law previous contracts between design professionals and the developers, the State of Hawaii, the counties, or the construction entities. I am concerned that this allows the professional to avoid contractual duties and obligations they fairly and voluntarily entered into.

The State recognizes that some design professionals elect not to bid on State highway projects as a result of the liability exposure that might accrue as a result of working on these projects. We believe the more appropriate approach would be to enact meaningful tort reform in Hawaii that would cover most professions and also put reasonable limits on the financial exposure of the State and the counties.

For the foregoing reasons, I allowed House Bill No. 1316 to become law as Act 179, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 851**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 603, S.D. 1, H.D. 1, C.D. 1 as Act 180, entitled: "RELATING TO PUBLIC UTILITIES."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 603 SD1 HD1 CD1

On July 15, 2009, Senate Bill No. 603, entitled 'A Bill for an Act Relating to Public Utilities' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to direct the Public Utilities Commission of the State of Hawaii to treat local exchange intrastate services as fully competitive.

The intent of this bill is laudable in that it attempts to update Hawaii's regulatory framework for telecommunications providers and create market parity among phone service providers. However, several provisions of this bill raise concerns because the language is vague and extends beyond the intended scope.

This bill directs that 'fully competitive' treatment be accorded to local exchange intrastate services, '[n]otwithstanding section 269-16.9 or any other law to the contrary.' The provisions in the bill, however, are not limited to local exchange intrastate services and providers of such services. Rather, the provisions extend to any telecommunications carrier, not just a carrier providing local exchange intrastate service.

Under the bill, any telecommunications carrier may modify its rates and services without the approval of the Commission, regardless of whether the carrier has received an exemption pursuant to section 269-16.9, Hawaii Revised Statutes. In addition, the carrier is not required to provide cost support and other information to the Commission for such modifications.

The absence of cost support and other information may impair the ability of the Commission to fulfill the statutory directive in section 269-40, Hawaii Revised Statutes, to ensure that all consumers are provided with 'nondiscriminatory, reasonable, and equitable access to high quality telecommunication network facilities and capabilities ... at just, reasonable, and nondiscriminatory rates that are based on reasonably identifiable costs of providing the services.'

The bill provides that a telecommunications carrier's rates for any retail telecommunications service cannot be higher than the rate for the same service included in the carrier's filed tariff 'except upon receiving the approval of the commission.'

The significance of the Commission's approval with respect to rate increases for local exchange intrastate service is questionable, given the 'fully competitive' treatment directed by the bill. With regard to any other telecommunications service, the Commission's role is in doubt because the bill provides that all rates, fares, charges, and bundled service offerings shall be filed with the Commission for 'information purposes only,' which raises a question as to whether any applicable tariff can be enforced by the Commission.

Because this language creates an ambiguity over the role of the Commission in enforcing tariffs, my Administration will be proposing amendments to this bill for consideration by the 2010 Legislature that deletes this clause and clarifies the scope and applicability of this measure.

For the foregoing reasons, I allowed Senate Bill No. 603 to become law as Act 180, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 852**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 1550, H.D. 2, S.D. 1, C.D. 1 as Act 181, entitled: "RELATING TO TAXATION."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1550 HD2 SD1 CD1

On July 15, 2009, House Bill No. 1550, entitled 'A Bill for an Act Relating to Taxation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend Hawaii's income tax law to impose a State income tax on rollovers or transfers made by State and county employees from qualifying deferred compensation plans and qualifying annuity plans to eligible retirement plans.

However, although it was the intent of the legislative conference committee to tax both rollovers and transfers, as stated in the committee report, the actual language of House Bill No. 1550 only imposes a State tax liability on moneys that are rolled over from a qualifying account to the Employees' Retirement System plan. This inadvertent mistake may result in unequal treatment of those State and county employees who choose to purchase Employees' Retirement System hybrid plan credits in a lump sum via a rollover of funds, as defined in the Internal Revenue Code, sections 403 and 457, versus those employees who elect to transfer funds in accordance with the definitions contained in these sections of the Internal Revenue Code.

I encourage the Department of Taxation and the Employees' Retirement System to implement this measure fairly by

ensuring equal tax treatment of all public employees using deferred-compensation and annuity plans for their hybrid plan upgrade. In addition, I also encourage the Legislature to fix this technical error in the bill language during the 2010 legislative session.

For the foregoing reasons, I allowed House Bill No. 1550 to become law as Act 181, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 853**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 1673, S.D. 2, H.D. 2, C.D. 1 as Act 182, entitled: "RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1673 SD2 HD2 CD1

On July 15, 2009, Senate Bill No. 1673, entitled 'A Bill for an Act Relating to the Hawaii Health Systems Corporation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to make changes to the laws that affect the operations of the Hawaii Health Systems Corporation (HHSC), the regional system boards, and their facilities. The legislation attempts to begin the reforms necessary to strengthen the network of thirteen public hospitals in our state. However, I am concerned that this bill is unclear in several important respects which will make implementation difficult.

One important reform made by this bill is that it would allow individual facilities to transition into various other legal entities, including non-profit, for-profit, or public benefit corporations. The bill states that upon its transition, 'all liabilities of the regional system or facility related to collective bargaining contracts negotiated by the State, shall become the responsibility of the State[.]'

This provision is unclear because it does not define which liabilities are being addressed. It could be interpreted that only pending collective bargaining disputes, grievances, or issues become the responsibility of the State once the facility has transitioned into a new legal entity. However, it could also be argued that this provision means that the State must continue to pay the wages for the State workers after the facility has transitioned to a private entity. This lack of clarity could cause significant problems. In addition, this provision could create a sizeable financial burden for the State since there are no limitations contained in the bill. I believe this section must be clarified before any transitions occur.

Second, it appears that the 'transition' language in the bill would authorize a HHSC facility to become a private entity. However, the bill as currently written does not specifically state that this new entity would be exempt from chapters 76 and 89, Hawaii Revised Statutes, the civil service laws and collective bargaining laws, respectively.

In 1997 the Hawaii Supreme Court held that the government could not privatize one of its operations without express statutory authority. In 2004, the Hawaii Supreme Court further held that the privatization of another government operation was legal because there was a statute that mandated the privatization. This bill does not mandate privatization of HHSC facilities, but by implication allows for it.



Because there is no direct precedent, it is difficult to predict whether the Hawaii appellate courts would find this to be sufficient language to permit HHSC facilities to become private entities and abolish their civil service positions. This uncertainty could cause lengthy and costly litigation that should be avoided by clearer drafting of the law.

Additionally, we remain concerned that this bill transfers to the Department of Health liabilities and debts that the HHSC hospitals accrued prior to June 30, 1996. It is unclear how this transfer will occur under generally accepted accounting principles, since the receivables are not properly reflected on the books of the corporation.

While certain provisions in this bill make small steps towards reforms needed to improve the viability of our public hospital system, such as allowing criminal background checks, I had hoped for more aggressive and comprehensive efforts to address the fiscal problems of the public hospitals. My Administration has outlined a vision for reform, which was presented to the Legislature by the State's Director of Health, Dr. Chiyome Fukino, that deserves serious consideration.

It will be necessary to amend this law in the next legislative session to resolve the ambiguities in the bill.

For the foregoing reasons, I allowed Senate Bill No. 1673 to become law as Act 182, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 854**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 1809, H.D. 2, S.D. 1, C.D. 1 as Act 183, entitled: "RELATING TO RECYCLING."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1809 HD2 SD1 CD1

On July 15, 2009, House Bill No. 1809, entitled 'A Bill for an Act Relating to Recycling' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to mandate the recycling of televisions sold in the State by expanding the Department of Health's existing electronic device recycling program.

As I have stated in the past, I have strong concerns about establishing new State programs that are not essential to nor improve the efficiency of government. Given that we face a budget shortfall of at least \$2.73 billion over the next several years, I question how the Legislature can justify passing legislation that creates a new program and increases the demand on personnel, while at the same time making funding reductions to State departments.

In addition, I am concerned that the program created by this bill places numerous requirements on manufacturers and retailers that will increase the cost of doing business in our state. Further, the fees and increased reporting requirements mandated by this bill will likely be passed on to consumers through higher retail prices.

While I agree that it is important to encourage proper recycling methods for computers, televisions, and other electronic devices, the private sector already provides a number of options to consumers and these options continue to grow. In the Department of Health's report to the Legislature on Act 13,

Special Session Laws of 2008, I note the following reference to a recycling program developed by the Sony Corporation:

'Sony established a national recycling program for consumer electronics. The Sony Take Back Recycling Program allows consumers to recycle all Sony-branded products for no fee at 75 Waste Management Recycle America eCycling drop-off centers throughout the U.S. The program, began on September 15, 2007 (and) was developed in collaboration with WM Recycle America, LLC, a wholly owned subsidiary of Waste Management, Inc. The program also allows consumers to recycle other manufacturers' consumer electronics products at market prices, and may include a recycling fee for some types of materials.'

Given that programs such as this already exist in the private sector, there is little advantage to be gained by setting up a State-managed television recycling program.

Despite these strong concerns, I am allowing this bill to become law without my signature. If this bill does not become law, televisions would be subject to the more onerous recycling requirements of Act 13 of the 2008 Special Session. In the coming 2010 Legislative Session, I encourage the Legislature to reconsider its support for both the electronic device and television recycling programs in this bill and in Act 13 and consider repealing them.

For the foregoing reasons, I allowed House Bill No. 1809 to become law as Act 183, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 855**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 470, H.D. 1, C.D. 1 as Act 184, entitled: "RELATING TO LIQUOR."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 470 HD1 CD1

On July 15, 2009, Senate Bill No. 470, entitled 'A Bill for an Act Relating to Liquor' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to make various amendments to the State's liquor laws. Included in these amendments are provisions that: 1) allow the Department of Taxation to provide tax clearances to liquor establishments for license renewals as long as these establishments enter into a payment plan for taxes owed, 2) allow the county liquor commissions to extend the deadline for making liquor license application decisions from a maximum of 30 days up to 120 days, and 3) allow the county liquor commissions to use up to ten percent of fines collected to fund public liquor-related educational and enforcement programs.

While this measure is well-intentioned, I have concerns regarding two provisions in this bill. Although I understand the economic difficulties that liquor establishments are facing as a result of the current downturn, I am concerned that this bill does not provide a means for immediately revoking a liquor license if an establishment fails to make payments to the Department of Taxation while already on an installment plan for taxes owed. Currently, contractors are able to obtain temporary tax clearances and renew their licenses as long as they enter into a payment plan with the Department of Taxation. However, their license can be promptly revoked if the contractor fails to make payments. For liquor establishments, the only way for the

Department of Taxation to proceed with a liquor license revocation is to apply to the county liquor commissions for a hearing, which allows a liquor establishment to operate without paying taxes until the commission makes the decision to revoke the license.

Additionally, I am concerned that extending the deadline for making liquor license application decisions will result in longer wait times for small businesses attempting to set up an establishment that requires a liquor license. Since liquor establishments must locate and lease space prior to applying for a liquor license, it would be difficult for these businesses to continue paying rent for their establishment up to 120 days after the hearings process when they cannot start operations until a license is approved. While I understand that the original intent is to allow the county liquor commissions more time to evaluate establishments with complicated liquor license applications, rather than automatically denying those establishments a license, timetables should be limited to ensure licenses are granted expeditiously.

Since the intent of this measure is to help businesses struggling during these economic times, I hope the county liquor commissions will work with all stakeholders to administer this bill fairly and equitably so that the above concerns can be addressed.

For the foregoing reasons, I allowed Senate Bill No. 470 to become law as Act 184, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE”

**Gov. Msg. No. 856**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 591, H.D. 1, S.D. 2 as Act 185, entitled: “RELATING TO PUBLIC UTILITIES.”

“Dear Madam President and Members of the Senate:

Re: House Bill No. 591 HD1 SD2

On July 15, 2009, House Bill No. 591, entitled ‘A Bill for an Act Relating to Public Utilities’ became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to allow the Public Utilities Commission to establish preferential rates for renewable energy produced in conjunction with agricultural activities.

This measure is intended to provide an incentive to both agricultural and renewable energy producers by providing better rates to agricultural energy producers selling electricity to utilities. While the Lingle-Aiona Administration supports local agricultural production and the goal to increase renewable energy, this bill could result in shifting of the costs of electricity onto consumers to compensate for the preferential rates given to agricultural operations. I am concerned that this cost shifting could adversely impact the bulk of electrical users in the State.

Moreover, the phrase ‘renewable energy produced in conjunction with agricultural activities’ lacks clarity as to what constitutes a sufficient relationship between energy production and agricultural activities. It would be unfortunate if non-agricultural producers are able to take advantage of the vague wording in this measure to establish preferential rates intended to support agricultural operations.

For the foregoing reasons, I allowed House Bill No. 591 to become law as Act 185, effective July 15, 2009, without my

signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE”

**Gov. Msg. No. 857**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 1379, H.D. 2, S.D. 2, C.D. 1 as Act 186, entitled: “RELATING TO PHYSICIAN ORDERS FOR LIFE SUSTAINING TREATMENT.”

“Dear Madam President and Members of the Senate:

Re: House Bill No. 1379 HD2 SD2 CD1

On July 15, 2009, House Bill No. 1379, entitled ‘A Bill for an Act Relating to Physician Orders for Life Sustaining Treatment’ became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to create a means for individuals or their surrogates to provide evidence of their wishes regarding life sustaining treatment to health care providers through a standardized form.

I support measures that help individuals and their families make personal decisions about end of life care. The Physician Orders for Life Sustaining Treatment form created by this bill would give individuals an opportunity to be very specific about the course of medical attention they desire should they become gravely ill or incapacitated. In addition, this form has the potential to provide clear guidance to emergency care workers regarding what types of life sustaining treatment they should provide to a critically ill patient.

Whenever possible, decisions regarding end of life care should be made by individuals before they become ill or incapacitated. Making such decisions through an advance healthcare directive, living will, or another legal form provides friends and family members with clear guidance about the level of care one desires and can help alleviate some of the pain when a loved one is suffering.

While I can understand and support the intent of this legislation, I am concerned about provisions in the bill that allow a surrogate to make decisions on behalf of an incapacitated patient without the patient’s knowledge or authorization. Specifically, the bill states that the Physician Orders for Life Sustaining Treatment form may be executed by a physician and a surrogate if the patient is incapacitated. I am concerned that this provision could lead to an abuse by a surrogate. In addition, it is unclear why the authors of the bill feel that a surrogate should be afforded the power to make life sustaining treatment decisions without authorization or appointment by the patient.

We must be cautious when legislating in areas that deal with such complex ethical questions. While it makes sense to give individuals the opportunity to make decisions about life sustaining treatments, it is questionable why government should give that same authority to surrogates who may not represent the patient’s wishes.

For the foregoing reasons, I allowed House Bill No. 1379 to become law as Act 186, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE”

**Gov. Msg. No. 858**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 994, H.D. 1, S.D. 2, C.D. 1 as Act 187, entitled: "RELATING TO TOURISM."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 994 HD1 SD2 CD1

On July 15, 2009, House Bill No. 994, entitled 'A Bill for an Act Relating to Tourism' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to appropriate \$500,000 for the application of a spaceport license from the Federal Aviation Administration. An appropriation of \$250,000 will come from the Department of Transportation's Airport Revenue Fund and a similar amount from the Hawaii Tourism Authority's Tourism Special Fund.

Over the past year, Hawaii's tourism industry has faced devastating losses due to a downturn in the global economy. While we work to rebuild this critical industry, we must also diversify and strengthen tourism opportunities for the future. Space tourism has the potential to provide business opportunities and jobs for our state as new applications dependent on commercial space transportation emerge.

A number of companies are at work to develop reusable launch vehicles that could be used to carry people to space and potentially enable the development of a commercial space tourism industry. Some of these companies have expressed interest in launching this type of vehicle from Honolulu and/or Kona International Airports. In order to start the process to become a launch site, Hawaii must obtain a commercial space transportation license from the Federal Aviation Administration.

This bill would start the application process for a commercial space transportation license from the Federal Aviation Administration. Specifically, the funding provided would support the work needed to conduct the environmental and safety studies required for licensure.

In light of the State's economic situation, I have serious concerns about the appropriations made in this bill. First, monies from the Tourism Special Fund should be targeted towards marketing programs which will translate into immediate returns for the tourism industry. Given that a spaceport will take a number of years to come to fruition, may never happen, and may not be self-sustaining if built, it is difficult to justify spending any amount of public money on a spaceport license.

Second, monies from the Airport Revenue Fund must be approved for use by the Federal Aviation Administration. It is clear that more discussion will be required with the Federal Aviation Administration to ensure the funds appropriated by this measure can be used for the intended purpose. In addition, I am concerned that tapping into the Airport Revenue Fund could be interpreted as a deviation from our focus to use these monies for the much needed Airports Modernization Initiative.

For the foregoing reasons, I allowed House Bill No. 994 to become law as Act 187, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 859**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 1776, H.D. 1, S.D. 1, C.D. 1 as Act 188, entitled: "RELATING TO PUBLIC ASSISTANCE."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1776 HD1 SD1 CD1

On July 15, 2009, House Bill No. 1776, entitled 'A Bill for an Act Relating to Public Assistance' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this measure is to prevent inmates from receiving public assistance by: (1) requiring the Department of Public Safety to provide a complete list of all inmates in its custody to the Department of Human Services no later than December 31, 2009, and beginning January 31, 2010, to provide the Department of Human Services with monthly reports listing newly admitted inmates; and (2) requiring the Department of Human Services to identify the status of each inmate on the monthly list with respect to the inmate's current receipt of public assistance. State law presently prohibits inmates from receiving public assistance.

Although I support the policy of screening inmates for public assistance, this task might have been more easily accomplished through a Memorandum of Agreement or Memorandum of Understanding between the Department of Public Safety and the Department of Human Services. Legislation was unnecessary and interferes with the flexibility of each department to manage its internal affairs and adjust to changing circumstances.

For the foregoing reasons, I allowed House Bill No. 1776 to become law as Act 188, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 860**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 764, S.D. 2, H.D. 2, C.D. 1 as Act 189, entitled: "RELATING TO REAL PROPERTY."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 764 SD2 HD2 CD1

On July 15, 2009, Senate Bill No. 764, entitled 'A Bill for an Act Relating to Real Property' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to change the process for renegotiating the amount of rent during the term of an existing commercial or industrial lease, unless expressly stated otherwise in the lease. The bill requires the term 'fair and reasonable' annual rent of any lease of commercial or industrial leasehold property to be construed as fair and reasonable to both the lessor and the lessee to the lease, and to consider other relevant circumstances relating to the lease, such as surface characteristics of the property. If the lessee is a master lessee, these requirements shall apply if the master lessee agrees to act comparably when determining the renegotiated sublease rental amount charged to a sublessee.

This measure appears to be targeted at a single landowner for the benefit of its lessees. The ability to freely negotiate

contracts without government intrusion is essential to a fair and open marketplace and a principle that I support.

However, this bill addresses a case where the free market between lessor and lessee is not functioning. We have seen a concentration of land ownership of urban commercial and industrial properties become centered in a few large firms that distort market forces and leave businesses in Hawaii with little recourse.

It is unfortunate that the actions of a single land owner have created the situation where the Legislature has intervened between the parties, albeit only for a single year.

This bill impacts the renegotiations of lease rent by interjecting, unless otherwise stated in the lease, its construction of 'fair and reasonable annual rent' in commercial or industrial leases. In addition, this bill requires master lessees to limit any sublease rental amount negotiated or renewed during the period the lease rent is renegotiated with the master lessee to the lesser of a) the 'fair and reasonable' amount determined according to the aforementioned requirements or b) the rental amount as calculated under the renegotiation or renewal provisions of the sublease.

For the foregoing reasons, I allowed Senate Bill No. 764 to become law as Act 189, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 861**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 111, S.D. 2, C.D. 1 as Act 190, entitled: "RELATING TO STATE SALARIES."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 111 SD2 CD1

On July 15, 2009, House Bill No. 111, entitled 'A Bill for an Act Relating to State Salaries' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to establish a two-year statute of limitations for governmental bodies to recover salary or wage overpayments to their employees.

We are concerned that the two-year limitation does not allow the State and counties sufficient opportunity to recover salary overpayments. It often takes time to review an employee's daily work records to determine whether the employee has been overpaid. Most salary overpayments are discovered when the employee is about to retire and the employee's pension is calculated.

Salary overpayments are made by mistake, and while some employees, upon becoming aware of overpayments, promptly report the overpayments, not all do so. Employees are not entitled to keep overpayments and should not benefit from an inadvertent error. An overpayment to an employee deprives another employee or program of the use of those funds.

The existing statutes protect an employee from an arbitrary employer action. There is a process that the State and counties must follow to recover the overpayment, and the employee is free to contest the government's assertion that there has been an overpayment. Current law provides that the employee may request a hearing and, if the employee so chooses, may appeal an adverse determination.

While it is understandable that some would contend that the State should not have an unlimited period to recoup its mistakes, limiting this period to only two years will hamper the State and counties and result in the unjust enrichment of some.

For the foregoing reasons, I allowed House Bill No. 111 to become law as Act 190, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 862**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 1362, H.D. 1, S.D. 2 as Act 191, entitled: "RELATING TO GENETIC COUNSELORS."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1362 HD1 SD2

On July 15, 2009, House Bill No. 1362, entitled 'A Bill for an Act Relating to Genetic Counselors' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to establish a genetic counseling licensure program within the Department of Health.

In 2006 an analysis by the State Auditor concluded that establishing a licensing program for this profession is largely about title protection. It gives licensed individuals the ability to use the title but does not prohibit the practice by unlicensed practitioners. This bill prohibits unlicensed individuals from using the title 'genetic counselor' or 'licensed genetic counselor,' but it would not prohibit them from offering services. It should also be noted that licensing would not impact the commercial marketing of DNA testing and counseling, especially at-home genetic self-testing, which is a growing industry.

While the bill calls for fees to be assessed to defray the cost of the license requirement, the cost of initial implementation is not funded and will have to be covered by the Department of Health when the program is implemented in 2011.

Genetic counselors provide valuable services to individuals and families with health issues who need to understand their family's health history.

In the interim, until this bill becomes law, should individuals in need of services seek knowledge about a genetic counselor's qualifications, they can consult the American Board of Genetic Counseling, which serves as the credentialing organization for the genetic counseling profession in the United States and Canada.

For the foregoing reasons, I allowed House Bill No. 1362 to become law as Act 191, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 863**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 1338, S.D. 2, H.D. 2, C.D. 1 as Act 192, entitled: "RELATING TO HOUSEHOLD ENERGY DEMAND."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1338 SD2 HD2 CD1

On July 15, 2009, Senate Bill No. 1338, entitled 'A Bill for an Act Relating to Household Energy Demand' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to prohibit real estate contracts, agreements, and rules from precluding the use of a clothesline on single-family dwellings or townhouses and to allow private entities to adopt rules that reasonably restrict the placement and use of clotheslines.

Hawaii residents should consider using clotheslines as an alternative to electric dryers. This is a simple and easy way to lower individual energy costs, help the environment, and move us closer to meeting our goals of 70 percent clean energy by 2030. However, the proper way to promote this practice is through public education campaigns, not government laws.

This bill addresses an issue that can and should be addressed at the local, community level. Homeowners who choose to buy a home or townhouse in a neighborhood governed by a community association do so for a reason - they want to live in a community that provides and protects a certain aesthetic. These homeowners often pay more for this option, and, upon purchase, agree to abide by specific covenants and rules that regulate certain activities, such as the number of cars that can be parked on the street, the color of the paint on their house, and the use or placement of a clothesline.

This bill recognizes that homeowners associations should be allowed to adopt rules for the placement of clotheslines in their communities. As such, this measure is less onerous than the legislation I vetoed last year.

For the foregoing reasons, I allowed Senate Bill No. 1338 to become law as Act 192, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 864**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 1422, H.D. 1, S.D. 1, C.D. 1 as Act 193, entitled: "RELATING TO ABANDONED VEHICLES."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 1422 HD1 SD1 CD1

On July 15, 2009, House Bill No. 1422, entitled 'A Bill for an Act Relating to Abandoned Vehicles' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to allow the counties to remove abandoned motor vehicles from private roads if the private road owner pays for the removal of the vehicle and agrees to indemnify and hold the county harmless for claims arising from the removal and disposal of the vehicle. This Act shall be repealed on January 1, 2010.

It can be both dangerous and frustrating to have abandoned vehicles parked on or near one's property. Many property owners and neighborhoods struggle with this issue and I can understand their concern. However, it appears that property owners already have authority under current law, Section 290-11, Hawaii Revised Statutes, to remove abandoned vehicles in certain circumstances. Based on the testimony provided on

this bill, it appears there is some uncertainty as to how this provision applies and, as a result, the Legislature felt it necessary to clarify the statute through passage of this bill.

In addition, I note that this bill will only be in effect for six months. Legislation should be used for critical policy matters, not for settling short term disputes. I am concerned that changing a State statute for such a short time period calls into question whether this represents sound public policy for the State.

For the foregoing reasons, I allowed House Bill No. 1422 to become law as Act 193, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 865**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 1329, S.D. 2, H.D. 2, C.D. 1 as Act 194, entitled: "RELATING TO EARLY LEARNING."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1329 SD2 HD2 CD1

On July 15, 2009, Senate Bill No. 1329, entitled 'A Bill for an Act Relating to Early Learning' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend the structure and duties of the Early Learning Council and the early learning system by: (1) authorizing members of the Early Learning Council to assign a designee to represent them on the Council; (2) adding a representative from a Head Start provider agency to serve as a member of the Council; (3) directing the Council to develop a plan to address the operations of the junior kindergarten program, (4) prohibiting the Department of Education from moving a child between junior kindergarten and kindergarten unless they use an assessment tool to determine the placement, and (5) renaming the Keiki First Steps Trust Fund as the Early Learning Trust Fund.

This bill presents policy concerns that will adversely impact the delivery of education to the children in our State. First, the legislation further blurs the relationship and responsibilities of the Department of Education over the junior kindergarten program. The bill is prescriptive in what the Department of Education can and can not do in operating its junior kindergarten and kindergarten programs. For example, it expressly prohibits the Department of Education from moving a student between junior kindergarten and kindergarten, except after a detailed assessment is conducted using an evaluation system to be developed by the Early Learning Council.

The bill also continues the presumption that the State should continue to develop an early childhood learning program that operates outside of the purview of the Department of Human Services. The powers vested in the Early Learning Council could adversely impact the ability of the Department of Human Services to license, fund, regulate, and terminate early childhood education programs as provided for in Chapter 346, Hawaii Revised Statutes.

Last year I warned of the indeterminate costs to fully implement an early learning system. Since Act 14 became law, the State's fiscal outlook has worsened and it is difficult to foresee how the State could support a program with a projected implementation cost ranging from \$144 million to \$170 million.

The Department of Education has raised concerns about its ability to administratively support the continued operation of the Council. The Department of Education's 2009 report to the Legislature on the Early Learning Council states, "The progress report from the Early Learning Council indicates that the Council must explore options for its continued work, beyond June 30, 2009, as the funding has been eliminated from the Department of Education budget. Without future funding, it will be challenging to secure the staff to ensure the smooth operations of the Council."

Additionally, this bill fails to recognize the substantial progress my Administration has made in early learning. The Department of Human Services has worked closely with the preschool community of providers to adopt preschool content standards, improve teacher qualifications, and add slots for low-income children who could not previously attend preschool.

I will continue to support expanded early learning opportunities for children through the Quality Care Program administered by the Department of Human Services. I am particularly proud of the fact that this program has enabled over 2,000 additional disadvantaged children to attend preschool. This legislation, regrettably, does not build upon that progress.

For the foregoing reasons, I allowed Senate Bill No. 1329 to become law as Act 194, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 866**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 203, S.D. 2, H.D. 1, C.D. 1 as Act 195, entitled: "RELATING TO CONTRACTORS."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 203 SD2 HD1 CD1

On July 15, 2009, Senate Bill No. 203, entitled 'A Bill for an Act Relating to Contractors' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to increase the monetary penalties for unlicensed contracting from (1) \$500 to \$2,500 for the first offense, or 40% of the contract cost, and (2) from \$1,000 to \$3,500, or 40% of the contract cost, for the second offense.

Although this bill has the goal of deterring unlicensed contracting in the State of Hawaii, I am concerned that this legislation dramatically increases monetary fines without a corresponding increase in the threshold under the contractor licensing law's 'handyman' exemption. This exemption provides that the licensing law does not apply to any project or operation for which the aggregate contract price for labor, materials, taxes, and all other items is not more than \$1,000.

The \$1,000 threshold has not been increased since 1992. The handyman exemption allows property owners to seek help with minor repairs and renovations. The dollar value of the threshold should be adjusted to reflect cost changes that have occurred over the past 17 years.

Although the Department of Commerce and Consumer Affairs has indicated that it plans to use reasonable discretion in imposing penalties under this bill, unlicensed workers may nevertheless face substantial fines when the work they are doing might more appropriately fall under the handyman exemption.

For the foregoing reasons, I allowed Senate Bill No. 203 to

become law as Act 195, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 867**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 1461, S.D. 2, H.D. 1, C.D. 2 as Act 196, entitled: "RELATING TO TAXATION."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 1461 SD2 HD1 CD2

On July 15, 2009, Senate Bill No. 1461, entitled 'A Bill for an Act Relating to Taxation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to advance the general excise tax filing and payment deadline from the last day of the month to the twentieth of the month. This bill also allows the Department of Taxation to require electronic filing and payment of taxes if the taxpayer is already doing the same for federal taxes. Finally, this bill extends the sunset of Act 239, SLH 2007, the general excise tax exemption for common expense reimbursements received by timeshare sub-operators and condominium association managers and sub-managers, by instituting an aggregate cap on exempted amounts for one year.

This bill contains a number of technical and administrative flaws that adversely impact the fair and impartial administration of tax laws in the State of Hawaii.

First, while I supported the concept of advancing the general excise tax filing and payment date from the last day of the month to the twentieth of the month, it is of concern to me that the Department of Taxation and business community are expected to implement this measure for payments due after May 31, 2009. This timeframe is too short and unrealistic for the Department of Taxation to adequately implement this change, as it does not allow taxpayers throughout the State adequate time to prepare for and implement the new payment schedules.

Second, the bill also contains unrealistic deadlines for taxpayers to comply with the requirements to remit their tax payments electronically to the State Department of Taxation. Unrealistic and overzealous timetables create confusion among the taxpaying public and result in additional, unnecessary work for public employees who are helping them to comply.

Third, in attempting to control the general fund revenue impact of the extension, the Legislature put a cap of \$400,000 in aggregate tax exemptions on all eligible timeshare owners and condo managers. The cap, if it is to be applied, should have been a cap on the tax credit, not the tax exemption, since the exemption reduces the gross proceeds on which the GET tax is calculated, effectively lowering how much is due the State.

It is also unfortunate and unfair that the general excise tax exemption will be unequally applied to condominium associations governed by Chapter 514A, Hawaii Revised Statutes. Condominium associations created after July 1, 2006 are governed by Chapter 514B and already had the excise tax exemption for reimbursements prior to Act 239. Therefore, the \$400,000 exemption cap will be applied to condominium associations created before July 1, 2006, but not those created thereafter. As a result, I am concerned with the unequal treatment of condominium associations created by this provision.

For the foregoing reasons, I allowed Senate Bill No. 1461 to become law as Act 196, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 868**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

Senate Bill No. 522, S.D. 2, H.D. 1 as Act 197, entitled: "RELATING TO LAND COURT."

"Dear Madam President and Members of the Senate:

Re: Senate Bill No. 522 SD2 HD1

On July 15, 2009, Senate Bill No. 522, entitled 'A Bill for an Act Relating to Land Court' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

This bill would require the registrar's office within the Bureau of Conveyances to provide within ten days after the end of each week an image and index of all instruments and documents recorded in Land Court during the week to a county designated as a central clearinghouse. Further, the registrar is prohibited from charging for the information and the bill prescribes the seven specific pieces of information the Bureau of Conveyances Land Court section must provide and the manner in which the information must be delivered.

Currently the Bureau of Conveyances already provides to several entities on a daily basis in electronic format data on all of the transactions that have occurred in the registrar's office and Land Court for the previous day. At least one county, the City and County of Honolulu, has the ability to extract from this data the information needed by all counties for real property assessment purposes. However, the City and County of Honolulu instead relies on a third party to provide their real property assessment information. This bill would unnecessarily shift this burden to the Bureau of Conveyances Land Court staff and require that they provide this data within a statutorily set deadline, regardless of the impact on their other duties.

Further, this bill prescribes the exact data that must be provided, making it difficult, without changing the law, to revamp the format or type of information the counties may require. Additionally, this bill restricts the State from charging the county for the work involved in providing the information every week. While the State does not currently charge for the electronic data they provide to third parties on a daily basis, we should not be precluded from considering charges at a future time when it may be warranted.

The State remains receptive to entering into written agreements with the counties to ensure that the counties receive the data they need in a manner that best fits their individual requirements.

For the foregoing reasons, I allowed Senate Bill No. 522 to become law as Act 197, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 869**, informing the Senate that on July 15, 2009, the Governor allowed the following measure to become law without signature, which reads as follows:

House Bill No. 371, H.D. 2, S.D. 2, C.D. 1 as Act 198, entitled: "RELATING TO TAXATION."

"Dear Madam President and Members of the Senate:

Re: House Bill No. 371 HD2 SD2 CD1

On July 15, 2009, House Bill No. 371, entitled 'A Bill for an Act Relating to Taxation' became law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to extend the exemption of naphtha fuel used in electrical generation from the transportation fuel tax. This measure retains the exemption until December 31, 2012. I support this exemption but believe the sunset date should have been removed in its entirety.

Naphtha, a bi-product of the manufacture of gasoline, is recognized as a low-carbon emission fuel, preferable to other fossil fuel sources. This legislation recognizes the importance of naphtha as a fuel source used in the State today.

However, this legislation also doubles the tax imposed on naphtha fuel used to generate electricity on Kauai and along the Hamakua coast. This increase, which totals an estimated \$440,000 per year for both facilities, will be passed along to rate payers in each jurisdiction.

The increase from 1 cent to 2 cents per gallon, even though some will consider it small, is a 100% increase or a doubling of the tax on this fuel. What is particularly troubling is the increase comes at a time when our families and residents are most vulnerable to additional costs, even small costs, as they struggle with lay-offs, business closures, downsizing, and increasing State and county taxes.

The amount of additional tax is not enough to significantly assist the highway program and does not contribute to closing the State general fund budget gap. Thus, it has no measurable fiscal benefit to the State, while adversely impacting those communities that receive electricity from naphtha-burning power plants. However, if this law did not go into effect, then the much larger highway fuel tax would apply to naphtha starting January 1, 2010.

For the foregoing reasons, I allowed House Bill No. 371 to become law as Act 198, effective July 15, 2009, without my signature.

Sincerely,

/s/ Linda Lingle  
LINDA LINGLE"

**Gov. Msg. No. 870**, dated May 5, 2009, transmitting the Survey on the Feasibility of Establishing a Language Access Resource Center in Hawaii, prepared by the Department of Labor and Industrial Relations, Office of Language Access, pursuant to S.C.R. No. 67 and S.R. No. 40 (2008).

**Gov. Msg. No. 871**, dated May 8, 2009, transmitting the Foreign-Trade Zone No. 9's Annual Report to the Foreign-Trade Zone Board for Federal Fiscal Year Ending September 30, 2008.

**Gov. Msg. No. 872**, dated May 12, 2009, transmitting the Annual Report of Hawaii's Enterprise Zones Partnership Program, prepared by the Department of Business, Economic Development and Tourism.

**Gov. Msg. No. 873**, dated May 15, 2009, transmitting the Department of Hawaiian Home Lands' 2008 Annual Report, pursuant to Section 222 of the Hawaiian Homes Commission Act, 1920, as amended.

**Gov. Msg. No. 874**, dated May 18, 2009, transmitting a report prepared by the Department of Public Safety pursuant to Section 487N-4, HRS.

**Gov. Msg. No. 875**, dated May 18, 2009, transmitting the Annual Report on the Operation of the Internet Portal for the Period July 1, 2007 through June 30, 2008, prepared by the Access Hawaii Committee and the Department of Accounting and General Services pursuant to Act 172, SLH 2007.

**Gov. Msg. No. 876**, dated May 22, 2009, transmitting a Report on Safe Shelter Options for Hawaii's Homeless and Runaway Youth, prepared by the Department of Human Services and the Office of Youth Services pursuant to S.C.R. No. 106 (2008).

**Gov. Msg. No. 877**, dated May 22, 2009, transmitting the Department of Defense's Annual Report for Fiscal Year 2008.

Gov. Msg. No. 878, dated May 27, 2009, transmitting the Hawaii Sister States 2008 Annual Report, prepared by the Department of Business, Economic Development and Tourism.

**Gov. Msg. No. 879**, Letter dated May 28, 2009, informing the Senate that pursuant to Act 100, SLH 1999, the Department of Business, Economic Development and Tourism's goals and objectives are provided in the Department's Yearly Activity Plans.

**Gov. Msg. No. 880**, dated May 29, 2009, transmitting the Department of Human Services' Annual Report for Fiscal Years 2007 and 2008, pursuant to Section 346-5, HRS.

**Gov. Msg. No. 881**, dated June 9, 2009, transmitting a Report on the Use of Funds for Physician On-Call for Trauma Services for Acute Care Hospital Emergency Rooms in Hilo, Kona and Maui, prepared by the Hawaii Health Systems Corporation pursuant to Act 213, SLH 2007.

**Gov. Msg. No. 882**, dated June 17, 2009, transmitting the Quarterly Report on Act 2, Second Special Session of 2007, on Conditions, Protocols and Costs, prepared by the Department of Transportation.

**Gov. Msg. No. 883**, dated June 26, 2009, transmitting the Comprehensive Annual Financial Report of the State of Hawaii for the Fiscal Year Ended June 30, 2008, prepared by the Comptroller pursuant to Section 40-5, HRS.

**Gov. Msg. No. 884**, dated July 6, 2009, transmitting the Waianae Baseline Environmental Study, prepared by the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, pursuant to Act 6, Special Session of 2005.



**HOUSE COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT  
OF THE LEGISLATURE SINE DIE**

**Hse. Com. No. 732**, informing the Senate that the House has reconsidered the following bills, heretofore vetoed as set forth in a Governor's Messages dated May 7, 2009, and approved said bills by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fifth Legislature of the State of Hawaii, is entitled:

H.B. No. 895, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 1741, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 1747, H.D. 1, S.D. 1, C.D. 1; and  
S.B. No. 1111, S.D. 1, H.D. 1, C.D. 1.

**Hse. Com. No. 733**, transmitting H.R. No. 306, entitled: "HOUSE RESOLUTION INFORMING THE SENATE AND THE GOVERNOR THAT THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE," which was adopted by the House of Representatives on May 8, 2009.

**Hse. Com. No. 734**, informing the Senate that the House has reconsidered the following bills, heretofore vetoed as set forth in a Governor's Messages dated between July 6, 2009, and July 15, 2009, and approved said bills by an affirmative vote of two-thirds of all members of which the House of Representatives of the Twenty-Fifth Legislature of the State of Hawaii, is entitled:

H.B. No. 31, S.D. 1, C.D. 1;  
H.B. No. 183, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 343, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 358, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 754, H.D. 1, S.D. 1, C.D.2;  
H.B. No. 952, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 982, H.D. 3, S.D. 1, C.D. 1;  
H.B. No. 989, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 1471, H.D. 2, S.D. 1, C.D. 1;  
H.B. No. 1479, H.D. 2, S.D. 1, C.D. 1;  
H.B. No. 1504; H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 1525, H.D. 1, S.D. 2, C.D. 1;  
H.B. No. 1538, H.D. 1, S.D. 1;  
H.B. No. 1544, H.D. 1, S.D. 1, C.D. 1;  
H.B. No. 1552, H.D. 2, S.D. 2, C.D. 1;  
H.B. No. 1676; H.D. 1, S.D. 2, C.D. 1;  
S.B. No. 19, S.D. 1, H.D. 2, C.D. 1;  
S.B. No. 43, S.D. 2, H.D. 2, C.D. 1;  
S.B. No. 50, S.D. 1, H.D. 2, C.D. 1;  
S.B. No. 266, S.D. 2, H.D. 2, C.D. 1;  
S.B. No. 415, S.D. 2, H.D. 1, C.D. 1;  
S.B. No. 420, S.D. 2, H.D. 2;  
S.B. No. 423, S.D. 1, H.D. 2, C.D. 1;  
S.B. No. 539, S.D. 1, H.D. 1, C.D. 1;  
S.B. No. 605, S.D. 1, H.D. 3, C.D. 1;  
S.B. No. 695, S.D. 1, H.D. 1, C.D. 1;  
S.B. No. 777, S.D. 1, H.D. 1;  
S.B. No. 1005, S.D. 2, H.D. 2, C.D. 1;  
S.B. No. 1058, S.D. 2, H.D. 2, C.D. 1;  
S.B. No. 1183, S.D. 2, H.D. 2, C.D. 1;  
S.B. No. 1206, S.D. 1, H.D. 1, C.D. 1;  
S.B. No. 1218, S.D. 2, H.D. 2, C.D. 1;  
S.B. No. 1224, S.D. 1, H.D. 2, C.D. 1; and  
S.B. No. 1665, S.D. 2, H.D. 1, C.D. 1.

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**DEPARTMENTAL COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT  
OF THE LEGISLATURE SINE DIE**

**Dept. Com. No. 73**, from the Office of the Lieutenant Governor dated May 27, 2009, transmitting House Concurrent Resolution No. 3063, Affirming North Dakota's sovereignty under the 10<sup>th</sup> Amendment of the Constitution of the United States and to demand the federal government halt its practice of assuming powers and imposing mandates on the states for purposes not enumerated in the Constitution of the United States, and requesting copies be forwarded to the presiding officers of each state legislative body.

**Dept. Com. No. 74**, from the State Auditor dated June 5, 2009, transmitting a report, "Management Audit of Information Technology Within the Office of Hawaiian Affairs" (Report No. 09-08).

RULES OF THE SENATE  
of the  
TWENTY-FIFTH LEGISLATURE OF THE STATE OF HAWAII  
TABLE OF CONTENTS

**PREAMBLE**

**PART I. ORGANIZATION, OFFICERS AND EMPLOYEES**

Rule 1.	Organization
Rule 2.	Officers and Employees
Rule 3.	The President
Rule 4.	The Vice-President
Rule 5.	President Pro Tempore
Rule 6.	The Clerk
Rule 7.	Assistant Clerk
Rule 8.	Invocation
Rule 9.	Sergeant-at-Arms
Rule 10.	Assistant Sergeant-at-Arms
Rule 11.	Responsibilities of Officers and Employees
Rule 12.	Majority and Minority Party Organization and Staff
Rule 13.	Pay of Members, Officers and Employees

**PART II. COMMITTEES**

Rule 14.	Committees: Types and Composition
Rule 15.	Committee Chairs and Vice Chairs
Rule 16.	Committees: Control and Excuse from Membership
Rule 17.	Standing Committees
Rule 18.	Standing Committees: General Responsibility
Rule 19.	Committee on Ways and Means: Special Responsibility
Rule 20.	Leadership Committees
Rule 21.	Meetings of Committees
Rule 22.	Decision-Making by Committee
Rule 23.	Public Hearings on Bills
Rule 24.	Committee Reports
Rule 25.	Committees: Factfinding and Content of Reports
Rule 26.	Committee of the Whole

**PART III. SESSIONS; ATTENDANCE; NOMINATIONS**

Rule 27.	Meetings
Rule 28.	Attendance
Rule 29.	Extension of Session
Rule 30.	Recessed Session
Rule 31.	Special Sessions
Rule 32.	Adjournments
Rule 33.	Motion to Adjourn
Rule 34.	Quorum
Rule 35.	Executive Session
Rule 36.	Clearing of the Senate
Rule 37.	Nominations; Appointments
Rule 38.	Meeting at Place Other than Capitol

**PART IV. ORDER OF BUSINESS**

Rule 39.	Order of Business: General
Rule 40.	Order of Business: Special
Rule 41.	Order of Business: Committee Reports and Gubernatorial Messages
Rule 42.	Order of Business: Order of the Day
Rule 43.	Order of Business: Unfinished Business
Rule 44.	Order of Business: Questions on Priority

**PART V. BILLS**

Rule 45.	Bills: Introduction
Rule 46.	Bills: Referral to Committee
Rule 47.	Bills: Required Readings
Rule 48.	Bills: First Reading
Rule 49.	Bills: Second Reading
Rule 50.	Bills: Third Reading
Rule 51.	Bills: Property of Senate

Rule 52.	Bills: Recall from Committee
Rule 53.	Matters Tabled
Rule 54.	Bills: Amendments
Rule 55.	Bills: Certification
Rule 56.	Bills: Received from House of Representatives
Rule 57.	Bills: Transmittal to House of Representatives
Rule 58.	Bills: Correction of Errors
Rule 59.	Bills: Order of Consideration
Rule 60.	Bills: Special Order of Consideration

**PART VI. RESOLUTIONS; MOTIONS**

Rule 61.	Resolutions and Motions: Form
Rule 62.	Motions: Disposition
Rule 63.	Motions Applicable to Pending Matters
Rule 64.	Matters Postponed Indefinitely
Rule 65.	Motion for Previous Question
Rule 66.	Motion for Reconsideration

**PART VII. PETITIONS AND COMMUNICATIONS**

Rule 67.	Petitions, Memorials, and Miscellaneous Communications
----------	--

**PART VIII. ORDER; DEBATE; VOTING**

Rule 68.	Questions of Order
Rule 69.	Debate: General Limitation
Rule 70.	Voting: Methods
Rule 71.	Voting: Rights of Members

**PART IX. DECORUM; DISCLOSURES; PEER REVIEW; PUNISHMENT**

Rule 72.	Misconduct; Procedure; Peer Review
Rule 73.	Decorum: Transgression of Rules
Rule 74.	Decorum: Address
Rule 75.	Decorum: Person Called to Order While Speaking
Rule 76.	Decorum: Presence in Senate
Rule 77.	Decorum: Conduct in Session
Rule 78.	Decorum: Disorderly Conduct in Session
Rule 79.	Decorum: Recording of Debate Called to Order
Rule 80.	Decorum: Smoking
Rule 81.	Standards of Conduct
Rule 82.	Decorum: Solicitation Prohibited
Rule 83.	Disclosures
Rule 84.	Violating Confidence
Rule 85.	Conflicts of Interest

**PART X. QUESTIONS TO STATE OFFICERS**

Rule 86.	Questions to State Officers
----------	-----------------------------

**PART XI. AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES**

Rule 87.	Amendments; Suspension; Violations
Rule 88.	Parliamentary Procedure

**PART XII. MISCELLANEOUS POWER**

Rule 89.	Administrative and Financial Manuals
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**RULES OF THE SENATE  
OF THE  
TWENTY-FIFTH LEGISLATURE OF THE STATE OF HAWAII**

**PREAMBLE**

The members of the Senate do hereby reaffirm the Senate's dedication to upholding the Constitutions of the United States and the State of Hawaii, to providing for openness and fairness in all of its proceedings, and to promoting collaboration and consultation in its committee work.

The Senate stands as a people-oriented institution that serves all of the people, whatever their background or persuasion. The Senate works for the public good and strives to give every person an equal opportunity to realize his or her highest potential. The Senate is an open public forum for organized debate and deliberative consideration of issues.

**RULES OF THE SENATE**

The following Rules shall be the Rules of the Senate of the Twenty-fifth Legislature of the State of Hawaii.

**PART I. ORGANIZATION, OFFICERS AND EMPLOYEES**

**Rule 1 Organization.**

(1) When the Senate convenes in the first Regular Session of each Legislature, the member from the First Senatorial District shall act as temporary chair, call the Senate to order, appoint a temporary Clerk, and a Committee of three whose duty it shall be to immediately examine the credentials of the members- elect of the Senate. If from the report of the Committee, it shall appear that a majority of the credentials are in order, the temporary Clerk shall call the roll.

(2) The temporary Chair shall then appoint a Committee of three to wait upon a justice of the Supreme Court, an Intermediate Appellate Court Judge or a Circuit Court judge to administer the oath of office required by the Constitution. After the oath has been duly administered, the Senate shall organize.

(3) When the Senate convenes in any succeeding Sessions of the Legislature, the President or the Vice-President in the absence of the President, shall call the Senate to order.

**Rule 2 Officers and Employees.**

(1) The officers of the Senate shall consist of a President, Vice-President, Clerk, Assistant Clerk, Sergeant-at-Arms, and Assistant Sergeant-at-Arms, each of whom shall be elected by a majority vote of the members of the Senate.

(2) The President and Vice-President shall hold their respective offices in accordance with Title 3, Hawaii Revised Statutes. Other officers and employees shall hold their respective offices and positions at the pleasure of the Senate, but a majority vote of the members of the Senate shall be required to terminate the office held by any officer of the Senate.

(3) The Senate, by a majority vote, may authorize positions from time to time as may be deemed necessary.

**Rule 3 The President.**

It shall be the duty of the President:

(1) To open the meetings of the Senate by taking the Chair and calling for the invocation.

(2) When a quorum is present, to call for the reading of the Journal of the preceding day.

(3) To maintain order in the Senate Chamber and to require proper decorum on the part of the members.

(4) To announce the business before the Senate in the order prescribed by the Rules.

(5) To receive and submit all matters properly brought before the Senate by the members, call for votes upon the same and announce the results.

(6) To receive all communications, including but not limited to, Governor's messages, budget messages, and Judiciary communications, present them to the Senate and, unless otherwise provided in these Rules, refer these and other matters to the appropriate standing committees.

(7) To appoint all members of committees unless otherwise determined by the Senate.

(8) To authenticate by signature, all acts and doings of the Senate which require authentication.

(9) To make known rules of order when so requested and, subject to an appeal to the Senate, to decide all questions of order.

(10) To issue warrants and when so directed by the Senate, to carry into effect its orders in the arrest of offenders, the issuance of subpoenas requiring the attendance of witnesses and subpoenas duces tecum requiring the production of books, documents, or other evidence, in any manner pending before the Senate, or committee, as the case may be, or other orders of the Senate.

(11) To decide and announce the result of any vote taken.

(12) To do and perform such other duties as are required by law or by these rules or such as may properly pertain to such office.

(13) To clear the Senate Chamber of all persons, except its members and designated persons if there is a disturbance or disorderly conduct, or on motion duly adopted.

(14) To control and have direction of the rooms, desks, passages, stairways, corridors, and balconies, in and about the building set apart for the use of the Senate, and all public property of the Senate. The President shall see that all officers of the Senate perform their respective duties, and may assign places to visitors and reporters. The President may admit stenographers or other reporters, wishing to take down the debates, and assign them such places to effect their object as shall not interfere with the convenience of the Senate.

(15) To establish final dates for action on legislation, including, though not limited to the final date for introducing bills, the dates for the mandatory recess pursuant to Article III, Section 10, of the Constitution, the final date for third reading of Senate Bills, the final date for third reading of House Bills, the final date for approving Conference Committee agreements and drafts of bills, the final date for final reading of the General Appropriations Bill, and the final date for final reading of the Supplemental Appropriations Bill. The President shall coordinate the date for introducing bills and may coordinate with the Speaker of the House to establish the other final dates.

(16) To mediate and resolve differences between two or more standing committees on the same bill.

(17) To administer oaths to elected officers of the Senate who are not Senators and to witnesses who are compelled to testify under oath before the Senate or a committee thereof; provided that the President may appoint a designee to administer oaths as the President deems necessary.

#### **Rule 4 The Vice-President.**

(1) The Vice-President and the President shall prepare and administer a budget for the Senate.

(2) Except as otherwise provided in the Senate Rules, the Vice-President shall oversee permanent support staff of the Senate who are not directly employed or supervised by an individual Senator.

(3) In the absence of the President, the Vice-President shall exercise all the duties and powers of the President.

#### **Rule 5 President Pro Tempore.**

(1) In case the President and Vice-President shall be absent at the hour to which the Senate had adjourned, the member of the majority party having the longest tenure in the Senate shall preside until a President pro tempore is chosen. If two or more members are equally qualified to preside, the eldest qualified member shall preside.

(2) The President pro tempore shall be invested with all of the powers and shall perform all the duties of the President. Whenever the President pro tempore is required to sign a bill or other instrument, the Clerk shall attach to such bill or instrument a certificate stating that such President pro tempore was duly elected and is authorized to so sign.

#### **Rule 6 The Clerk.**

It shall be the duty of the Clerk:

(1) To have charge of all records of the Senate and be responsible for the same. At no time shall the Clerk permit original documents to be withdrawn from the Clerk's keeping unless ordered by the Senate.

(2) To make a concise and complete memorandum of all petitions, motions, resolutions, amendments and other matters brought before the Senate. Such memoranda shall state the nature of the matter and the name of the introducer, and the date and day of the session on which the Senate considered the matter. The memoranda, together with other matters ordered to be placed therein, shall constitute the Journal, a copy of which shall be made available for inspection to any member upon request as soon as practicable. The Journal of each day shall be read the following day, immediately after the invocation. When such Journal is approved by vote of the Senate, it shall be entered by the Clerk in a book entitled "Journal of the Senate. Session of . ." (Giving the Year).

(3) Unless otherwise directed by the Senate, to read all bills, resolutions and other matters (if so required) to the Senate.

(4) To forward at once all letters, messages, communications and other matters to the proper parties.

(5) To immediately deliver to the Chair of the appropriate committee all petitions, resolutions, bills or other matters duly referred to such committee.

(6) To see that all bills and resolutions are properly engrossed and are correct and true as finally acted upon by the Senate.

(7) To draw on the state general fund for expenses of the session as shall be authorized by the Senate and approved by the President.

(8) To pay all bills and accounts as shall be approved by the President or the President's designees, or ordered by the Senate, and no others.

(9) To be responsible for the acquisition and distribution of all of the property of the Senate.

(10) To note all questions of order with the decision thereon, collect the same, and append them to the Senate Journal at the close of the session.

(11) To perform all other clerical duties and functions pertaining to the Office of the Clerk and as the Senate from time to time shall direct. The Clerk shall post the order of business in writing in a conspicuous place each day.

(12) To supervise the Senate's Document Center and Journal.

(13) To supervise the Senate's Human Resources personnel.

**Rule 7 Assistant Clerk.**

The Assistant Clerk shall assist the Clerk in the performance of all duties and attend to such other duties as may be required when so directed by the Senate. In the absence of the Clerk, the Assistant Clerk shall perform all duties of the Clerk.

**Rule 8 Invocation.**

Each day's sitting of the Senate shall open with an invocation.

**Rule 9 Sergeant-at-Arms.**

It shall be the duty of the Sergeant-at-Arms to attend the Senate on every day of meeting; to maintain order among those present as spectators; to give notice to the Presiding Officer of the attendance of any person with communications or otherwise; to supervise the distribution of incidentals which require distribution among the members; to supervise, subject to the control of the President, the Senate Messengers; to attend upon committees if so requested; to serve all orders or process as directed by the President or Senate; to make all required arrests of members or other persons, and to retain the same in custody; to have the charge and responsibility for the postal requirements of the Senate; and generally to execute all of the requirements of and be answerable to the President of the Senate.

**Rule 10 Assistant Sergeant-at-Arms.**

The Assistant Sergeant-at-Arms shall assist the Sergeant-at-Arms in the performance of all duties and attend to such duties as may be required when so directed by the President. In the absence of the Sergeant-at-Arms, the Assistant Sergeant-at-Arms shall perform all duties of the Sergeant-at-Arms.

**Rule 11 Responsibilities of Officers and Employees.**

The employees of the Senate shall perform such duties as may be assigned by the President or prescribed by the Senate.

All officers and employees of the Senate shall be directly answerable to the President and, upon the President's consultation with the Vice President, shall perform all the President's orders and directions, subject to revision by the Senate and to confidentiality guided by standards of professional conduct. Employees under the supervision of a Senate member shall be directly answerable to the Senate member.

An oath of office shall be administered to each officer by the President.

**Rule 12 Majority and Minority Party Organization and Staff.**

(1) Members of the majority and minority parties may adopt rules of procedure and administration for their respective caucuses. The rules shall not be inconsistent with the Rules of the Senate, and any such rule of procedure for the caucus shall not be enforceable on the floor of the Senate.

(2) The establishment and staffing of the majority and minority staff offices shall be subject to budgetary constraints in the budget for the Senate that is prepared and administered under Rule 4.

**Rule 13 Pay of Members, Officers and Employees.**

(1) Each member of the Senate, upon being elected or appointed to office, shall receive as compensation such salary as prescribed pursuant to Article III, Section 9, of the State Constitution.

(2) The officers, except the President and Vice-President, and the employees shall receive compensation as the Senate shall fix.

**PART II. COMMITTEES**

**Rule 14 Committees: Types and Composition.**

(1) Standing Committees: The membership of each Standing Committee shall be appointed by the President subject to action by the Senate. The respective Chairs and Vice Chairs of each Standing Committee shall be appointed by the President, subject to action by the Senate. The majority and minority parties shall to the extent practicable be represented on all Standing Committees on a proportional basis or on such basis as may be prescribed by the Senate.

(2) Leadership Committees shall include majority and minority members drawn from the ranks of the Senate leadership.

(3) Special Committees shall consist of not less than three members each, unless otherwise ordered by the Senate, include a member or members of the minority party, and upon consultation with the Majority and Minority Leaders, shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the specific matter referred. The Senate may establish investigative committees pursuant to Chapter 21, Hawaii Revised Statutes; such committees shall have such powers and be bound by such conditions as may be provided by law or by these Rules.

(4) Conference Committees shall consist of not less than three members each and be managed by the Chair of the Standing Committee having primary responsibility of the subject matter to be resolved, unless otherwise ordered by the Senate. The members of the Conference Committee shall be appointed by the President from time to time as occasion requires, to serve until discharged or finally reporting the matter referred. The President may discharge a Conference Committee only upon concurrence with the Majority Leader.

(5) The Committee of the Whole Senate.

**Rule 15 Committee Chairs and Vice Chairs.**

The first person named on the committee shall be the Chair, and the second member named shall be Vice-Chair. The Chair of committees shall call meetings and preside. If a chair so requests, the vice chair shall call the meeting and preside.

The purview of the Vice Chair of the Committee on Ways and Means includes the Capital Improvement Project Program Budget for the State of Hawai'i.

**Rule 16 Committees: Control and Excuse from Membership.**

Committees shall be under the control of and subject to the orders of the Senate, and shall faithfully carry out such orders. Any member may be excused from serving on any committee at the time of appointment, if already a member of four other committees.

**Rule 17 Standing Committees.**

Standing Committees shall be appointed for major subject matter areas at the opening of the session, or as soon thereafter as possible. The Standing Committees and their areas of jurisdiction shall be as follows:

(1) Committee on Consumer Protection. The purview of this committee includes those programs relating to business regulation, professional and vocational licensing, consumer protection, financial institutions, insurance regulation; public utility regulation; and telecommunications regulation; the landlord tenant code, condominium property regimes, and leaseholds.

(2) Committee on Economic Development and Technology. The purview of this committee includes those programs relating to economic development, and other emerging industries development; financial and technical assistance to business; film and digital media production; astronomy, biochemistry, biomedicine, biotechnology and other scientific research and development activities; culture and arts; historic preservation; use of information storage, transmissions, processing and telecommunications; recreation including commercial ocean recreation activities, sports and athletics, and the Aloha Stadium.

(3) Committee on Education and Housing. The purview of this committee includes those programs relating to early education, public schools, continuing education, the public libraries, other matters relevant to primary education, including the Hawaii P-20 Initiative; housing development, including affordable housing and homeless and public housing.

(4) Committee on Energy and Environment. The purview of this committee includes those programs relating to energy resources including the development of alternative energy resources; population; and environmental quality control and protection, including litter control, recycling, wastewater treatment, endangered species, and hazardous waste.

(5) Committee on Health. The purview of this committee includes those programs relating to general health, maternal and child health, communicable diseases, dental health, medical and hospital services, mental health, developmental disabilities, and hospitals.

(6) Committee on Higher Education. The purview of this committee includes those programs relating to the University of Hawaii, community college system, private higher education bond financing, and other matters relevant to higher education, including the Hawaii P-20 Initiative.

(7) Committee on Human Services. The purview of this committee includes those programs relating to public assistance, Medquest, youth services, early childhood education and care programs under the Department of Human Services, and vocational rehabilitation; long term care; programs relating to the promotion of the general well-being of Hawaii's youth, families, and elderly population.

(8) Committee on Judiciary and Government Operations. The purview of this committee includes those programs relating to the courts; crime prevention and control, including juvenile justice matters; criminal code revision; statutory revision; campaign spending and elections; ethics; constitutional matters; the Attorney General, Public Defender and Judiciary; the purchase of visual art and administration of the Biennium Grants Program by the State Foundation on Culture and the Arts; government records and information practices; individual rights and civil liberties; and state government operations policy, including procurement and government efficiency; and state facilities not specifically identified herein.

(9) Committee on Labor. The purview of this committee includes those programs relating to public officers and employees, labor, employment opportunities and training, labor-management relations, collective bargaining; the Employees' Retirement System and the Hawaii Employer-Union Health Benefits Trust Fund.

(10) Committee on Public Safety and Military Affairs. The purview of this committee includes those programs relating to public safety, corrections, the narcotics division, and the sheriffs division; and military and veterans' affairs; space exploration and aerospace development; civil defense, and disaster readiness.

(11) Committee on Tourism. The purview of this committee includes those programs relating to tourism, including the Hawaii Convention Center, Hawaii Visitors and Convention Bureau, and the Hawaii Tourism Authority.



(12) Committee on Transportation and International and Intergovernmental Affairs. The purview of this committee includes those programs relating to air, water, and surface transportation; international affairs, international relations, foreign policy issues, and foreign relations; county and federal relations, and matters of concern to the counties.

(13) Committee on Water, Land, Agriculture, and Hawaiian Affairs. The purview of this committee includes those programs relating to state planning, sustainability, urban renewal, community development, and land and water use; coastal zone management, land reclamation, naturally occurring fisheries, and ocean resources; state parks and beaches, management areas including ocean recreation management areas; and small boat harbors, agriculture and aquaculture, including mariculture; burial councils; and Hawaiian affairs, including the Office of Hawaiian Affairs, sovereignty, and Hawaiian home lands.

(14) Committee on Ways and Means. The purview of this committee includes those programs relating to overall state financing policies, including revenue enhancement, taxation, other revenues, cash and debt management, and statewide implementation of planning, programming, budgeting and evaluation; and government structure and finance.

**Rule 18 Standing Committees: General Responsibility.**

(1) General Responsibility. On the bills referred to it, the committee shall determine objectives, make program recommendations and, where appropriate, make expenditure recommendations. For those bills which require appropriations, the committee shall make expenditure recommendations consistent with the expenditure allocations established for the bills by the Committee on Ways and Means, which shall make the final recommendation to the Senate.

(2) Subsequent referral committees; prior concurrence. On bills that have been referred to more than one committee, unless otherwise ordered by the Senate, the subsequent referral committee shall make no substantive change, except changes which affect the subject matter over which the subsequent referral committee has primary jurisdiction, without prior written approval of the preceding referral committee chair having primary jurisdiction over the subject matter affected by the change.

**Rule 19 Committee on Ways and Means: Special Responsibility.**

It shall be the duty of the Committee on Ways and Means, in considering the General Appropriations Bill or the Supplemental Appropriations Bill, to determine for each fiscal year of the biennium the appropriate level of total expenditures and the level of expenditures for program areas.

To the extent practicable, the Committee on Ways and Means shall make available to members of the Senate the contents of the General Appropriations Bill or the Supplemental Appropriations Bill during the 48-hour period prior to the passage of such bills on third and final reading.

Concerning all other bills requiring appropriations, it shall be the duty of the Committee on Ways and Means to inform the Standing Committee responsible for the program area to which the appropriation relates of the amount and type of financial resources available, and it shall review the expenditure recommendation of the Standing Committee to determine that the recommendation is consistent with the resources available.

In determining the amount and type of resources available for a bill requiring an appropriation and in reviewing the expenditure recommendation of the Standing Committee, the Committee on Ways and Means shall invite the recommendation of the chair of the Standing Committee responsible for the program area to which the appropriation relates.

**Rule 20 Leadership Committees.**

Leadership Committees, upon consultation and agreement with the Majority and Minority Leaders, may be appointed by the President at the opening of the session, or as soon thereafter as necessary. A leadership Committee on Legislative Management, upon consultation and agreement with the Majority and Minority Leaders, may be appointed by the President to perform the duties and responsibilities of the Committee as may be provided by law, or to make recommendations to the President on issues of Senate policy. Because Leadership Committees have jurisdiction over issues of organizational and institutional interest to the Senate, their membership shall include members drawn from the ranks of the Senate Leadership, thus assuring high-level consideration of these issues.

**Rule 21 Meetings of Committees.**

Meetings, including decision-making sessions, of leadership committees appointed by the President, and Standing Committees shall be public provided that meetings in executive session may be allowed in such exceptional circumstances when committee discussion could unfairly damage the reputation of individuals or where there is a legal question concerning a bill.

Notice of meetings and decision-making sessions shall include the number and title of the bills or resolutions, and brief descriptions and committee referrals of each of the subject matters to be covered, and shall be publicly posted by first referral committees at least 72 hours before their meetings and by subsequent referral committees at least 48 hours before their meetings, no later than 4:00 p.m. on the last work day of the week, provided that these notice requirements may be waived with the approval of the President upon good cause shown. The 72 hour notice requirement is waived for the initial decision-making meeting for short form bills.

No committee shall sit during the time when the Senate is actually in session without first securing the approval of the President, except Conference Committees that may sit at any time.

As practicable, committees shall schedule their meetings at times and at places as are convenient for attendance by the general public, and in coordination with other committees of the House or Senate, shall endeavor to hold joint meetings and public hearings on matters of mutual interest.

The meetings of a Conference Committee shall be conducted as agreed upon by the members of the Conference Committee. Conference Committee meetings and decision-making sessions shall be public. Public notice of Conference Committee meetings shall be given to the extent practicable.

**Rule 22 Decision-Making by Committee.**

(1) The chair of a standing committee may commence a decision-making meeting and open discussion on matters referred to the committee without a quorum; provided that the decision-making by the committee on matters that are referred to it shall be conducted with a quorum of the committee present. A quorum shall be a majority of the membership of the committee.

(2) A favorable vote of a majority of the members present at a decision-making meeting duly constituted with a quorum is required to report a matter out of committee. A member voting "with reservations" shall be counted as a favorable vote.

(3) The presence of a quorum and the final vote of each member who is present at the decision-making meeting of a standing committee shall be recorded by the chair or by a member of the committee designated by the chair. This record shall be attached to and shall be a part of the report of the standing committee.

**Rule 23 Public Hearings on Bills.**

(1) Subject to this rule, the selection and scheduling of a bill for public hearing shall be at the discretion of the chair of the committee having jurisdiction over the bill.

(2) The chair's determination that a bill will have a public hearing shall be final notwithstanding the opposition of a majority of the members of the committee.

(3) At the written request of a majority of the members of the committee, the chair shall schedule a bill for public hearing.

(4) If a bill:

- (A) Has been referred to more than one standing committee and more than one committee hearing is required for passage of the bill out of the Senate;
- (B) Contains any significant or substantial amendment made by a committee other than the last standing committee to which the bill has been referred; and
- (C) The public has not been provided with an opportunity to submit testimony on the significant or substantial amendment;

then, prior to reporting the bill out of the last standing committee, the last standing committee to which the bill has been referred shall hold a public hearing to provide the public with the opportunity to testify on the bill.

**Rule 24 Committee Reports.**

(1) The leadership committees as may be appointed by the President and Standing Committees shall report from time to time upon all matters referred to them.

(2) Special Committees shall report upon matters referred to them within the time permitted in the appointment of the Special Committee unless further time is given by vote of the Senate.

(3) A Conference Committee shall not report upon the matter referred unless a majority of the members of each house appointed by their respective presiding officer have concurred in the report.

**Rule 25 Committees: Fact-finding and Content of Reports.**

(1) Whenever any matter shall be referred to a committee, it shall be the duty of the committee to make diligent inquiry into all of the facts and circumstances connected with the matter. If necessary, witnesses shall be summoned or subpoenaed, and everything shall be done to bring all facts pertaining to the matter before the Senate in accordance with the provisions of Chapter 21 of the Hawaii Revised Statutes. The President may exercise such powers authorized under Chapter 21, relating to the issuance of subpoenas, and the President, committee chair and other duly delegated members of the Senate may exercise such powers authorized under Chapter 21 aforesaid, relating to the administering of oaths, and the compelling of witnesses who have been subpoenaed to testify. All committee meetings held on matters referred to it by the Senate shall be open to the public unless otherwise ordered by the Senate or otherwise provided by these Rules.

(2) The report of the committee shall state findings of fact and conclusions based thereon, together with a distinct recommendation as to the disposal of that matter.

(3) The report shall also include a reference that testimony on the measure is available electronically on the Legislature's website and a brief summary of the positions taken in the testimonies submitted.

(4) A report upon a bill shall state clearly the amendments, if any, proposed. If a substitute bill for one or more referred to the committee shall be reported, such substitute bill shall agree with the subject of the bill or bills referred to the committee.

(5) The committee shall report whenever a majority of the members present at the decision-making meeting duly constituted with a quorum is in favor of reporting the bill or resolution out of the committee. The report, after being made available, for review by the members of the committee, and after subsequent revisions thereto, if any, shall be the final report of the committee. The final report of the committee shall be attested to by the signature of the chair on behalf of the members of the committee. The action of the committee on the bill or resolution or any amendments thereto, if any, and the final vote of each member of the committee

recorded by the chair or the chair's designee at a decision-making meeting shall not be changed in the review of the report, unless the change is made at an open decision-making meeting conducted with a quorum of the committee present. The minority of the members present at any decision-making meeting duly constituted with a quorum may report.

**Rule 26 Committee of the Whole.**

(1) The Senate from time to time may resolve itself into a Committee of the Whole. Whenever any matter shall be referred to such committee upon the adoption of a motion to that effect, the President shall call some member to take the Chair (unless the Senate shall nominate a chair), which being done, the Senate then shall be in committee.

(2) The Clerk of the Senate shall act as Clerk of the Committee of the Whole without extra compensation, and shall make a careful record of the proceedings, which shall be filed as one of the records of the Senate.

(3) The Committee, on motion, may rise and ask leave to sit at any future time.

(4) When a bill shall be referred to the Committee of the Whole, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be the last. All amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper, as the same shall be agreed to by the committee, and so reported. When a bill is ordered into Committee of the Whole, such order may dispense with the reading of the whole bill before considering it section by section.

(5) In Committee of the Whole, the rules of procedure in the Senate shall be observed except that any member may speak more than once on the same subject, but no person shall speak a second or further time until others desiring to speak shall have had an opportunity, nor shall the motion for the previous question be allowed. A time limit for debate may be fixed by vote.

**PART III. SESSIONS; ATTENDANCE; NOMINATIONS**

**Rule 27 Meetings.**

(1) The Senate shall meet for the transaction of public business every day, except Saturdays, Sundays, legal holidays and such other days as the Senate shall designate by motion or resolution duly adopted and entered in the Journal.

(2) The regular hour of meetings of the Senate is established at eleven-thirty o'clock a.m. but the hour of meeting, recess and adjournment for any day may be such as the Senate, by motion, shall decide from time to time.

**Rule 28 Attendance.**

No member shall be absent from the sessions of the Senate unless given leave by the President or unless the member is sick and unable to attend.

**Rule 29 Extension of Session.**

Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to extend any session of the Legislature. The petition shall read:

“To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the \_\_\_\_\_ Legislature of the State of Hawaii, respectfully request an extension of \_\_\_\_\_ days of the \_\_\_\_\_ session of \_\_\_\_\_ of the \_\_\_\_\_ Legislature of the State of Hawaii.”

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President and the Speaker of the House of Representatives shall jointly issue a proclamation extending the session for the number of days sought in the petition.

**Rule 30 Recessed Session.**

Any session of the Legislature may be recessed by concurrent resolution adopted by a majority of the members to which each house is entitled. Each regular session shall be recessed pursuant to Article III, Section 10, of the Constitution for not less than five days at some period between the twentieth and fortieth days of the regular session.

**Rule 31 Special Sessions.**

(1) Two-thirds of the members to which the Senate is entitled, two-thirds of the House of Representatives concurring, may petition the President of the Senate and the Speaker of the House to call a special session of the Legislature. The petition shall read:

“To the President of the Senate and the Speaker of the House of Representatives

Your petitioners, members of the Senate and of the House of Representatives of the \_\_\_\_\_ Legislature of the State of Hawaii, respectfully request that a special session of the \_\_\_\_\_ Legislature of the State of Hawaii be convened at \_\_\_\_\_.”

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which each house is entitled, the President of the Senate and the Speaker of the House of Representatives shall jointly issue a proclamation convening the Legislature in special session at the time and place sought in the petition.

(2) Two-thirds of the members to which the Senate is entitled may petition the President of the Senate to call a special session of the Senate for the purpose of carrying out the Senate's responsibilities under Article VI, Section 3, of the Constitution. The petition shall read:

"To the President of the Senate

Your petitioners, members of the Senate of the \_\_\_\_\_ Legislature of the State of Hawaii, respectfully request that a special session of the Senate of the State of Hawaii be convened at \_\_\_\_\_."

The petition shall be in writing, above the signatures of the members.

When the President of the Senate receives such a petition, and it is properly signed by two-thirds of the members to which the Senate is entitled, the President of the Senate shall issue a proclamation convening the Senate in special session at the time and place sought in the petition.

(3) A meeting of the Senate may be convened at any time for the purpose of carrying out the Senate's responsibilities under Article III, Section 12, of the Constitution of the State of Hawaii, by a petition submitted to the Clerk of the Senate signed by a majority of the members to which the Senate is entitled. In such meeting, the Senate may organize itself, choose its officers, and adopt rules for its administration. The petition shall read:

"To the Clerk of the Senate

The petitioners, members of the Senate of the \_\_\_\_\_  
Legislature of the State of Hawaii, shall convene a meeting of the Senate  
of the State of Hawaii at \_\_\_\_\_.

The meeting of the Senate shall be held for the purpose of carrying out the Senate's responsibilities under Article III, Section 12, of the Constitution of the State of Hawaii to organize itself, choose its officers, and adopt rules for its administration.

The petition shall be in writing, above the signatures of the members.

When the Clerk of the Senate receives such a petition, and it is properly signed by a majority of the members to which the Senate is entitled, the Clerk of the Senate shall issue a notice of the meeting for the time and place sought in the petition.

### **Rule 32 Adjournments.**

Meetings may be adjourned at any time. Unless otherwise specified in the motion, every adjournment shall be considered as being to the established hour of meeting on the following business day; but no adjournment shall be for more than three days, or sine die, without the consent of the House of Representatives.

### **Rule 33 Motion to Adjourn.**

A motion to adjourn is always in order, and shall be decided without debate. One motion to adjourn shall not follow another without intervening business.

### **Rule 34 Quorum.**

For the transaction of business, a majority of the number of members to which the Senate is entitled shall constitute a quorum, of which quorum a majority vote shall suffice, but the final passage of a bill shall require the vote of the majority of the members of the Senate. A smaller number than a quorum may adjourn from day to day and compel the attendance of absent members. For the purpose of compelling the attendance of absent members, a majority of the members present, by resolution, may direct the Sergeant-at-Arms to place the members who are absent under arrest and return them to the Senate. Any warrant pursuant to such a resolution shall be issued in the name of the Senate and shall be signed by the member then presiding. For the purpose of ascertaining whether there is a quorum present, the President shall count the members present.

### **Rule 35 Executive Session.**

(1) If the Senate considers it necessary to act confidentially upon any communication from the Governor or upon any nomination or other matter, it may go into executive session.

(2) When any member desires to make known any matter to the Senate which the member deems should be confidential and private, the member shall communicate that desire to the President who shall decide whether the Senate shall go into executive session. The Senate may decide whether the matter communicated shall be kept secret.

### **Rule 36 Clearing of the Senate.**

(1) When acting upon confidential business in executive session, the Senate Chambers shall be cleared of all persons except the members of the Senate and such other persons as the presiding officer with the consent of the Senate shall deem necessary.

(2) The members, officers and employees shall keep the secrets of the Senate and any other person whose presence is permitted in executive session shall be sworn to secrecy.

(3) All confidential communications made to the Senate, and remarks, votes and proceedings thereon, shall be kept strictly secret by the members, officers and employees, as well as by such other persons as have been detained or permitted to attend upon the consideration of such matters, until the Senate, by resolution, takes off such seal of secrecy, or unless such matter be later considered in open session.

**Rule 37 Nominations; Appointments.**

(1) Nominations made by the Governor and removal of the chief legal officer of the State which require the advice and consent of the Senate, and appointments which require the confirmation or consent of the Senate shall be referred to the standing committee having jurisdiction within five legislative days of receipt of the nomination or appointment. The standing committee to which a nomination, removal of the chief legal officer or appointment is referred, shall report to the Senate with a recommendation to advise and consent, confirm, or reject on or before the fifty-ninth day of the session.

(2) Except for the appointment of a justice or judge, a nomination or appointment made by the Governor which is received by the Senate after the forty-first day of the session of the Legislature shall be returned to the Governor without action, unless a confirmation or consent is required to further a public purpose which cannot be satisfied by an interim appointment. Notice of this rule shall be given to the Governor not later than the twentieth day of the session of the Legislature.

(3) The final question on nominations made by the Governor shall be: "Will the Senate advise and consent to this nomination?"

(4) The final question on the removal of the chief legal officer of the State shall be: "Will the Senate advise and consent to the removal of the chief legal officer of the State?"

(5) The final question on appointments made by the Governor which require the confirmation or consent of the Senate shall be: "Will the Senate confirm (or consent) to this appointment?"

(6) The final question on nominations, removal of the chief legal officer or on appointments shall not be put sooner than twenty-four hours from the time when the nomination or appointment is received, nor on the day in which it may be reported by a committee, unless by unanimous consent.

(7) Public hearings shall be held for all nominees, for the removal of the chief legal officer of the State, and for all appointees prior to confirmation or consent by the Senate.

(8) Consent to the appointment of justices and judges shall be pursuant to Article VI, Section 3, of the State Constitution.

**Rule 38 Meeting at a Place Other than the Capitol.**

Whenever, for any reason, the Governor shall convene the Senate at any place other than the Capitol, it shall attend together with all of its officers at the time and place ordered.

**PART IV. ORDER OF BUSINESS**

**Rule 39 Order of Business: General.**

After invocation, roll call and the reading of the Journal, the President shall call for business in the following order:

- (1) Messages from the Governor.
- (2) Reports and communications from the state officers.
- (3) Communications, bills, resolutions and other matters from the House of Representatives.
- (4) Concurrent and senate resolutions and introduction of bills.
- (5) Reports of Conference and Joint Committees.
- (6) Reports of the Leadership Committee on Legislative Management.
- (7) Reports of Standing Committees.
- (8) Reports of other Leadership Committees.
- (9) Unfinished business, upon which the Senate was engaged at the time of its last adjournment.
- (10) The Order of the Day.
- (11) Miscellaneous communications.
- (12) Any miscellaneous business on the President's table.

**Rule 40 Order of Business: Special.**

The Senate, by previous motion, may direct that any matter named shall be made a special order of business and that such special order shall take precedence of all business after the fourth order, or that it shall take any other position lower down on the calendar.

**Rule 41 Order of Business: Committee Reports and Gubernatorial Messages.**

Reports from Conference or Joint Committees, and from Leadership Committee on Legislative Management, shall be in order at all times after the second order of business, and, upon motion, messages from the Governor or from the House of Representatives may be received at any time. Without unanimous consent, however, such messages or reports shall not be in order for discussion when received, but shall be placed on the calendar as unfinished business.

**Rule 42 Order of Business: Order of the Day.**

(1) All floor votes on legislation will be posted on the order of the day.

(2) After the first seven orders of business set forth in Rule 39, it shall be in order, pending consideration thereof, to move that the Senate proceed to dispose of the unfinished business or to the Order of the Day. If such motion be decided in the affirmative, such consideration shall immediately be taken up.

**Rule 43 Order of Business: Unfinished Business.**

The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the Order of the Day. Until the former is disposed of, no motion for any other business shall be received without special leave of the Senate.

**Rule 44 Order of Business: Questions on Priority.**

All questions relating to the priority of business to be acted upon shall be decided without debate.

**PART V. BILLS****Rule 45 Bills: Introduction.**

Any bill may be introduced on the report of the committee or by any member, except appropriation bills subject to the next paragraph, and except short form bills which may only be introduced by the majority leader or the minority leader after appropriate consultation with committee chairs and other members of the Senate.

The Executive Budget, Judiciary Budget, Legislative Budget, General Appropriations Bill, Supplemental Appropriations Bill, Office of Hawaiian Affairs Budget, and bills for criminal injuries compensation, for claims against the State and for funding of collective bargaining agreements may be introduced only by the President. Each member may introduce only one bill appropriating money for capital improvements projects in the member's district. The majority leaders and the minority leader shall develop a policy governing introduction by individual members of bills intended to appropriate money or to authorize the issuance of state bonds.

Bills, which shall carry over from a regular session in an odd-numbered year to the next regular session, shall retain the numbers assigned to them. The Clerk shall keep a record of the status of all bills in possession of the Senate at the end of the odd-numbered year session and shall publish the record of the status of all such bills prior to the convening of the next regular session.

Every bill introduced or reported out of any committee, which amends an existing section or subsection of the Hawaii Revised Statutes or Session Laws of Hawaii, shall set forth the section or subsection in full, and the matter to be deleted shall be enclosed in brackets and stricken and any new matter added to the section or subsection shall be underscored. However, a Supplemental Appropriations Bill need not conform to this rule, nor an amending bill where the intent and effect of the amending bill can be clearly identified and understood without repeating the entire section or subsection, in which case only the paragraphs, subparagraphs, clauses or items to be amended need be set forth as the President may allow. The President may allow additional exceptions to this rule.

**Rule 46 Bills: Referral to Committee.**

(1) Upon introduction, all bills shall be numbered by the Clerk in numerical sequence, shall bear an identification as a Senate Bill, and shall pass first reading.

(2) The majority research office shall make recommendations to the majority leadership on the referral of each such bill to appropriate Leadership or Standing Committees.

(3) Each such bill shall be referred by members of the majority leadership appointed by the President, to one or more appropriate Leadership or Standing Committees for consideration.

(4) Any referral may be reconsidered by the President upon written request of any chair who is aggrieved by the referral made within three working days. The President shall decide the request for reconsideration within a reasonable time, which decision shall be final. No request for reconsideration shall be considered if the timing of the request would have the effect of killing a bill or resolution.

(5) Each Leadership and Standing Committee shall consider the bills and other matters referred to it as expeditiously as may be possible.

**Rule 47 Bills: Required Readings.**

No bill shall pass the Senate unless it shall have passed three readings in the Senate on separate days. The President shall give notice in each instance whether it be the first, second or third reading.

**Rule 48 Bills: First Reading.**

(1) The first reading of a bill shall be for information. If opposition be made to it, the question shall be: "Shall this bill be rejected?" which question may be debated. But no one shall speak more than once upon such question, except the introducer of the bill, who may close the debate.

(2) If the question to reject be negative, the bill shall go to its second reading without question.

**Rule 49 Bills: Second Reading.**

A bill upon its second reading may be read by its title only. It then shall be subject to a motion to commit. If it is not referred to a Leadership Committee, Standing Committee, or Special Committee, but is ordered to be considered in Committee of the Whole, a day for such consideration shall be determined by the chair of such committee. When the bill is reported from committee, it shall take its place in the order of business for future consideration.

**Rule 50 Bills: Third Reading.**

(1) No bill shall pass third or final reading in the Senate unless copies of the bill in the form to be passed have been made available to the members of the Senate for at least 48 hours. Form to be passed means the form in which a bill is to be (a) passed on third reading in the Senate, (b) concurred to by the Senate after amendments have been made by the House, or (c) passed by the Senate after a Conference Committee has agreed upon it.

(2) A bill on its third or final reading may be read by its title only. Upon the final passage of any bill, the Ayes and Noes shall be called. Such passage shall require the affirmative vote of a majority of all the members of the Senate and the Ayes and Noes shall be entered on the Journal.

(3) All bills, except on first reading, shall be identified by title on the Order of the Day before consideration by the members unless waived by the President.

**Rule 51 Bills: Property of Senate.**

All bills introduced in the Senate shall be deemed the property of the Senate and under its control unless they shall become law, subject however to the right of the House of Representatives to amend or to refuse to agree with the bills.

Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the same status to the next regular session; provided that if such bill shall have passed third reading in the Senate in an odd-numbered session, it shall pass at least one reading in the Senate in the next regular session upon its return to the Senate from the House.

**Rule 52 Bills: Recall from Committee.**

Twenty days after a bill has been referred to a committee, the same may be recalled from such committee by the affirmative vote of one-third of the members of the Senate.

**Rule 53 Matters Tabled.**

When a bill or resolution or other matter has been laid upon the table, it shall not thereafter be taken from the table and be considered or restored to a place upon the calendar of the Senate without the consent of a majority.

**Rule 54 Bills: Amendments.**

(1) All amendments proposed to any bill shall be in writing, unless otherwise ordered by the Senate, and shall be sent to the Clerk's desk to be filed with the bill.

(2) The fundamental purpose of any amendment to a bill shall be germane to the fundamental purpose of the bill.

(3) The Clerk shall prepare and distribute copies of any proposed floor amendment to each member of the Senate present.

(4) A floor amendment shall be deemed pending only after its proponent has been recognized by the President and its adoption has been properly moved and seconded.

(5) A floor amendment that relates to a different subject, is intended to accomplish a different purpose, incorporates any other bill pending before the Senate, or would alter the nature of the bill as reported, is not germane and shall not be considered by the Senate.

(6) An amendment to a floor amendment that is not germane to both the floor amendment and the bill as reported shall not be considered by the Senate.

**Rule 55 Bills: Certification.**

When a bill is passed, it shall be certified by the Clerk who shall note the day of its passage in the Journal along with a record of the ayes and noes.

**Rule 56 Bills: Received from House of Representatives.**

Whenever a House bill which has passed Third Reading in the House of Representatives shall be certified to the Senate for its action, such bill shall be read three times before final passage, in accordance with the provision of the rules for the passage of bills introduced in the Senate.

**Rule 57 Bills: Transmittal to House of Representatives.**

When a bill originating in the Senate shall have passed its third reading, or when a bill originating in the House which has been received from the House shall have been amended, or when a carry-over bill from an odd-numbered year originating in the House passes its third reading in the Senate in an even-numbered year session, such bill or such amended bill shall immediately be certified by the President and Clerk and sent to the House of Representatives for its consideration.

**Rule 58 Bills: Correction of Errors.**

When a bill has passed both the Senate and the House of Representatives and an error in it is discovered prior to its having received the approval of the Governor, the bill may be returned by Concurrent Resolution to the house last considering the bill for proper correction.

**Rule 59 Bills: Order of Consideration.**

(1) The Clerk shall ensure that bills that have passed first reading are made immediately available. When the bills have been made available to the members of the Senate, the Majority Leadership, appointed by the President, shall refer the bills to the various committees. When the committees have considered the bills and reported on them, the committees shall return the bills to the Clerk, and the Clerk shall place the bills in the Second Reading File. The Senate shall consider the bills in the order in which they appear in the Second Reading File.

(2) The Clerk shall arrange bills that have passed second reading in the order of their passage on second reading, regardless of the date of their reference to committee or the date of the committee report on them. The Clerk shall place them on the Third Reading File in the order in which they passed second reading and the Senate shall consider them on third reading in that same order. However, if the third reading of a bill is set for some particular date, that bill shall be removed from the Third Reading File.

**Rule 60 Bills: Special Order of Consideration.**

All bills and other matters set for consideration on particular dates, shall be arranged in the order of the several votes making such assignments. A list shall be made of such special orders, and when the time for consideration arrives, such bills and other matters shall be considered in the order of assignment. If an adjournment shall be had before all of such special orders are disposed of, the remainder shall go over and come under the head of unfinished business on the following day, unless otherwise ordered.

**PART VI. RESOLUTIONS; MOTIONS****Rule 61 Resolutions and Motions: Form.**

All resolutions shall be typewritten, dated and signed by the introducer, otherwise they shall not be considered. The Senate shall not introduce any congratulatory, commemorative or memorial resolution but shall express the sentiment contained in such resolutions by means of a suitable certificate. Motions and amendments may be verbal but shall be reduced to writing if requested by the President, and shall be read from the desk if so ordered.

**Rule 62 Motions: Disposition.**

After a motion is stated or read by the President, it shall be deemed to be in the possession of the Senate, and shall be disposed of by vote of the Senate; however, it may be withdrawn by the mover at any time before an amendment has been adopted or before the decision on the motion if not amended.

**Rule 63 Motions Applicable to Pending Matters.**

Whenever any bill or resolution or other matter shall be under discussion, the only motions relative thereto shall be:

- (1) To lay upon the table,
- (2) To postpone to a certain time,
- (3) To postpone indefinitely,
- (4) To commit or recommit, and
- (5) To amend, which motions shall have precedence in the order named.

The first two motions shall be decided without debate and shall be put as soon as made.

A motion to recommit will require a floor vote.

When any of the motions shall be decided in the negative, they shall not be revived the same day relative to the main question under discussion. If all are negative as aforesaid, the only remaining question shall be as to the adoption of the bill, resolution or other main question.



**Rule 64 Matters Postponed Indefinitely.**

When a question is postponed indefinitely, the question shall not be acted upon again during the session in which it was introduced.

**Rule 65 Motion for Previous Question.**

The object of the motion for the previous question is to cut off debate. It shall always be in order. It shall require a three-fifths vote to carry it.

Whenever the motion shall be carried, the author of the resolution or introducer of the bill under discussion shall be permitted to close the debate, after which the main question, subject to Rule 63, shall be put. The author or introducer may delegate to another such right to close.

**Rule 66 Motion for Reconsideration.**

(1) When a motion has been once made and carried in the affirmative or negative, it shall not be in order for any member who voted on the side that did not prevail to move for a reconsideration thereof; but any member who voted on the prevailing side may move to reconsider it on the same or the succeeding day of session, or, with the consent of the Senate, on any subsequent day and such motion shall take precedence of all other questions, except a motion to adjourn.

(2) When a motion for reconsideration has been decided by vote, that vote shall not be reconsidered.

(3) When a bill or resolution or other matter upon which a vote has been taken shall have gone out of the possession of the Senate, and shall have been transmitted to the House of Representatives, a motion to reconsider shall be deemed to include a request to the House to return the same. If not complied with by the House, then the vote on the motion to reconsider shall be set aside. If such motion shall pass, the Clerk shall promptly communicate to the House the request for return of the matter to be reconsidered.

**PART VII. PETITIONS AND COMMUNICATIONS****Rule 67 Petitions, Memorials, and Miscellaneous Communications.**

(1) Any person may petition the Senate. Petitions and other memorials, except as provided in Rule 61, shall be in writing, signed by the petitioners.

(2) All petitions, memorials and other papers addressed to the Senate or to the President and members shall be presented to the Senate by the Clerk.

(3) A brief statement of the contents of such petitions, memorials or other papers shall be made orally by the Clerk.

(4) Every such petition, memorial or other paper shall be ordered filed or referred to a committee, as of course, by the President, unless such action is objected to by a member at the time such petition, memorial or other paper is presented.

(5) No such petition, memorial or other paper shall be debated on the day it is presented, except with the consent of the Senate.

**PART VIII. ORDER; DEBATE; VOTING****Rule 68 Questions of Order.**

(1) A question of order may be raised at any stage of the proceedings, except during the calling of the roll when the Ayes and Noes are called for. Unless submitted to the Senate, such questions shall be decided without debate by the presiding officer, subject to an appeal to the Senate. Laying such appeal on the table shall be held as sustaining the ruling of the presiding officer.

(2) Any question of order may be submitted to the Senate for its decision.

**Rule 69 Debate: General Limitation.**

No member shall speak more than twice, unless such member be the mover of the matter pending, in which case such member shall not be permitted to speak in reply until every member choosing to speak shall have spoken.

**Rule 70 Voting: Methods.**

There shall be five methods of ascertaining the decision of the Senate upon any matter.

(1) First, by voice; Second, by raising of hands; Third, by rising; Fourth, by call of the roll of the members and a record of the Clerk of the vote of each; and Fifth, by unanimous consent.

(2) Whenever the Senate is ready to vote on any question, the President shall rise, and after stating the question, shall request all those in favor of the affirmative of the question to vote "Aye." The President then shall call upon all voting in the negative of the question to vote "No." The President then shall announce the result to the Senate.

(3) If any member shall doubt the result, as announced, the President again shall state the question and call upon the members to vote either by rising in their places, and they shall remain standing until counted, or by raising their hands and the result again shall be announced.

(4) The President shall, when one-fifth of the members present so request, and may, when one member so requests, allow a roll-call vote. Clerk shall call the roll of the members of the Senate. Each member, when called, shall vote in a clear loud voice, "Aye," if voting in the affirmative, or "No," if voting in the negative. The Clerk shall record each vote and such record shall become a part of the Journal of the Senate. The President shall announce the results as above set forth.

(5) With the unanimous consent of the Senate, the President may direct the Clerk to record an "Aye" vote for each member of the Senate. If there is no objection, the Clerk shall so record the vote. If there is objection, the President shall ask for the names of the members voting "No" and order the Clerk to record no votes for them.

**Rule 71 Voting: Rights of Members.**

(1) No member, on any account, shall refrain from voting unless excused by the President. A member voting "with reservations" shall be counted as a favorable vote. A member may vote "Kanalua" the first time the member's name is called by the Clerk on any vote, but if the member votes "Kanalua" on the next call of the member's name, the member's vote shall be recorded as "Aye."

(2) The President may excuse a member who has a monetary interest in the question, or whose right to a seat in the Senate will be affected by the question, or whose official conduct is involved in the question. If a member thinks there may be a personal interest in the question, the member shall rise and disclose the interest to the President. The President then shall rule whether the member has a conflict of interest. If so, the member shall be excused from voting.

(3) Whenever the Ayes and Noes are called, no one, without unanimous consent, shall be permitted to explain a vote.

(4) After the announcement by the President of the result, no one shall be allowed to vote or to change a vote.

**PART IX. DECORUM; DISCLOSURES; PEER REVIEW; PUNISHMENT**

**Rule 72 Misconduct; Procedure; Peer Review.**

No member of the Senate shall be subject to a charge for misconduct, disorderly behavior, or neglect of duty unless the person making the charge shall have first given notice of the charge to the President and to the member being charged.

Upon receipt of the charge, the President shall attempt to resolve the matter in an administrative proceeding. If the matter cannot be resolved administratively, the President may appoint a Special Committee to be chaired by the Vice-President or such other member as the President may designate to investigate, hear and report upon the conduct of the member charged for misconduct, disorderly behavior or neglect of duty. Any member so charged shall be informed in writing of the specific charge or charges made against the member and have opportunity to present evidence and be heard in the member's own defense before the Special Committee. Following its investigation and hearing, the Special Committee shall file its report with the President setting forth its findings and recommendations.

If the committee recommends dismissal of the charge or charges, the President may dismiss the charges without further hearing, or the President may present the report of the committee to the Senate for its consideration. The Senate, by a majority vote, may dismiss the charge or charges against the member without a hearing.

If there is no dismissal of the charge or charges, or if the committee recommends censure, suspension or expulsion, the President shall present the report of the committee to the Senate for its consideration and decision. The member who is charged, shall be informed in writing of the presentation of the charge or charges of the committee report to the Senate and be given an opportunity to be heard in the member's own defense. The Senate, by a majority vote, may dismiss the charge or charges without a hearing, or with notice and an opportunity to be heard in the member's own defense, censure a member or, upon a two-thirds vote of all the members of the Senate, suspend or expel a member.

At any stage of the charge against a member, the member shall have a right to be represented by a person or persons of the member's own choosing.

**Rule 73 Decorum: Transgression of Rules.**

If any member transgresses the rules of the Senate, the President, or any member, may call such member to order, and, when so called to order, the member immediately shall sit down. The President then shall decide the question of order without debate, subject to an appeal to the Senate.

The President may call for the sense of the Senate on any question of order.

**Rule 74 Decorum: Address.**

When any member is about to speak, such member shall rise from the member's seat and address all remarks to the President. While speaking, the member shall confine all remarks to the question under debate, shall refer to other Senators by title only (e.g., "Senator from the \_\_\_\_\_ District"; "The Chair of the Committee on \_\_\_\_\_"; "The Majority Leader,") and not by name and shall avoid personalities.

**Rule 75 Decorum: Person Called to Order While Speaking.**

Whenever any person shall be called to order while speaking, such person shall be deemed to be in possession of the floor when the question of order is decided and may proceed with the matter under discussion.

**Rule 76 Decorum: Presence in Senate.**

No person shall sit at the desk of the President or Clerk, except by permission of the President, nor shall any person, other than a member, officer or permitted employee or person, sit in the main Senate floor area during any of the sessions of the Senate.

**Rule 77 Decorum: Conduct in Session.**

When the President is putting any question or addressing the Senate, no one shall walk out of the room or across the floor. When a member is speaking, no one shall entertain a private discourse, nor shall anyone pass between the member speaking and the Chair.

No one shall cause any annoyance or disturbance on the Senate floor by use of sound-emitting electronic devices such as cell phones or pagers.

**Rule 78 Decorum: Disorderly Conduct in Session.**

If, during any session of the Senate, any member should behave in a disorderly manner the President shall order the member to be seated and preserve the peace. If such member then shall persist in disorderly conduct, the President shall order the Sergeant-at-Arms to remove the member from the Senate and the member shall not be permitted to take a seat during the remainder of that day's session, except upon satisfactory pledge given to the Senate for future good behavior.

For the punishment of any person not a member, the provisions of Article III, Section 18 of the Constitution shall govern.

**Rule 79 Decorum: Recording of Debate Called to Order.**

If any Senator is called to order for words spoken in debate, upon the member's demand or on that of any other Senator, the words objected to shall be taken down in writing and noted by the Clerk, and, if required, shall be read for the information of the Senate.

**Rule 80 Decorum: Smoking.**

No member or other officer shall smoke anywhere within the capitol building unless permitted by law.

**Rule 81 Standards of Conduct.**

(1) Members should conduct themselves in a respectful manner befitting the office with which they as elected officials have been entrusted, respecting and complying with the law and acting at all times in a manner that promotes public confidence in the integrity of the Senate.

(2) Members should not lend the prestige of public office to advance the private interests of themselves or others; nor should members convey or permit others to convey the impression that they are in a special position to unduly influence pending public business before them.

(3) Members should treat their fellow Senate members, staff, and the general public with respect and courtesy, regardless of political or religious beliefs, race, ethnicity, sex, sexual orientation, or physical disability.

(4) The legislative duties of members as prescribed by law and these Rules should take precedence over all of their other business or professional activities. Members should freely and willingly accept certain restrictions on their business activities and professional conduct that might be considered burdensome by an ordinary private citizen, and should perform the duties or elected office impartially and diligently. To the greatest extent reasonably possible, members should:

- (A) Refrain from allowing family, social, business, or other relationships to unduly influence the member's legislative conduct or judgment.
- (B) Refrain from showing bias or prejudice, including but not limited to bias or prejudice based on political or religious beliefs, race, ethnicity, sex, sexual orientation, or physical disability, in the performance of their official duties.
- (C) Exercise patience, tolerance and courtesy to all those with whom they deal with in an official capacity, and require staff and others subject to their direction and control to maintain similar standards of conduct, fidelity, and diligence inherent in public service.
- (D) Exercise the power of appointment impartially and on the basis of merit, refraining from making unnecessary appointments and approving compensation of appointees beyond the fair value of services rendered.
- (E) Afford to every person who wishes to participate in the legislative process the opportunity to be heard according to established procedures.
- (F) Consider at all times whether their conduct would create in reasonable minds the perception that their ability to carry out legislative responsibilities with integrity and independence is either questionable or impaired.
- (G) Refrain from using, or permitting the use of, the privileges and prestige of their public office to derive undue personal, professional, or financial benefits for themselves, members of their families, or others with whom they maintain personal, business, or professional relationships.
- (H) Refrain from engaging in financial and business dealings that involve them in frequent transactions, or continuing business or professional relationships, with those persons likely to derive benefits from public

financial matters either pending or already deliberated and voted upon by the Senate, to the extent that such conduct may reasonably be perceived as personal exploitation of their public office.

**Rule 82 Decorum: Solicitation Prohibited.**

An officer or employee of the Senate shall not solicit subscriptions, for any purpose, from any other officer or employee thereof, nor from any Senator. Nor shall any person be permitted to solicit or receive subscriptions or contributions for any purpose on the floor or in the lobby of the Senate or in any Senate office.

**Rule 83 Disclosures.**

Each member shall file with the Ethics Commission of the State of Hawaii, a disclosure of the member's private financial interests, as prescribed by law. Each member shall file with the Ethics Commission any change in such financial interests.

If a legislative matter which affects a member's interests arises before the member has made a disclosure to the Ethics Commission, the member shall disclose orally such interest to the Senate before voting. The member then shall immediately make the written disclosure required by law and the Rules of the Senate.

Any member who has filed a disclosure as required by this Rule need not make a further oral disclosure on the Senate floor of any interest so filed.

**Rule 84 Violating Confidence.**

If any matter covered in Rule 35 or 36 shall be disclosed by any Senator, the Senator shall be liable to censure, or, by a two-thirds vote, to suspension or expulsion from the Senate. If an officer or other person authorized to hear such matter shall disclose the matter, such officer shall be dismissed and such other person shall be liable to punishment for contempt comparable to the punishment provided for by Article III, Section 18 of the Constitution and in the manner as therein prescribed.

**Rule 85 Conflicts of Interest.**

(1) No member shall vote on any legislation if the member has a direct financial interest in the legislation, unless the member is part of the class of people affected by the official action based upon the member's profession, trade or business; provided that this rule shall not apply to votes on the recommendations of a committee when a member has disclosed a potential conflict. For the purposes of this rule, a "direct financial interest" means that the legislation affects the legislator's personal business, property, or financial interest.

(2) If a member is uncertain as to whether a conflict of interest exists, the member may request a ruling from the President by giving notice and disclosing the direct financial interest to the President prior to voting. When making a determination in cases where a portion of a measure may place a member in a conflict of interest, the President shall give due consideration to the context of that portion as it relates to the overall purpose of the measure. If the President determines that a conflict exists, the President shall excuse the member from voting.

**PART X. QUESTIONS TO STATE OFFICERS**

**Rule 86 Questions to State Officers.**

Any member of the Senate may ask any question of any state officer relating to the officer's respective department by reducing such questions to writing, over the member's signature, reading the same before the Senate, and furnishing the officer with a copy of such written question. Any officer questioned shall reply to such question upon the following day, unless the Senate shall grant a definite extension of time for replying.

**PART XI. AMENDMENT, SUSPENSION AND INTERPRETATION OF RULES**

**Rule 87 Amendments; Suspension; Violations.**

(1) No rule of the Senate shall be amended or rescinded nor shall any new rule be adopted, without one day's notice of such change. Any such action shall require a majority vote of the members of the Senate.

(2) Any rule may be suspended for a particular purpose upon a majority vote of the members of the Senate.

(3) Any violation of these Rules shall be referred to the President for appropriate action.

**Rule 88 Parliamentary Procedure.**

Mason's Manual of Legislative Procedures, 2000 edition, where not inconsistent with the Rules and practices of the Senate, shall govern.

**PART XII. MISCELLANEOUS POWER**

**Rule 89 Administrative and Financial Manuals.**

(1) The Senate shall adopt by majority vote an administrative and financial manual of guides, the purpose of which is to establish uniformity in administrative practices and to ensure compliance with Senate policies.