

TWENTY-SIXTH DAY

Tuesday, March 6, 2012

The Senate of the Twenty-Sixth Legislature of the State of Hawai'i, Regular Session of 2012, convened at 9:36 a.m. with the President in the Chair.

The Roll was called showing all Senators present.

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

MESSAGE FROM THE GOVERNOR

The following message from the Governor (Gov. Msg. No. 222) was read by the Clerk and was placed on file:

Gov. Msg. No. 222, dated March 2, 2012, transmitting the FY 2011 Annual Report of the Department of Human Services pursuant to Section 346-5, HRS.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 30 to 35) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 30, transmitting H.B. No. 1772, which passed Third Reading in the House of Representatives on March 2, 2012, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1772, entitled: "A BILL FOR AN ACT RELATING TO VIOLATION OF PRIVACY," passed First Reading by title and was deferred.

Hse. Com. No. 31, transmitting H.B. No. 1791, which passed Third Reading in the House of Representatives on March 2, 2012, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1791, entitled: "A BILL FOR AN ACT RELATING TO HOMICIDE," passed First Reading by title and was deferred.

Hse. Com. No. 32, transmitting H.B. No. 1984, which passed Third Reading in the House of Representatives on March 2, 2012, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1984, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," passed First Reading by title and was deferred.

Hse. Com. No. 33, transmitting H.B. No. 2458, which passed Third Reading in the House of Representatives on March 2, 2012, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 2458, entitled: "A BILL FOR AN ACT RELATING TO CONVERSIONS BY NONPROFIT CORPORATIONS," passed First Reading by title and was deferred.

Hse. Com. No. 34, transmitting H.B. No. 2497, which passed Third Reading in the House of Representatives on March 2, 2012, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 2497, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES," passed First Reading by title and was deferred.

Hse. Com. No. 35, transmitting H.B. No. 2769, which passed Third Reading in the House of Representatives on March 2, 2012, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 2769, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED 911 SERVICES," passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 62 to 67) were read by the Clerk and were deferred:

S.C.R. No. 62 "SENATE CONCURRENT RESOLUTION REQUESTING THE ATTORNEY GENERAL TO FILE AN INJUNCTION IN THE UNITED STATES DISTRICT COURT TO ENJOIN ENFORCEMENT OF STATE AND FEDERAL LAWS PROHIBITING CANNABIS, AS A SCHEDULE I CONTROLLED SUBSTANCE, UNTIL IT CAN BE RECLASSIFIED, AND REQUESTING THE GOVERNOR TO REQUEST THE ATTORNEY GENERAL OF THE UNITED STATES TO RECOGNIZE THE RIGHT OF HAWAII TO DETERMINE THE APPROPRIATE ISSUANCE AND USE OF MEDICAL MARIJUANA THAT IS BASED ON THE FACT THAT CANNABIS NO LONGER MEETS THE FEDERAL CRITERIA FOR A SCHEDULE I CONTROLLED SUBSTANCE."

Offered by: Senators Espero, Baker, Chun Oakland, Dela Cruz, English, Fukunaga, Galuteria, Shimabukuro, Slom.

S.C.R. No. 63 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FISCAL AUDIT OF THE KAHO'OLAWA REHABILITATION TRUST FUND."

Offered by: Senators Kidani, Baker, Chun Oakland, Dela Cruz, Espero, Galuteria, Hee, Ige, Ihara, Kahele, Kim, Ryan, Slom, Solomon.

S.C.R. No. 64 "URGING THE PUBLIC LAND DEVELOPMENT CORPORATION TO WORK WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT GEOTHERMAL DEVELOPMENT PROJECTS ON PUBLIC TRUST LAND ON THE ISLANDS OF MAUI AND HAWAII."

Offered by: Senators Solomon, Dela Cruz, Kahele, Galuteria.

S.C.R. No. 65 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO TRANSFER THE FUNCTIONS OF THE HAWAII TOURISM AUTHORITY TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, ELIMINATE DISTRIBUTION OF TRANSIENT ACCOMMODATIONS TAX REVENUE TO THE COUNTIES, AND AUTHORIZE EACH COUNTY TO ASSESS A COUNTY TOURISM TAX SURCHARGE."

Offered by: Senators Solomon, Dela Cruz.

S.C.R. No. 66 "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO TRANSFER A PORTION OF THE REVENUE DERIVED FROM THE CONVEYANCE OR TRANSFER OF ANY LAND OF THE PUBLIC LAND TRUST TO THE OFFICE OF HAWAIIAN AFFAIRS."

Offered by: Senators Solomon, Dela Cruz, Galuteria, Kahele, Kidani.

S.C.R. No. 67 “SENATE CONCURRENT RESOLUTION URGING THE TRANSFER OF ALL RIGHTS, POWERS, FUNCTIONS, AND DUTIES OF THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION AND THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY AND ALL FUNCTIONS RELATING TO THE STATE’S GEOTHERMAL RESOURCES TO THE PUBLIC LAND DEVELOPMENT CORPORATION.”

Offered by: Senators Solomon, Dela Cruz, Kahele.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 24 to 28) were read by the Clerk and were deferred:

S.R. No. 24 “SENATE RESOLUTION REQUESTING THE ATTORNEY GENERAL TO FILE AN INJUNCTION IN THE UNITED STATES DISTRICT COURT TO ENJOIN ENFORCEMENT OF STATE AND FEDERAL LAWS PROHIBITING CANNABIS, AS A SCHEDULE I CONTROLLED SUBSTANCE, UNTIL IT CAN BE RECLASSIFIED, AND REQUESTING THE GOVERNOR TO REQUEST THE ATTORNEY GENERAL OF THE UNITED STATES TO RECOGNIZE THE RIGHT OF HAWAII TO DETERMINE THE APPROPRIATE ISSUANCE AND USE OF MEDICAL MARIJUANA THAT IS BASED ON THE FACT THAT CANNABIS NO LONGER MEETS THE FEDERAL CRITERIA FOR A SCHEDULE I CONTROLLED SUBSTANCE.”

Offered by: Senators Espero, Baker, Chun Oakland, Dela Cruz, English, Fukunaga, Galuteria, Shimabukuro, Slom.

S.R. No. 25 “SENATE RESOLUTION URGING THE PUBLIC LAND DEVELOPMENT CORPORATION TO WORK WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO DEVELOP AND IMPLEMENT GEOTHERMAL DEVELOPMENT PROJECTS ON PUBLIC TRUST LAND ON THE ISLANDS OF MAUI AND HAWAII.”

Offered by: Senators Solomon, Dela Cruz, Galuteria.

S.R. No. 26 “SENATE RESOLUTION URGING THE GOVERNOR TO TRANSFER THE FUNCTIONS OF THE HAWAII TOURISM AUTHORITY TO THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, ELIMINATE DISTRIBUTION OF TRANSIENT ACCOMMODATIONS TAX REVENUE TO THE COUNTIES, AND AUTHORIZE EACH COUNTY TO ASSESS A COUNTY TOURISM TAX SURCHARGE.”

Offered by: Senators Solomon, Dela Cruz.

S.R. No. 27 “SENATE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO TRANSFER A PORTION OF THE REVENUE DERIVED FROM THE CONVEYANCE OR TRANSFER OF ANY LAND OF THE PUBLIC LAND TRUST TO THE OFFICE OF HAWAIIAN AFFAIRS.”

Offered by: Senators Solomon, Dela Cruz, Galuteria, Kidani.

S.R. No. 28 “SENATE RESOLUTION URGING THE TRANSFER OF ALL RIGHTS, POWERS, FUNCTIONS, AND DUTIES OF THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION AND THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY AND ALL FUNCTIONS RELATING TO THE

STATE’S GEOTHERMAL RESOURCES TO THE PUBLIC LAND DEVELOPMENT CORPORATION.”

Offered by: Senators Solomon, Dela Cruz.

STANDING COMMITTEE REPORTS

Senators Hee and Ige, for the Committee on Judiciary and Labor and the Committee on Ways and Means, presented a joint report (Stand. Com. Rep. No. 2810) recommending that H.B. No. 2096, H.D. 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and H.B. No. 2096, H.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 Thursday, March 8, 2012.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 2811) recommending that the Senate advise and consent to the nomination of MICHAEL CHAMPLEY to the Public Utilities Commission, in accordance with Gov. Msg. No. 648.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 2811 and Gov. Msg. No. 648 was deferred until Thursday, March 8, 2012.

ORDER OF THE DAY

THIRD READING

MATTERS DEFERRED FROM FRIDAY, MARCH 2, 2012

S.B. No. 2497:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2497, entitled: “A BILL FOR AN ACT RELATING TO THE UNIFORM INTERSTATE DEPOSITIONS AND DISCOVERY ACT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2568:

On motion by Senator Chun Oakland, seconded by Senator Espero and carried, S.B. No. 2568, entitled: “A BILL FOR AN ACT RELATING TO THE HOMELESS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2630:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 2630, entitled: “A BILL FOR AN ACT RELATING TO NOISE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2872:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 2872, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2256:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2256, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2805:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 2805, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2158:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2158, entitled: "A BILL FOR AN ACT RELATING TO BAIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2971:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2971, entitled: "A BILL FOR AN ACT RELATING TO VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2462 (S.B. No. 2184):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2462 was adopted and S.B. No. 2184, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE TRANSFER FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2056:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2056, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2502 (S.B. No. 2084, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2502 was adopted and S.B. No. 2084, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2503 (S.B. No. 2250, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2503 was adopted and S.B. No. 2250, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," having been read throughout,

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2504 (S.B. No. 2262, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2504 was adopted and S.B. No. 2262, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PAIN PATIENTS BILL OF RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2505 (S.B. No. 2318, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2505 was adopted and S.B. No. 2318, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT GUARDIANSHIP AND PROTECTIVE PROCEEDINGS JURISDICTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2506 (S.B. No. 2444, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2506 was adopted and S.B. No. 2444, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM COMMERCIAL CODE ARTICLE 9," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2508 (S.B. No. 2826, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2508 was adopted and S.B. No. 2826, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2509 (S.B. No. 1168, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2509 was adopted and S.B. No. 1168, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 650:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 650, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VI, SECTION 3, OF THE CONSTITUTION OF THE STATE OF HAWAII AUTHORIZING THE CHIEF JUSTICE OF THE STATE SUPREME COURT TO APPOINT RETIRED JUDGES TO SERVE AS EMERITUS JUDGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2650, S.D. 1:

Senator Chun Oakland moved that S.B. No. 2650, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ihara.

Senator Kim requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Kim's remarks read as follows:

"Mr. President, I rise in support of Senate Bill 2650, which establishes as a Class C felony the promotion of a controlled substance in public housing.

"Those of us who have public housing in our districts can attest to the necessity of stronger enforcement and stiffer penalties for drug dealing. It is already a Class C felony to promote controlled substances in or near public parks and schools. This would include public housing under that umbrella and we hope this inclusion will give housing officials and law enforcement authorities another tool to fight criminal activity to protect residents and their families. I urge your support for S.B. 2650. Thank you."

The motion was put by the Chair and carried, S.B. No. 2650, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROMOTION OF CONTROLLED SUBSTANCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

THIRD READING

S.B. No. 2013, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2013, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HYGIENISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2438, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2438, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2713, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 2713, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2047, S.D. 1:

On motion by Senator Espero, seconded by Senator Dela Cruz and carried, S.B. No. 2047, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2819, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2819, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALES OF ELECTRONIC CIGARETTES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2869, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2869, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX REVIEW COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2237, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2237, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2998, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2998, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX PENALTIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2698, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Wakai and carried, S.B. No. 2698, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE INFORMATION PRIVACY AND SECURITY COUNCIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2866, S.D. 1:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 2866, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMPREHENSIVE OFFENDER REENTRY SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3062, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 3062, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2906, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Solomon and carried, S.B. No. 2906, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2873, S.D. 1:

On motion by Senator Gabbard, seconded by Senator English and carried, S.B. No. 2873, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 461, H.D. 1, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, H.B. No. 461, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MILITARY AND OVERSEAS VOTERS ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2486, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2486, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2503, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2503, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2703, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2703, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2720, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2720, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVERSIONS BY NONPROFIT CORPORATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2858, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2858, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OPEN GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2899, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2899, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES

OF EVIDENCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2463 (S.B. No. 2221, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2463 was adopted and S.B. No. 2221, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2467 (S.B. No. 2071, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2467 was adopted and S.B. No. 2071, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR COUNTY EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2468 (S.B. No. 2669, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2468 was adopted and S.B. No. 2669, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO VACANCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2576, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2576, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2842, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2842, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL ACTIONS FOR DISCRIMINATORY PRACTICES IN REAL PROPERTY TRANSACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3068, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 3068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BAIL BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2167, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2167, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONS AND VOCATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2432, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2432, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2850, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Solomon and carried, S.B. No. 2850, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2849, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2849, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SAILING SCHOOL VESSELS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2493 (S.B. No. 2816, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2493 was adopted and S.B. No. 2816, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOSPITAL LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2495 (S.B. No. 2248, S.D. 2):

On motion by Senator Espero, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2495 was adopted and S.B. No. 2248, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2496 (S.B. No. 2305, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2496 was adopted and S.B. No. 2305, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2497 (S.B. No. 2354, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2497 was adopted and S.B. No. 2354, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL COMMODITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2498 (S.B. No. 3002, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2498 was

adopted and S.B. No. 3002, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE BROKERS AND SALESPERSONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2499 (S.B. No. 2103, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2499 was adopted and S.B. No. 2103, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2522, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2522, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR VETERINARIANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2469, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2469, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CLAIM CONCILIATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2495, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2495, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2496, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2900, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2900, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO POST CONVICTION PROCEEDINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2001, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Gabbard and carried, S.B. No. 2001, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND TRUST," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2175, S.D. 1:

On motion by Senator Galuteria, seconded by Senator Fukunaga and carried, S.B. No. 2175, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2640, S.D. 1:

On motion by Senator Espero, seconded by Senator Gabbard and carried, S.B. No. 2640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2169:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2169, entitled: "A BILL FOR AN ACT RELATING TO FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2544, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2544, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2948, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 2948, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCING AGREEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2502, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2502, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3029, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 3029, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES AND CLARIFYING LANGUAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2236:

On motion by Senator Fukunaga, seconded by Senator Wakai and carried, S.B. No. 2236, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY,"

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 417, S.D. 2:

On motion by Senator Green, seconded by Senator Nishihara and carried, S.B. No. 417, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2295, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2395, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2395, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 223, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 223, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC ABUSE ORDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2543 (S.B. No. 2227):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2543 was adopted and S.B. No. 2227, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2545 (S.B. No. 2740, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2545 was adopted and S.B. No. 2740, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2551 (S.B. No. 2460):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2551 was adopted and S.B. No. 2460, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2555 (S.B. No. 2394, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2555 was adopted and S.B. No. 2394, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2670:

On motion by Senator Dela Cruz, seconded by Senator Gabbard and carried, S.B. No. 2670, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LEASEHOLDERS RIGHTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1500:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 1500, entitled: "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2564 (S.B. No. 2229, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2564 was adopted and S.B. No. 2229, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO VACCINATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2566 (S.B. No. 2222, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2566 was adopted and S.B. No. 2222, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL IMAGES PRODUCED BY MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2568 (S.B. No. 2005, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2568 was adopted and S.B. No. 2005, S.D. 2, entitled: "A BILL FOR AN ACT PROPOSING A CONSTITUTIONAL AMENDMENT TO ARTICLE X, SECTION 6, OF THE HAWAII STATE CONSTITUTION TO MODIFY THE APPOINTMENT PROCESS FOR THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2570 (S.B. No. 2810, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2570 was adopted and S.B. No. 2810, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT EXEMPTION FOR DOMESTIC SERVICES AUTHORIZED BY THE DEPARTMENT OF HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2573 (S.B. No. 2098, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2573 was adopted and S.B. No. 2098, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2575 (S.B. No. 3031, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2575 was adopted and S.B. No. 3031, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2577 (S.B. No. 2112, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2577 was adopted and S.B. No. 2112, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2579 (S.B. No. 2758, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2579 was adopted and S.B. No. 2758, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2581 (S.B. No. 2768, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2581 was adopted and S.B. No. 2768, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2582 (S.B. No. 2362, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2582 was adopted and S.B. No. 2362, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2583 (S.B. No. 2435, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2583 was adopted and S.B. No. 2435, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ACCESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2584 (S.B. No. 2796, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2584 was adopted and S.B. No. 2796, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEATH BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2585 (S.B. No. 2101, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2585 was adopted and S.B. No. 2101, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2586 (S.B. No. 2383, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2586 was adopted and S.B. No. 2383, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST NOT-FOR-PROFIT CORPORATIONS THAT PROVIDE HEALTH CARE FACILITIES TO THE GENERAL PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2587 (S.B. No. 2958, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2587 was adopted and S.B. No. 2958, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2591 (S.B. No. 3001, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2591 was adopted and S.B. No. 3001, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2592 (S.B. No. 2225, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2592 was adopted and S.B. No. 2225, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRISON LITIGATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2594 (S.B. No. 2396, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2594 was adopted and S.B. No. 2396, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2595 (S.B. No. 2584, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2595 was adopted and S.B. No. 2584, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2596 (S.B. No. 2681, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2596 was adopted and S.B. No. 2681, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DEFENDANTS COMMITTED TO THE CUSTODY OF THE DIRECTOR OF HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2597 (S.B. No. 3040, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2597 was adopted and S.B. No. 3040, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2599 (S.B. No. 2642, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2599 was adopted and S.B. No. 2642, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII TOURISM AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2601 (S.B. No. 2933, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2601 was adopted and S.B. No. 2933, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2602 (S.B. No. 2986, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2602 was adopted and S.B. No. 2986, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2605 (S.B. No. 2238, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2605 was adopted and S.B. No. 2238, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2607 (S.B. No. 2739, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2607 was adopted and S.B. No. 2739, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2608 (S.B. No. 2947, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2608 was adopted and S.B. No. 2947, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2610 (S.B. No. 2525, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2610 was adopted and S.B. No. 2525, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PACIFIC UNIVERSITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2611 (S.B. No. 2540, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2611 was adopted and S.B. No. 2540, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2613 (S.B. No. 2546, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2613 was adopted and S.B. No. 2546, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2614 (S.B. No. 2952, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2614 was adopted and S.B. No. 2952, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR LE JARDIN ACADEMY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2615 (S.B. No. 2457, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2615 was adopted and S.B. No. 2457, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2616 (S.B. No. 3025, S.D. 2):

On motion by Senator Espero, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2616 was adopted and S.B. No. 3025, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING CREDITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2617 (S.B. No. 2108, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2617 was adopted and S.B. No. 2108, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2618 (S.B. No. 3003, S.D. 1):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 2618 was adopted and S.B. No. 3003, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2621 (S.B. No. 2968, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2621 was adopted and S.B. No. 2968, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2622 (S.B. No. 2272, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2622 was adopted and S.B. No. 2272, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF A VAPOR HEAT TREATMENT FACILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2624 (S.B. No. 2433, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2624 was adopted and S.B. No. 2433, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHALLENGE COURSE TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2625 (S.B. No. 2767, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2625 was adopted and S.B. No. 2767, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2626 (S.B. No. 2784, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2626 was adopted and S.B. No. 2784, S.D. 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO RECAPITALIZE STATE FISCAL RESERVES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2627 (S.B. No. 2770, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2627 was adopted and S.B. No. 2770, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION AGENCIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2631 (S.B. No. 2563, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2631 was adopted and S.B. No. 2563, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MANAGEMENT OF STATE FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2632 (S.B. No. 2774, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2632 was adopted and S.B. No. 2774, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT PUBLICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2633 (S.B. No. 2235, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2633 was adopted and S.B. No. 2235, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNICATIONS TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2634 (S.B. No. 2678, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2634 was adopted and S.B. No. 2678, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HONOLIULI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2635 (S.B. No. 2941, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2635 was adopted and S.B. No. 2941, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2638 (S.B. No. 2654, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2638 was adopted and S.B. No. 2654, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2642 (S.B. No. 2813, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2642 was adopted and S.B. No. 2813, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISABILITY AND COMMUNICATION ACCESS BOARD SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2643 (S.B. No. 2319, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2643 was adopted and S.B. No. 2319, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2645 (S.B. No. 2308, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2645 was adopted and S.B. No. 2308, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG TERM CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2646 (S.B. No. 2591, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2646 was adopted and S.B. No. 2591, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN AND YOUTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2647 (S.B. No. 2806, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2647 was adopted and S.B. No. 2806, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2648 (S.B. No. 2309, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2648 was adopted and S.B. No. 2309, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2650 (S.B. No. 2123, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2650 was adopted and S.B. No. 2123, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2651 (S.B. No. 2935, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2651 was adopted and S.B. No. 2935, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE COORDINATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2652 (S.B. No. 2344, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2652 was adopted and S.B. No. 2344, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII HEALTH AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2653 (S.B. No. 2126, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2653 was adopted and S.B. No. 2126, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2654 (S.B. No. 2582, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2654 was adopted and S.B. No. 2582, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2657 (S.B. No. 2489, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2657 was adopted and S.B. No. 2489, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE MILITIA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2658 (S.B. No. 2877, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2658 was adopted and S.B. No. 2877, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HARBORS FIREBOAT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2660 (S.B. No. 2730, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2660 was adopted and S.B. No. 2730, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FALSE CLAIMS TO THE STATE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2665 (S.B. No. 2304, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2665 was adopted and S.B. No. 2304, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RIGHTS OF THE ACCUSED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2671 (S.B. No. 2977, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2671 was adopted and S.B. No. 2977, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2673 (S.B. No. 2114, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2673 was adopted and S.B. No. 2114, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2674 (S.B. No. 2782, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2674 was adopted and S.B. No. 2782, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2676 (S.B. No. 2247, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2676 was adopted and S.B. No. 2247, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2678 (S.B. No. 2966, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2678 was adopted and S.B. No. 2966, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2680 (S.B. No. 2833, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2680 was adopted and S.B. No. 2833, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT EXEMPTION FOR DOMESTIC SERVICES FOR PERSONS WITH DEVELOPMENTAL AND INTELLECTUAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2682 (S.B. No. 2277, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2682 was adopted and S.B. No. 2277, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENDANGERED AND THREATENED SPECIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2685 (S.B. No. 2419, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2685 was adopted and S.B. No. 2419, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2690 (S.B. No. 2035):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2690 was adopted and S.B. No. 2035, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WAHIAWA GENERAL HOSPITAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2692 (S.B. No. 2083, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2692 was adopted and S.B. No. 2083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2693 (S.B. No. 2088):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2693 was adopted and S.B. No. 2088, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2694 (S.B. No. 2249, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2694 was adopted and S.B. No. 2249, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2695 (S.B. No. 2260, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2695 was adopted and S.B. No. 2260, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2697 (S.B. No. 2093, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2697 was adopted and S.B. No. 2093, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2699 (S.B. No. 2116, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2699 was adopted and S.B. No. 2116, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2700 (S.B. No. 2120, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2700 was adopted and S.B. No. 2120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2701 (S.B. No. 2145, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2701 was adopted and S.B. No. 2145, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2702 (S.B. No. 2207, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2702 was adopted and S.B. No. 2207, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2703 (S.B. No. 2352, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2703 was adopted and S.B. No. 2352, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2704 (S.B. No. 2182):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2704 was adopted and S.B. No. 2182, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2705 (S.B. No. 2527, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2705 was adopted and S.B. No. 2527, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2706 (S.B. No. 2535, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2706 was adopted and S.B. No. 2535, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSTRUCTIONAL TIME," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2707 (S.B. No. 2538, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2707 was adopted and S.B. No. 2538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONCUSSIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2708 (S.B. No. 2543):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2708 was adopted and S.B. No. 2543, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2711 (S.B. No. 2314, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2711 was adopted and S.B. No. 2314, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ELDERLY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2712 (S.B. No. 2030, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2712 was adopted and S.B. No. 2030, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2718 (S.B. No. 2178, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2718 was adopted and S.B. No. 2178, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2722 (S.B. No. 2590, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2722 was adopted and S.B. No. 2590, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2723 (S.B. No. 2536):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2723 was adopted and S.B. No. 2536, entitled: "A BILL FOR AN ACT RELATING TO CLEAN AND SOBER HOMES AND HALFWAY HOUSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2724 (S.B. No. 2268):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2724 was adopted and S.B. No. 2268, entitled: "A BILL FOR AN ACT RELATING TO QUEEN LILIUOKALANI," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2726 (S.B. No. 2493, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2726 was adopted and S.B. No. 2493, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2727 (S.B. No. 2261):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2727 was adopted and S.B. No. 2261, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2728 (S.B. No. 2224, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2728 was adopted and S.B. No. 2224, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2729 (S.B. No. 2337, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2729 was adopted and S.B. No. 2337, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2733 (S.B. No. 2168, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2733 was adopted and S.B. No. 2168, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2735 (S.B. No. 2748, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2735 was adopted and S.B. No. 2748, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2740 (S.B. No. 2765, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2740 was adopted and S.B. No. 2765, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2741 (S.B. No. 2766, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2741 was adopted and S.B. No. 2766, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENTITIES REGULATED BY THE INSURANCE COMMISSIONER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2742 (S.B. No. 2769, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2742 was adopted and S.B. No. 2769, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2744 (S.B. No. 2780, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2744 was adopted and S.B. No. 2780, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2752 (S.B. No. 2484, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2752 was adopted and S.B. No. 2484, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2754 (S.B. No. 2598):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2754 was adopted and S.B. No. 2598, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE HAWAII STATE CONSTITUTION RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2755 (S.B. No. 2620, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2755 was adopted and S.B. No. 2620, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII BOARD OF REGENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2756 (S.B. No. 2651, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2756 was adopted and S.B. No. 2651, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR HAWAII PREPARATORY ACADEMY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2759 (S.B. No. 2775, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2759 was adopted and S.B. No. 2775, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2772 (S.B. No. 2779, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2772 was adopted and S.B. No. 2779, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE AGING AND DISABILITY RESOURCE CENTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2773 (S.B. No. 2804, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2773 was adopted and S.B. No. 2804, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII INTERAGENCY COUNCIL ON HOMELESSNESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2774 (S.B. No. 2811):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2774 was adopted and S.B. No. 2811, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2776 (S.B. No. 2105, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2776 was adopted and S.B. No. 2105, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2777 (S.B. No. 2472, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2777 was adopted and S.B. No. 2472, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PATIENT-CENTERED MEDICAL HOMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2779 (S.B. No. 2797, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2779 was adopted and S.B. No. 2797, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOTROPIC MEDICATIONS IN MEDICAID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2780 (S.B. No. 2827, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2780 was adopted and S.B. No. 2827, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRAUMA SYSTEM SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2783 (S.B. No. 3071, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2783 was adopted and S.B. No. 3071, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2785 (S.B. No. 2639, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2785 was adopted and S.B. No. 2639, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2786 (S.B. No. 2671, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2786 was adopted and S.B. No. 2671, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2791 (S.B. No. 2751):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2791 was adopted and S.B. No. 2751, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2792 (S.B. No. 3008):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2792 was adopted and S.B. No. 3008, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2795 (S.B. No. 2865):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2795 was adopted and S.B. No. 2865, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF PUBLIC SAFETY FEDERAL REIMBURSEMENT MAXIMIZATION SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2796 (S.B. No. 2950, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2796 was adopted and S.B. No. 2950, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATIONS FOR THE HONOLULU FAMILY JUSTICE CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2797 (S.B. No. 3054):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2797 was adopted and S.B. No. 3054, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2800 (S.B. No. 2871, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2800 was adopted and S.B. No. 2871, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2801 (S.B. No. 2960, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2801 was adopted and S.B. No. 2960, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AERONAUTICS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2802 (S.B. No. 2852, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2802 was adopted and S.B. No. 2852, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCE VIOLATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2804 (S.B. No. 2876, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2804 was adopted and S.B. No. 2876, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE COMMERCIAL HARBORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2234, S.D. 1:

Senator Fukunaga moved that S.B. No. 2234, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hee.

Senator Fukunaga then offered the following amendment (Floor Amendment No. 3) to S.B. No. 2234, S.D. 1:

SECTION 1. Senate Bill No. 2234, S.D. 1, is amended by amending section 92-9(b), Hawaii Revised Statutes, in Section 4 of the bill on page 8, line 20, through page 9, line 6, to read as follows:

"(b) The minutes shall be public records and for a state board shall be [available] posted on the website of the board or the website of the department within which the board is established if the board does not have a website, and for a county board shall be available upon request, within thirty days after the meeting except where such disclosure would be inconsistent with section 92-5; provided that minutes of executive meetings may be withheld so long as their publication would defeat the lawful purpose of the executive meeting, but no longer."

Senator Fukunaga moved that Floor Amendment No. 3 be adopted, seconded by Senator Hee.

Senator Fukunaga rose to speak in support of the amendment as follows:

"The lines which related to the posting of minutes to the website had been inadvertently dropped in the SD1 version, and so we are proposing to re-insert that language so that we don't inadvertently delete the requirement that minutes and materials be posted."

The motion to adopt Floor Amendment No. 3 was put by the Chair and carried.

By unanimous consent, S.B. No. 2234, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC INFORMATION," was placed on the calendar for Third Reading on Thursday, March 8, 2012.

Stand. Com. Rep. No. 2782 (S.B. No. 2792, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2782 be adopted and S.B. No. 2792, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Ige then offered the following amendment (Floor Amendment No. 4) to S.B. No. 2792, S.D. 2:

SECTION 1. Section 2 of Senate Bill No. 2792, S.D. 2, is amended by amending subsection (i) of section 213, Hawaiian Homes Commission Act, 1920, as amended, by changing the proposed percentages of geothermal royalties and revenues to be deposited into the native Hawaiian rehabilitation fund to unspecified amounts, and to read as follows:

"(i) Native Hawaiian rehabilitation fund. Pursuant to Article XII, Section 1, of the Hawaii Constitution, thirty per cent of the state receipts[?] derived from lands previously cultivated as sugarcane lands under any other provision of law and from water licenses, ~~and~~ fifteen per cent of all revenues from lease agreements granted lease extensions pursuant to section 228, per cent of geothermal royalties collected by the State pursuant to sections 182-7 and 182-18, Hawaii Revised Statutes, from mining leases executed after July 1, 2012, and per cent of all revenues collected by the State from the disposition of state lands to nongeothermal renewable energy producers made after July 1, 2012, pursuant to section 171-95, Hawaii Revised Statutes, shall be deposited into this fund. The department shall use this money for the rehabilitation of native Hawaiians, native Hawaiian families, and Hawaiian homestead communities, which shall include the educational, economic, political, social, and cultural processes by which the general welfare and conditions of native Hawaiians are thereby improved and perpetuated.

The native Hawaiian rehabilitation fund shall be subject to the following conditions:

- (1) All moneys received by the fund shall be deposited into the state treasury and kept separate and apart from all other moneys in the state treasury;
- (2) The director of finance shall serve as a custodian of the fund. All payments from the fund shall be made by the director of finance only upon vouchers approved by the commission;
- (3) The commission shall develop guidelines for the investment of moneys in the fund;
- (4) The commission may invest and reinvest in investments authorized by chapter 88, Hawaii Revised Statutes. The commission may hold, purchase, sell, assign, transfer, or dispose of any securities and investments in which any of the moneys shall have been invested, as well as the proceeds of such investments; and
- (5) The commission may pay out of any of the moneys held for investment, a reasonable amount to any person for supplying investment advisory or consultative services; and to meet such other costs incident to the prudent investment of moneys as the commission may approve.

Any payment of principal, interest, or other earnings arising out of the loan or investment of money from this fund shall be credited to and deposited into this fund.

Sections 214, 215, 216, and 217 shall not apply to administration of this fund. The department is authorized to adopt rules under chapter 91, Hawaii Revised Statutes, necessary to administer and carry out the purposes of this fund.

The department shall submit an annual report to the legislature and the United States Department of the Interior, no later than twenty days prior to the convening of each regular session of the legislature, beginning with the regular session of 2011, on expenditures from this fund that are derived from the amounts deposited from commercial and multipurpose project

lease extensions pursuant to section 228(e), including the amount expended, the recipient of the moneys expended, and the purpose of the expenditure.”

SECTION 2. Section 3 of Senate Bill No. 2792, S.D. 2, is amended by amending subsection (a) of section 171-95, Hawaii Revised Statutes, by changing the proposed percentage of revenue to be deposited into the native Hawaiian rehabilitation fund to an unspecified amount, and to read as follows:

“(a) Notwithstanding any limitations to the contrary, the board of land and natural resources may, without public auction:

- (1) Sell public lands at such price and on such other terms and conditions as the board may deem proper to governments, including the United States, city and county, counties, other governmental agencies authorized to hold lands in fee simple and public utilities;
- (2) Lease to the governments, agencies, public utilities, and renewable energy producers public lands for terms up to, but not in excess of, sixty-five years at such rental and on such other terms and conditions as the board may determine; provided that _____ per cent of any revenue from any disposition to a nongeothermal renewable energy producer made after July 1, 2012, shall be paid to the department of Hawaiian home lands and shall be deposited into the native Hawaiian rehabilitation fund;
- (3) Grant licenses and easements to the governments, agencies, public utilities, and renewable energy producers on such terms and conditions as the board may determine for road, pipeline, utility, communication cable, and other rights-of-way;
- (4) Exchange public lands with the governments and agencies;
- (5) Execute quitclaim deeds to the governments and agencies, with or without consideration, releasing any claim to the property involved made upon disputed legal or equitable grounds, whenever the board in its discretion deems it beneficial to the State; and
- (6) Waive or modify building and other requirements and conditions contained in deeds, patents, sales agreements, or leases held by the governments and agencies whenever such waiver or modification is beneficial to the State.”

SECTION 3. Section 4 of Senate Bill No. 2792, S.D. 2, is amended by amending subsection (c) of section 182-7, Hawaii Revised Statutes, by changing the proposed percentage of royalties to be paid to the counties and to be deposited into the native Hawaiian rehabilitation fund to unspecified amounts, and to read as follows:

“(c) The payments to the State as fixed by the board shall be specified; provided that:

- (1) In the case of bauxite, bauxitic clay, gibbsite, diaspore, boehmite, and all ores of aluminum, the amount of royalties for each long dry ton of ore as beneficiated shall not be less than twenty-five cents or the equivalent of the price of one pound of virgin pig aluminum, whichever is higher, nor shall it exceed the equivalent of the price of three pounds of virgin pig aluminum;
- (2) The rate of royalty for ore processed into aluminous oxide in the State shall be set at eighty per cent of the rate of royalty for ore not processed to aluminous oxide in the State; and
- (3) The royalty shall be fixed at a rate ~~[which]~~ that will tend to encourage the establishment and continuation of the mining industry in the State.

The prices of virgin pig aluminum for the purpose of determining the royalties under this section shall be the basic price on the mainland United States market for virgin pig, not refined, f.o.b. factory. The royalties shall be in lieu of any severance or other similar tax on the extracting, producing, winning, beneficiating, handling, storing, treating, or transporting of the mineral or any product into which it may be processed in the State, and shall not be subject to reopening or renegotiating for and during the first twenty years of the lease term.

In the event the lessee desires to mine other minerals, the lessee, before mining the minerals, shall so notify the board in writing, and the board and the lessee shall negotiate and fix the royalties for the minerals.

Any other law to the contrary notwithstanding, ~~[thirty]~~ _____ per cent of all royalties received by the State from geothermal resources shall be paid to the county in which mining operations covered under ~~[a] an existing state geothermal resource mining lease or new state geothermal resource mining lease made after July 1, 2012,~~ are situated.

Any other law to the contrary notwithstanding, and contingent upon the receipt by the appropriate county in which mining operations are situated of _____ per cent of all royalties received by the State, _____ per cent of all royalties received by the State from geothermal resources produced under a state geothermal resource mining lease made after July 1, 2012, shall be paid to the department of Hawaiian home lands and shall be deposited into the native Hawaiian rehabilitation fund.”

SECTION 4. Section 5 of Senate Bill No. 2792, S.D. 2, is amended by amending subsection (a) of section 182-18, Hawaii Revised Statutes, by changing the proposed minimum percentage to be paid to the State to an unspecified amount, and to read as follows:

“(a) The board shall fix the payment of royalties to the State for the utilization of geothermal resources at a rate ~~[which]~~ that will encourage the initial and continued production of ~~[such]~~ the resources[-]; provided that the rate fixed by the board shall be no less than _____ per cent of the gross amount or value of the geothermal resources produced under the lease. With respect to all geothermal mining leases previously issued or to be issued, where the board determines that it is necessary to encourage the initial or continued production of geothermal resources, the board ~~[shall have the authority to]~~ may waive royalty payments to the State for any fixed period of time up to but not exceeding eight years.”

Senator Ige moved that Floor Amendment No. 4 be adopted, seconded by Senator Galuteria.

Senator Ige rose to speak in support of the amendment as follows:

“This floor amendment simply blanks out the distribution of the royalties from geothermal wells. After discussions with the subject matter committee, we thought it would be best to proceed into conference with the numbers blanked out.”

The motion to adopt Floor Amendment No. 4 was put by the Chair and carried.

Senator Ige then moved that Stand. Com. Rep. No. 2782 be received and placed on file, seconded by Senator Galuteria and carried.

By unanimous consent, S.B. No. 2792, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY REVENUE,” was placed on the calendar for Third Reading on Thursday, March 8, 2012.

Stand. Com. Rep. No. 2466 (S.B. No. 2375, S.D. 2):

Senator Dela Cruz moved that Stand. Com. Rep. No. 2466 be adopted and S.B. No. 2375, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Solomon.

Senator Nishihara then offered the following amendment (Floor Amendment No. 5) to S.B. No. 2375, S.D. 2:

SECTION 1. Senate Bill No. 2375, S.D. 2, is amended by changing the effective date of this measure to read as follows:

“SECTION 5. This Act shall take effect ~~upon its approval~~ on July 1, 2050.”

Senator Nishihara moved that Floor Amendment No. 5 be adopted, seconded by Senator Dela Cruz.

Senator Nishihara rose to speak in support of the amendment as follows:

“Members, the floor amendment before you is in recognition and respect to the members of the caucus and in consideration of the concerns raised. So, I ask for your support of this amendment. It defects the date and allows for further discussion and deliberation to occur. Thank you.”

The motion to adopt Floor Amendment No. 5 was put by the Chair and carried.

At 9:44 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:45 a.m.

Senator Nishihara then moved that Stand. Com. Rep. No. 2466 be received and placed on file, seconded by Senator Dela Cruz and carried.

By unanimous consent, S.B. No. 2375, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL-BASED COMMERCIAL OPERATIONS,” was placed on the calendar for Third Reading on Thursday, March 8, 2012.

At 9:46 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:46 a.m.

THIRD READING

MATTERS DEFERRED FROM FRIDAY, MARCH 2, 2012

Stand. Com. Rep. No. 2460 (S.B. No. 2402, S.D. 1):

Senator Espero moved that Stand. Com. Rep. No. 2460 be adopted and S.B. No. 2402, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“While the bill has been scaled back from the original and there are many more exclusions and exemptions, there’s no cost estimates here as to how much it will cost to retrofit the lighting that is specified in the bill starting next year. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2460 was adopted and S.B. No. 2402, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIGHT POLLUTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2461 (S.B. No. 2820):

On motion by Senator Espero, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2461 was adopted and S.B. No. 2820, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII ADVISORY COMMISSION ON DRUG ABUSE AND CONTROLLED SUBSTANCES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2465 (S.B. No. 2397, S.D. 1):

Senator Dela Cruz moved that Stand. Com. Rep. No. 2465 be adopted and S.B. No. 2397, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Solomon.

Senator Kim rose to speak in opposition to the measure as follows:

“Mr. President, can you note a ‘no’ vote for me because I believe this is a home rule issue. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2465 was adopted and S.B. No. 2397, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FIRE SPRINKLERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Chun Oakland, Ihara, Kidani, Nishihara, Ryan, Tokuda). Noes, 1 (Kim).

S.B. No. 2335:

Senator Dela Cruz moved that S.B. No. 2335, having been read throughout, pass Third Reading, seconded by Senator Espero.

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2335, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL MANAGEMENT AREAS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara). Noes, none.

S.B. No. 2648:

Senator Hee moved that S.B. No. 2648, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Kim requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Kim’s remarks read as follows:

“Mr. President, I rise in support of Senate Bill 2648, which would allow candidates for office to use campaign funds to award scholarships to full-time students in college or vocational education schools.

“Our current statutes permit the use of campaign funds for donations to public schools and libraries, as well as for other charitable purposes.

“This measure would not make a substantive change to the provisions governing charitable donations or increase the limits on giving. It simply would give us the ability to designate our donations to specific scholarship recipients rather than for general school use.

"This will give us an opportunity to recognize and help our young people in the community who need the financial assistance to pursue their educational goals.

"I urge your favorable consideration of S.B. 2648. Thank you."

Senator Gabbard requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2648, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Gabbard). Noes, 2 (Ihara, Slom).

Stand. Com. Rep. No. 2507 (S.B. No. 3036, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2507 was adopted and S.B. No. 3036, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

THIRD READING

S.B. No. 2742, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Solomon and carried, S.B. No. 2742, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2434, S.D. 1:

Senator Baker moved that S.B. No. 2434, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Green.

Senator Slom rose to speak in opposition to the measure as follows:

"Because the Supreme Court is taking up the 'Obamacare' measure and because there will be an election in this country in November, and either one or both of these will remove the health care provisions, I feel that this bill is unnecessary."

Senator Baker rose to speak in strong support of the measure as follows:

"This measure is a further amendment to implement Act 205, which we passed last year establishing the health insurance exchange. We believe that this is a very important mechanism; it establishes an internet marketplace to connect insurers to policies that they may be able to better afford and to help decrease the amount of uninsured in our state. We're very good in our state regarding the number of residents covered by health insurance, but we still have about 10 percent of the population without health insurance. This is an important measure, and the item that's before the United States Supreme Court, as I understand it, has largely to do with the individual mandate and not with the provisions that are contained in Act 205. Thank you."

The motion was put by the Chair and carried, S.B. No. 2434, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE," having been

read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2867, S.D. 1:

Senator Ige moved that S.B. No. 2867, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Normally, every year I raise questions about this bill; normally, I vote with reservations. I'm voting 'no' because I'm getting tired of every year we talk about conformity with the Hawai'i law; and, in fact, we are not passing a conformity bill. We are passing a 'selective' conformity bill. Those portions that the state tax department likes, they pass, and those portions such as the size of the personal exemption, Hawai'i is smaller than the federal exemption; certain investment decisions are left out. So, if we want conformity, fine. If we don't, then we should call it by the way it really is, and that is 'selective' conformity. Thank you."

The motion was put by the Chair and carried, S.B. No. 2867, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2800, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Tokuda and carried, S.B. No. 2800, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2745, S.D. 1:

On motion by Senator Gabbard, seconded by Senator Dela Cruz and carried, S.B. No. 2745, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2492, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2492, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2845, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2845, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL BENEFITS UNDER THE WORKERS' COMPENSATION LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2859, S.D. 1:

Senator Hee moved that S.B. No. 2859, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2859, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OPEN GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara). Noes, none.

Stand. Com. Rep. No. 2464 (S.B. No. 2737, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2464 was adopted and S.B. No. 2737, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2588, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2588, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Espero, Kim, Ryan). Noes, 1 (Kidani).

S.B. No. 2052, S.D. 1:

Senator Hee moved that S.B. No. 2052, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose to speak in opposition to the measure as follows:

"This bill would do away with polling places and substitute mail ballots in those areas where there are few voters. The reason there would be few voters is because of the dysfunctional reapportionment maps and plans that are being drawn up right now. In any event, I still think that the voting is a bad idea, and that it's the responsibility of the state and the Office of Elections to provide adequate polling places. Thank you."

Senator Kouchi rose to speak in support of the measure as follows:

"Thank you. This bill was originated by the Kaua'i elections division. We have the problem of dealing with the ballots from the island of Ni'ihau where we have approximately 100 to 130 votes cast each election that are physically flown in from Ni'ihau by helicopter. Back in 1984, we experienced severe weather conditions, preventing the helicopter from flying into Ni'ihau in a timely fashion. We could not retrieve the ballots and get them back to the county until after 2:00 a.m., resulting in an extended delay in election results. This bill is the result of trying to work with the Robinson family and the residents of Ni'ihau to ensure that their votes are not only cast, but counted in a timely fashion. Thank you."

The motion was put by the Chair and carried, S.B. No. 2052, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2846, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2846, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE OF WORKERS' COMPENSATION INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2284, S.D. 1:

Senator Baker moved that S.B. No. 2284, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Solomon 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. 2284, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

S.B. No. 2392, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2392, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2465, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2465, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2350, S.D. 1:

Senator Dela Cruz moved that S.B. No. 2350, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Nishihara.

Senator Ihara requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 2350, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara). Noes, none.

At 9:58 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:59 a.m.

H.B. No. 1927, S.D. 1:

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1927, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING

COMMISSION LAW,” was recommitted to the Committee on Judiciary and Labor.

S.B. No. 2232, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2232, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ANIMAL WELFARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Chun Oakland, Kim, Solomon, Taniguchi, Wakai). Noes, none. Excused, 2 (English, Ige).

S.B. No. 2505, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2505, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2494 (S.B. No. 2646, S.D. 1):

On motion by Senator Espero, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2494 was adopted and S.B. No. 2646, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BUILDING PERMITS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara). Noes, none.

Stand. Com. Rep. No. 2500 (S.B. No. 2228, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 2500 be adopted and S.B. No. 2228, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure as follows:

“You know, we keep making certain medications either illegal or we track people that use them, and the language for doing so and the reasons are broad and vague. This is a popular medical product; and while it is true that people say you can make weapons out of different kinds of things or you can make harmful drugs, the fact of the matter is that the people that use this, by and large, are people that are using just regular medications and should not be in a tracking system. Thank you.”

Senator Baker rose to speak in support of the measure as follows:

“Contrary to the minority leader’s remarks, it is quite clear that pseudoephedrine is one of the key components used to make crystal methamphetamine, which is a terrible, horrible drug; highly addictive after one ingestion, so to speak; and very, very damaging to the people that use it or are on the end of crimes that result from its use. What’s happening in our state and the reason tracking is important is that folks have been—even though we’ve successfully put pseudoephedrine behind the counter, we did not make it a prescription drug because visitors and others who may not have a doctor could have access to it because only the pseudoephedrine form, not the faux pseudoephedrine form, allows for time release actions, which some people prefer or need.

“What’s happening is pseudoephedrine ‘shoppers’, shall we say—‘mules’ is what they’re called in slang terms—go from place to place to place and get the legal amount. So they’re able

to amass enough pseudoephedrine to take it to an illegal lab to cook it and turn it into crystal meth. This measure is not going to inconvenience anyone, but it’s simply going to give our narcotics enforcement agents the tools that they need to make sure that we’re not getting back into the illegal lab business of having Hawai‘i known for making crystal meth. Mahalo.”

Senator Slom rose in rebuttal and said:

“Certainly I defer to the Chair of the Commerce and Consumer Protection; she obviously knows more about drugs than I do. But I would just say that I see in our country, nationally and locally, that we continue to spend more time attacking the innocent rather than going after those who are creating the crimes. If we know about people doing illegal activities, let’s enforce the laws, strengthen the laws, or pass new laws about law breakers, but not those, the 99 percent, that are not criminals. Thank you.”

Senator Espero rose to speak in support of the measure as follows:

“Mr. President, many of our inmates today have drug problems and are drug-addicted and drug users. This is a very good bill to fight drug use in Hawai‘i, and we should pass it. Thank you.”

Senator Green rose to speak in support of the measure as follows:

“I’m sure the minority leader knows plenty about drugs, certainly as much as the Chairwoman of the CPN Committee; he’s in all of our hearings. The truth is we are going after the offenders; these people who go and shop for too much Sudafed do end up participating, though a small number, participating in the ultimate production. That makes them criminals; that’s why we’re trying to bust them. I’m sure that the minority leader is strong on crime. I know that he feels very passionately about stopping crime; that’s why I presume in the final readings of this bill, he’ll probably support it strongly and try to keep meth out of production in our state. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2500 was adopted and S.B. No. 2228, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PSEUDOEPHEDRINE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2501 (S.B. No. 2803, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2501 was adopted and S.B. No. 2803, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONTRACT PROPOSALS FOR CHILD CARE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2009, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2009, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

H.B. No. 2438, H.D. 2:

Senator Hee moved that H.B. No. 2438, H.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom 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. 2438, H.D. 2, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

H.B. No. 2437, H.D. 1:

On motion by Senator Hee, seconded by Senator Ige and carried, H.B. No. 2437, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 3007, S.D. 1:

Senator Galuteria moved that S.B. No. 3007, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Fukunaga.

Senator Kidani 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. 3007, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIGENOUS PEOPLE'S DAY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kidani). Noes, 1 (Slom).

S.B. No. 2868, S.D. 1:

Senator Ige moved that S.B. No. 2868, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"The tax department wants to charge a \$20 fee to give a tax clearance, which is clearly one of the responsibilities of the tax department. There are electronic services in which individuals can also go and pay a fee, and I think the real point here, as we had in DCCA a number of years ago for people to get clearances, that is one of the responsibilities of government. It is the responsibility of the taxpayer or the business to pay their fees, but it should also be the responsibility of the department, whether it's DCCA, tax, or other, to then certify that those fees are in compliance. Thank you."

The motion was put by the Chair and carried, S.B. No. 2868, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CLEARANCE FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

S.B. No. 2436, S.D. 1:

On motion by Senator Green, seconded by Senator Baker and carried, S.B. No. 2436, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 416, S.D. 1:

On motion by Senator Green, seconded by Senator Ige and carried, S.B. No. 416, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 2421, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 2421, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 212, S.D. 1:

On motion by Senator Espero, seconded by Senator Slom and carried, S.B. No. 212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE REAPPORTIONMENT," was recommitted to the Committee on Judiciary and Labor.

S.B. No. 2893, S.D. 1:

Senator Fukunaga moved that S.B. No. 2893, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose to speak in opposition to the measure as follows:

"As I mentioned in Ways and Means the other day, we've had study upon study about gambling. Everyone in this session and in this room gambles at some point; we know that. But there's a controversy now about whether we would have lottery or slot machines or internet gambling or stand alone casinos. The point of the matter is if this bill had said 'establish a task force' and we want to have another study and pay consultants, that would be one thing, but the bill actually starts a gaming commission. So, that means that basically that's just one more step to implement gambling. Thank you."

Senator Fukunaga rose in rebuttal and said:

"Many of the concerns that have been raised about other studies fail to take into consideration the fact that very special and unique circumstances exist in Hawai'i. Quoting from the committee report: 'In addition to the broader, generic issues covered in many of the studies on gambling, Hawai'i has several unique factors to consider, including the impacts for the neighbor islands and how gambling may affect Native Hawaiian concerns.' Although gambling legislation has been introduced in the legislature for many years, this is the first time that we have tried to assemble a measure to address both the pros and cons of gambling legislation. And we believe that the concerns that the prior speaker has raised can be addressed through the placement of the commission under the auspices of the auditor. For those reasons, I urge the members to vote in support. Thank you."

Senator Ryan rose to speak in support of measure as follows:

"I'd like to rebut my colleague from Hawai'i Kai. All industries, as we know, change. The gaming industry is growing rapidly and changes are happening. Dialogue is inevitable in our state, especially with the economic conditions that Hawai'i faces. I urge my colleagues to support this measure. As Senator Fukunaga stated, it's meant to include everyone; both those who support and oppose gaming. I think that it's the responsible thing for us to do. Thank you."

The motion was put by the Chair and carried, S.B. No. 2893, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 18. Noes, 6 (Chun Oakland, Gabbard, Ihara, Slom, Taniguchi, Tokuda). Excused, 1 (English).

S.B. No. 2057, S.D. 1:

Senator Hee moved that S.B. No. 2057, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose to speak in opposition to the measure as follows:

"The bill would carve out an exemption for judiciary and executive branch personnel from the five percent salary reduction that all public workers and legislators are part of right now. I think that we should maintain the reduction, but I think that it should be across the board for everyone. I note that later on, there will be a bill to reduce the salary of the legislative auditor, which the legislative auditor opposed. But if we're all going to say that we're going to 'share the pain' or try to find a solution together, then we should all be part of it and not carve out exemptions. Thank you."

The motion was put by the Chair and carried, S.B. No. 2057, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALARIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Ihara). Noes, 1 (Slom).

Stand. Com. Rep. No. 2544 (S.B. No. 2281, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2544 be adopted and S.B. No. 2281, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Gabbard rose to speak in support of the measure as follows:

"Colleagues, the bill would allow government agencies and developers to bypass having to complete an environmental assessment and allow them to go straight to doing an EIS (environmental impact statement). Right now, the law requires that they complete both an EA and an EIS, even if they already know the project is going to have a significant impact. This bill would save agencies and companies the three to six months of time and \$20,000 to \$100,000 in preparing an EA. The bill will also streamline environmental review process, without compromising environmental protections or public input. It's a good example of government making common sense improvements to our laws, and so I ask you to support the bill. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2544 was adopted and S.B. No. 2281, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Hee).

Stand. Com. Rep. No. 2546 (S.B. No. 2824):

Senator Ige moved that Stand. Com. Rep. No. 2546 be adopted and S.B. No. 2824, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"As you know, I'm opposed to the beverage container tax. It really has nothing to do with health; it's all about money, and

this bill further expands the law to include dietary supplements. And as was testified, it is about money; it's about \$2.5 to \$3 million more in revenue. But Mr. President, I am so concerned, as is the Legislature, about fat kids—oh, excuse me, I mean to be politically correct—obese kids. This will create more obese kids. No one seems to be concerned about obese adults, but without those dietary supplements or taxing them more, we may have more obesity and we may have to enlarge the doors in our committee room. So, I'm opposed to the bill. Thank you."

Senator Espero rose to speak in support of the measure as follows:

"I'd like to comment that eventually obese kids become obese adults. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2546 was adopted and S.B. No. 2824, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2547 (S.B. No. 2857, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2547 be adopted and S.B. No. 2857, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

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. 2547 was adopted and S.B. No. 2857, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST DAM AND RESERVOIR OWNERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 2548 (S.B. No. 2778, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2548 be adopted and S.B. No. 2778, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in support of the measure with reservations as follows:

"There are some good parts of the bill, but I'm concerned about two things: whether or not the contents actually fit the title of this bill, number one; and number two, I notice that part of the appropriation funds that will be used here will be to provide support, including travel reimbursements for a task force. I would suggest maybe we meld this task force with all those people that like to go visit the rail transit operations around the country, and maybe we could save some money. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2548 was adopted and S.B. No. 2778, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EARLY CHILDHOOD HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Slom). Noes, none. Excused, 1 (Ryan).

Stand. Com. Rep. No. 2549 (S.B. No. 2747, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2549 was adopted and S.B.

No. 2747, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLE PARKING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Kim, Solomon). Noes, 1 (Slom). Excused, 1 (Ryan).

Stand. Com. Rep. No. 2550 (S.B. No. 2746, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2550 was adopted and S.B. No. 2746, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2552 (S.B. No. 2422, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2552 be adopted and S.B. No. 2422, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"I rise in support of SB2422, SD1. The purpose of this bill is to provide parity between the amount of tax that is imposed on a pack of cigarettes and the amount of tax imposed on other tobacco products. This measure is particularly targeted toward young people who studies have shown are price-sensitive and may be enticed to switch to other tobacco products as the cost of a pack of cigarettes rises. The number of young people smoking has decreased in recent years as a result of our efforts. We don't want young people to be enticed with 'cheaper' but just as harmful products because the tax imposed is less.

"Every year, tobacco use related illness and death costs the state \$640 million. Other tobacco products besides cigarettes contribute to this problem, but they are not taxed in the same way. This leads people to use other forms of tobacco as the price of one type of product rises. Such a situation is counter to the objectives of imposing a tax on cigarettes and tobacco products. If we want to discourage tobacco use, tobacco products should be taxed in a way that brings each product to the same taxation level.

"This bill would also close a loophole in the existing law that allows people to buy loose tobacco and roll their own cigarettes to avoid the tax. Currently, people can go to a smoke shop and buy loose tobacco that they can be roll themselves, and bypass the tax on pre-rolled cigarettes while getting essentially the same product. This loophole is unacceptable because it defeats the purpose of the tax.

"This bill is necessary to promote a healthier Hawai'i. Tobacco causes many different, serious health problems. Whether it is in smokeless or cigarette form, it poses a significant risk to the health of our residents. Closing the loose tobacco loophole and bringing taxes on other tobacco products on par with cigarettes, will allow Hawai'i to continue to promote healthier lifestyles.

"I urge all my colleagues to join me in voting for a healthier Hawai'i by passing SB 2422, SD1. Mahalo"

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2552 was adopted and S.B. No. 2422, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO

PRODUCTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2553 (S.B. No. 2121, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2553 was adopted and S.B. No. 2121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (English, Ryan). Noes, 2 (Gabbard, Slom).

Stand. Com. Rep. No. 2554 (S.B. No. 2874, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2554 was adopted and S.B. No. 2874, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AIRPORT REVENUE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1312:

On motion by Senator Dela Cruz, seconded by Senator Solomon and carried, S.B. No. 1312, entitled: "A BILL FOR AN ACT RELATING TO THE LEGACY LAND CONSERVATION COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 2571, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2571, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC RELATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Gabbard, Slom).

S.B. No. 2494, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 2494, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (English, Gabbard, Ihara, Nishihara, Solomon, Taniguchi, Tokuda, Wakai). Noes, 1 (Slom).

S.B. No. 682, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Hee and carried, S.B. No. 682, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 17; Ayes with Reservations (Kim). Noes, 8 (Baker, Chun Oakland, Fukunaga, Green, Ige, Ihara, Slom, Taniguchi).

Stand. Com. Rep. No. 2562 (S.B. No. 2332, S.D. 2):

On motion by Senator Green, seconded by Senator Nishihara and carried, Stand. Com. Rep. No. 2562 was adopted and S.B. No. 2332, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Kouchi, Slom). Noes, none.

Stand. Com. Rep. No. 2563 (S.B. No. 2087, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 2563 be adopted and S.B. No. 2087, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure as follows:

"I oppose the bill as I always do on mandates, when you're forcing health insurers or anybody else to do something. My understanding is that most of the insurers already do this and allow exchange for chemotherapy, whether it's injection or oral. For those that don't, again I believe that a mandate is the wrong way to go. Thank you."

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"The purpose of this bill is to require health care plans that provide coverage for cancer chemotherapy to limit out-of-pocket expenses.

"The cost of chemotherapy treatment can be extremely high. It is estimated that one in five cancer patients uses up all or most of their savings to pay for treatment. This is a troubling statistic when taking into account the already traumatic experience that occurs with the diagnosis and treatment of cancer.

"This bill eases this burden by ensuring that cancer patients can receive the treatment they need at affordable rates. Oral chemotherapy has also proven to help these patients by lessening the commuting burden on them. These treatments can also have high costs. By including generic and non-generic oral chemotherapy treatments in this bill it allows for more treatment options for cancer patients. This inclusion also particularly helps neighbor island patients where the burden of commuting to treatment facilities can be at its greatest. I urge all my colleagues to join me in supporting this important healthcare parity bill. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2563 was adopted and S.B. No. 2087, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Kim, Solomon). Noes, 1 (Slom). Excused, 1 (Kouchi).

Stand. Com. Rep. No. 2565 (S.B. No. 2504, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 2565 be adopted and S.B. No. 2504, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in to speak opposition to the measure as follows:

"You know, we've had a plethora of bills this year, as we have in the last couple of years, about dogs and cats and animals and so forth; and I think that without saying, all of us are opposed to animal cruelty. There has been cruelty; there have been puppy mills, there have been things that need addressing. We have addressed that through legislation and

through enforcement of existing laws. But this bill clearly goes at the heart of a retail business, a business that has a long and distinguished history, and that is pet shops. It has been the declared policy of one of the lobbying organizations to actually not have any businesses selling animals at all, and I think that's a far cry from talking about cruelty. We talked about this in Judiciary where the owners of these establishments, none of whom had ever had any problems or any charges leveled against them, felt that they were being targeted, and indeed I share that opinion. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2565 was adopted and S.B. No. 2504, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF DOGS AND CATS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21; Ayes with Reservations (Chun Oakland, English, Green, Ige, Kidani, Taniguchi, Tokuda). Noes, 3 (Ryan, Slom, Solomon). Excused, 1 (Kouchi).

Stand. Com. Rep. No. 2567 (S.B. No. 2381, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2567 was adopted and S.B. No. 2381, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF LAND AND NATURAL RESOURCES MARITIME FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2569 (S.B. No. 2349, S.D. 1):

On motion by Senator Hee, seconded by Senator Ige and carried, Stand. Com. Rep. No. 2569 was adopted and S.B. No. 2349, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE CONSTITUTION OF THE STATE OF HAWAII RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Taniguchi).

Stand. Com. Rep. No. 2571 (S.B. No. 2825, S.D. 1):

Senator Hee moved that Stand. Com. Rep. No. 2571 be adopted and S.B. No. 2825, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose to speak in opposition to the measure as follows:

"This is one of several bills we'll be voting on today which allows data gathering of information by various agencies. This bill allows demographic information for individuals who have elected to refuse inclusion in the immunization registry. I'm very concerned because of recent hacking, particularly of government records, that we continue to expand the amount of data, even in this case here where people refuse to be part of the registry, and I think that we've got to be more cautious than we are. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2571 was adopted and S.B. No. 2825, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII IMMUNIZATION REGISTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Ryan). Noes, 1 (Slom).

Stand. Com. Rep. No. 2572 (S.B. No. 3039, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2572 was adopted and S.B. No. 3039, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANATOMICAL TRANSPLANTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Solomon, Wakai). Noes, none.

Stand. Com. Rep. No. 2574 (S.B. No. 2386, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 2574 be adopted and S.B. No. 2386, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose to speak in opposition to the measure as follows:

"As I said in committee, my concern with the bill is that again we try to shield certain information and we're always talking about the transparency, but here we're keeping certain information private. It is an honor roll commission, but I think because it has a public purpose that any information that's posted should be available. Thank you."

Senator Galuteria rose to speak in strong support of the measure as follows:

"Mr. President, colleagues, this measure addresses concerns about the disclosure of private information that if left unresolved would have a chilling effect on the registration of qualified Native Hawaiians. It makes verification documents confidential and ensures that the individuals who want to participate can register without fear of disclosure of private information. Therefore, I ask my colleagues to support this measure. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2574 was adopted and S.B. No. 2386, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE NATIVE HAWAIIAN ROLL COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2576 (S.B. No. 2695, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2576 be adopted and S.B. No. 2695, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"The bill would create a livestock feed feasibility pilot study. I would remind colleagues that in the past we have had livestock feed that's been produced successfully in the State of Hawai'i. We've had alfalfa; we've had other crops that were produced here, and we taxed and regulated them out of existence. And now to use taxpayer funds for a pilot program, I think, is a waste of time and money. We know the results. We know we can do it. It really is our business and tax policies that limit us here. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2576 was adopted and S.B. No. 2695, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK FEED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2578 (S.B. No. 2427, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2578 was adopted and S.B. No. 2427, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2580 (S.B. No. 2763, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2580 be adopted and S.B. No. 2763, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"I'm rising in opposition to this bill primarily because of all the fees and the amount of fees that occur in this bill. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2580 was adopted and S.B. No. 2763, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2588 (S.B. No. 3006, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2588 was adopted and S.B. No. 3006, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TIRES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Dela Cruz, Espero, Kim, Wakai). Noes, none.

Stand. Com. Rep. No. 2589 (S.B. No. 2060, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2589 was adopted and S.B. No. 2060, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ACCUSED TO TRANSPORT WITNESS OR WITNESSES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22; Ayes with Reservations (Kim, Nishihara, Tokuda). Noes, 3 (Kidani, Ryan, Slom).

Stand. Com. Rep. No. 2590 (S.B. No. 2323, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2590 was adopted and S.B. No. 2323, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2593 (S.B. No. 2245, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2593 be adopted and S.B. No. 2245, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"This bill includes a new special fund."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2593 was adopted and S.B. No. 2245, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim, Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2598 (S.B. No. 490, S.D. 3):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2598 was adopted and S.B. No. 490, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2600 (S.B. No. 3048, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2600 be adopted and S.B. No. 3048, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Kim rose to speak in support of the measure as follows:

"Mr. President, Senate Bill 3048 would grant a general excise tax exemption for hotel and resort construction and renovation, provided the work is completed by June 30, 2017. It also grants a refundable tax credit for employers who hire new workers for these hotels.

"Our hotels and resorts must undergo continuous change to stay competitive in a global tourism marketplace. Without refreshing what we offer to new and repeat visitors, we will be unable to distinguish ourselves as a unique travel destination.

"New or renovated hotels will not show a return for a number of years following the completion of construction. Given the costs of construction, government is in an excellent position to provide incentives that will stimulate investment and the revitalization of our aging hotel infrastructure.

"The bill contains a \$50 million threshold, so these tax credits are for serious projects that will generate hundreds, if not thousands, of new jobs. We believe this will be sufficient to encourage prospective projects to break ground soon and to attract potential investment in our tourism infrastructure.

"For these reasons, I urge the member of the Senate to vote in favor of S.B. 3048. Mahalo."

Senator Hee rose to speak in opposition to the measure as follows:

"No one would argue the role that the tourist industry plays in our economy, and that really isn't my opposition to this measure. It really is that of all the industries that do not need a tax exemption, this is it. The fact of the matter is the hotel industry ranks number two behind New York, in terms of occupancy. It ranks number four behind New York, San Francisco, and Washington, D.C., in terms of its revenues. The hotel industry has been a great beneficiary of the generosity of the people of Hawai'i, so much to the extent that over the years and decades that the industry has evolved; the industry has turned into a Wall Street investment house as opposed to the kama'āina locally-owned hotels that once took its place.

"The revenues demonstrate that if any private sector can go it alone, the hotel industry is one that should go it alone. The point of the fact is that there's also legislation being contemplated by this body to increase the Hawai'i Tourism Authority from \$69 to \$71 million. You know, this is a private

sector business that, quite frankly, whenever the Local 5 or IUW have come in for collective bargaining increases have consistently been denied. If any tax increase or tax breaks need to be provided, they should be provided to the local labor force. For those reasons, I shall vote 'no'. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2600 was adopted and S.B. No. 3048, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AND TOURISM STIMULUS INITIATIVES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Hee).

Stand. Com. Rep. No. 2603 (S.B. No. 2110, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2603 be adopted and S.B. No. 2110, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"I rise in opposition again because this bill, while it has many laudable features, creates a new special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2603 was adopted and S.B. No. 2110, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S MOVING IMAGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2604 (S.B. No. 2233, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2604 was adopted and S.B. No. 2233, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2606 (S.B. No. 2239, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2606 be adopted and S.B. No. 2239, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"I rise in opposition to the bill because of the special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2606 was adopted and S.B. No. 2239, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2609 (S.B. No. 2990, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2609 was adopted and S.B. No. 2990, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ALOHA STADIUM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 20; Ayes with Reservations (Baker, Dela Cruz, Espero, Green, Ihara, Nishihara, Wakai). Noes, 5 (Chun Oakland, Kim, Slom, Solomon, Taniguchi).

Stand. Com. Rep. No. 2612 (S.B. No. 2545, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2612 be adopted and S.B. No. 2545, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Kim 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. 2612 was adopted and S.B. No. 2545, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim, Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2619 (S.B. No. 2106, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 2619 be adopted and S.B. No. 2106, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure as follows:

"Again, I oppose the bill because it is a mandated coverage. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2619 was adopted and S.B. No. 2106, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2620 (S.B. No. 2798, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2620 was adopted and S.B. No. 2798, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURER REQUIREMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2623 (S.B. No. 2762, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2623 be adopted and S.B. No. 2762, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"We've dealt with money transmitters every year for the last several years and we don't seem to have problems, but we do seem to find a way to tax, license, and now more fees for the bill. So, I think that again we have the situation of overkill here. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2623 was adopted and S.B. No. 2762, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2628 (S.B. No. 2399, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2628 be adopted and S.B. No. 2399, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"I know that art is in the eye of the beholder, but we have so much effort here to deal with graffiti, and now we want to euphemistically refer to a lot of this as 'urban art' and create a pilot program. I don't think this is necessary. Thank you."

Senator Espero rose to speak in support of the measure as follows:

"Yes, urban art is probably in the eye of the beholder, and we know that graffiti is a problem throughout our towns, throughout our state. This is an attempt to deal with the youth and try to redirect them and refocus their energies into some state efforts that can help them to use their talents in a more creative way that is appealing to all of us. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2628 was adopted and S.B. No. 2399, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO URBAN ART," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2629 (S.B. No. 2655, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2629 was adopted and S.B. No. 2655, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2630 (S.B. No. 2226, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2630 be adopted and S.B. No. 2226, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"This is the annual debate between the Chair of the EDT and myself—streamlined tax. There is a disagreement as to whether or not this is simply just to enforce our tax laws. My belief is no, it's to tax internet sales because internet sales have become so popular and the last refuge of the consumer trying to save money for himself or herself. It is an odious bill. We saw the reaction from Amazon and others in years past, and we see it nationally as well. It's a bad bill. It has to do with tax. It is another assault on our consumers and taxpayers. Thank you."

At 10:43 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:50 a.m.

Senator Fukunaga rose to speak in support of the measure as follows:

"Members, we have distributed a very timely article that has come out today through your NCSL emails, 'Tapping into Online', which talks about how states have a \$23 billion sales tax loophole and Congress is considering a bill to close it. For all of the years that we have been debating this issue, I think it's been really unchallengeable, the fact that the state's use tax

law has not been enforceable for all of these years. This measure, Senate Bill 2226, is simply a means of allowing the State of Hawai'i to collect the use taxes that are due and owing to the State of Hawai'i. I believe this document thoroughly refutes the prior speaker's comments. So, I would urge all of my colleagues to vote in support of this measure."

Senator Slom rose in rebuttal and said:

"Freedom of speech is wonderful because anybody can say anything, and the fact that this has not been challenged—of course it's been challenged! Every year we go through this; we challenge it, we challenge each other. The simple fact of the matter is no state has the authority to do what the proponents of this bill would like to do, and that's why they're trying to get the federal government, the Congress, to do this for them, but it's not going to happen. It's not happening now. We find so many loopholes within our own state and so many examples of waste and corruption and loss of funds. In fact, this very Senate will hold its investigation committee in 48 hours, and many of us can hardly wait until that committee is convened on the overpayment and non-reimbursement of salary funds in the millions of dollars.

"So, before we attack consumers, which is what this bill does, we should stick to our knitting and collect our own funds and not overpay, or waste, or abuse. And that, Mr. President, is my rebuttal. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2630 was adopted and S.B. No. 2226, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2636 (S.B. No. 2528, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2636 was adopted and S.B. No. 2528, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2637 (S.B. No. 2534, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2637 be adopted and S.B. No. 2534, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Again, many good features of the bill, but it creates yet another—are we keeping count?—another special fund."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2637 was adopted and S.B. No. 2534, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2639 (S.B. No. 2666, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2639 was adopted and S.B. No. 2666, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2640 (S.B. No. 2822, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2640 be adopted and S.B. No. 2822, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Originally, this bill was going to establish a tax and a fee on electronic device recycling. The bill was scaled back so that there's only a task force now, but the intent of the task force is clear: to come back next year with, again, a bill to add a tax and fees for electronic instrument recycling. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2640 was adopted and S.B. No. 2822, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2641 (S.B. No. 2936, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2641 was adopted and S.B. No. 2936, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE PROGRAMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2644 (S.B. No. 2466, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2644 be adopted and S.B. No. 2466, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Again a new state special fund."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2644 was adopted and S.B. No. 2466, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2649 (S.B. No. 2595, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2649 was adopted and S.B. No. 2595, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY INTERVENTION SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2655 (S.B. No. 2581, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2655 be adopted and S.B. No. 2581, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Again, good bill; new state special fund."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2655 was adopted and S.B. No. 2581, S.D. 2, entitled:

“A BILL FOR AN ACT RELATING TO AN AUTOMATED VICTIM NOTIFICATION SYSTEM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2656 (S.B. No. 2776, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2656 be adopted and S.B. No. 2776, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

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. 2656 was adopted and S.B. No. 2776, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 2659 (S.B. No. 2208, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2659 be adopted and S.B. No. 2208, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“The new spay and neuter special fund.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2659 was adopted and S.B. No. 2208, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ANIMALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim, Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2661 (S.B. No. 2967, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2661 was adopted and S.B. No. 2967, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2662 (S.B. No. 2220, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2662 be adopted and S.B. No. 2220, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“Again, one of my favorite bills because it’s gone on for so long: boiler and safety. It’s a union issue. It has nothing to do with safety, and it does create a new special fund. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2662 was adopted and S.B. No. 2220, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE BOILER AND ELEVATOR SAFETY LAW,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2663 (S.B. No. 2213, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2663 be adopted and S.B. No. 2213, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“We had a very interesting discussion about this bill in Ways and Means, and everyone seems to know how difficult it is to discharge a poor employee. The overwhelming number of our government employees are good, sound, hardworking employees, but there are always those who do not meet the letter of a work ethic or even what they’re supposed to do, thus creating poor morale around them. When an employee is finally—finally—discharged, what this law says is that they have to be given another job within state government, within another part of the department or division. It’s absolutely ludicrous. DHRD testified that that really already is the procedure, but they want to make sure that they formalize it. I don’t think we should formalize it. If you have a bad employee or poor employee, you get rid of that employee. You don’t take that poor morale to some other department or division and actually reward them by doing that. Thank you.”

Senator Espero rose to speak in support of the measure with reservations as follows:

“I’ll be voting with reservations. My only concern with this measure is that I believe there should be some limit on the number of times an individual can be transferred. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2663 was adopted and S.B. No. 2213, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CIVIL SERVICE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Dela Cruz, Espero, Ihara, Kidani, Kim, Nishihara, Ryan, Solomon, Wakai). Noes, 1 (Slom).

Stand. Com. Rep. No. 2664 (S.B. No. 2749, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2664 was adopted and S.B. No. 2749, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMPLOYEES’ RETIREMENT SYSTEM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2666 (S.B. No. 3030, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2666 was adopted and S.B. No. 3030, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE AUDITOR,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2667 (S.B. No. 2790, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2667 be adopted and S.B. No. 2790, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“Again, in Ways and Means we had a very interesting discussion on this bill. And the bill basically says that appropriations can go forward from this department even

though there's no cost estimates or projections for the project. It was testified to that they haven't really done this before and that the number of projects and the amounts would be small. Well, if that's true, then we should know that. It's only good business practice and it should be good government practice that we know the costs before we make blanket and blank appropriations. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2667 was adopted and S.B. No. 2790, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Espero, Ryan, Wakai). Noes, 1 (Slom).

Stand. Com. Rep. No. 2668 (S.B. No. 3016, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2668 was adopted and S.B. No. 3016, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2669 (S.B. No. 2506, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2669 be adopted and S.B. No. 2506, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"I realize that this bill affecting driver's licenses arises out of the federal REAL Act. All last week, we saw tremendous lines at all of the DMV and satellite city hall locations—people trying to get in their driver's license renewals or new licenses before a lot of these things go into effect. I am opposed to this. I think we should have spoken up earlier about this particular legislation; and this specific bill will add a special fund, will add new fees, and will also result in more of an invasion of privacy. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2669 was adopted and S.B. No. 2506, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL IDENTIFICATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2670 (S.B. No. 2946, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2670 be adopted and S.B. No. 2946, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Several years ago, we raised the rental motor vehicle surcharge tax to \$7.50 per day, and at that time it was called a temporary tax; and now we're extending the temporary tax. We always extend temporary anything and make it permanent. Again, it adds to the cost to consumers; 33 percent of rental cars are by local Hawai'i residents. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2670 was adopted and S.B. No. 2946, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2672 (S.B. No. 3010, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2672 be adopted and S.B. No. 3010, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"As chair of the Commerce and Consumer Protection Committee I don't normally support taking shortcuts or bypassing the normal rules that protect our citizens. However, there are times such as this when the situation has the potential to develop into a life threatening situation unless we act swiftly and in a responsible manner to repair a number of bridges across our islands that might otherwise collapse if we do not take action.

"The Department of Transportation has made it clear that bridge maintenance is a growing problem in our state. It is imperative that the Legislature makes it a priority to repair, restore, and improve the bridges across the islands.

"To have 256 bridges labeled functionally obsolete and including 39 that are structurally deficient is a safety hazard. It would be negligent for the legislature to slow down these construction projects for the bridge rehabilitation and replacement program.

"SB 3010 asks for temporary exemptions. These exemptions would help to expedite the specific projects that are shovel ready and help to propel them into construction before they become even more outdated. I am convinced that in the case of these safety risks these exemptions are necessary. The safety and reliability of these bridges are at imminent risk and warrant exceptional treatment.

"One of the bridges mentioned in this bill, and in great need of repair is the Honolua bridge in a rural part of West Maui north of Kapalua. While recognizing the need for repair some members of the community I have spoken with have expressed concerns about ensuring that these repairs rehabilitate bridges that keep the sense of place and fit in with the rural nature of the two or one lane roads they service. Fortunately there has been open communication with the Department of Transportation and there is a clear commitment to keep the character of our historical bridges intact. I believe that the department and the communities have the same goal in mind—to rehabilitate much needed bridges. On Maui, the Department of Transportation's District Office does in fact intend to keep the community involved and be a part of the project to insure that their concerns are addressed.

"The recent rains that have saturated our islands are a real reminder about how many of our communities are dependent on their bridges being safe and dependable. I urge all my colleagues to join me to support this measure. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2672 was adopted and S.B. No. 3010, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ihara).

Stand. Com. Rep. No. 2675 (S.B. No. 2341, S.D. 2):

On motion by Senator Kim, seconded by Senator Kouchi and carried, Stand. Com. Rep. No. 2675 was adopted and S.B.

No. 2341, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Ihara).

Stand. Com. Rep. No. 2677 (S.B. No. 2398, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 2677 was adopted and S.B. No. 2398, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2679 (S.B. No. 2981, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 2679 be adopted and S.B. No. 2981, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure as follows:

"I think that there are several problems with this bill, not the least of which is there is a constitutional issue which involves the breaking and violation of contracts. But my biggest problem is that again, it's going to result in higher costs for electric utility consumers in the state."

Senator Baker rose to speak in support of the measure as follows:

"Just to comment on the minority leader's notion about breaking contracts: This bill was amended and took care of that language, so it does not cause us to be in violation of the contracts clause of the Constitution. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2679 was adopted and S.B. No. 2981, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2681 (S.B. No. 2793, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 2681 be adopted and S.B. No. 2793, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Hee rose to speak in support of the measure with reservations as follows:

"Quite frankly, but for Senator Sakamoto this bill would have died in the Judiciary Committee, and he should be given the credit for our evaluation of this bill. I personally believe—and I've shared this with some of you, including Senator Sakamoto, my strong reservations about this bill, because it, first of all, can be done by promulgation of rules already authorized within the Department of Hawaiian Home Lands. Asking the Legislature to do what they already can do is problematic. The fact that it may take them longer to do it is symptomatic of their procedures.

"In essence it's my view, respectfully, that Department of Hawaiian Home Lands is asking us to do what they choose not to do, and that is to circumvent the waiting list to allow someone like me, who has been on the list for over 20 years, and allow me some priority if the director of the Department of Hawaiian Home Lands, with the unanimous concurrence of its

commissioners, sees fit. Were that to be the case, and any one of you were also on the list for 20 or more years, how would you feel? How would the over 20,000 other beneficiaries on the waitlist feel? This is the problematic nature of this bill.

"Senator Sakamoto believes that they can deal with this, and fair enough. He's been here a long time and he knows the job in front of him, but I believe that any time the Legislature preempts what the department is authorized to do—or, in this case, pits a Hawaiian against another Hawaiian—we are asking for trouble. Thank you."

Senator Slom requested his vote be cast "aye, with reservations," and the Chair so ordered.

Senator Ryan rose to speak in support of the measure with reservations as follows:

"I'd like to thank my colleague Senator Hee for his comments. One of the concerns I had with this bill is, ironically, that we should already be serving those Hawaiians who have been on the waitlist for more than 20 years. It's ironic that we're addressing this issue because those who have been on the list longest should have been served already. And I agree with Senator Hee, my colleague from Kahalu'u, that we are doing what the Hawaiian Homes Commission should be doing. They are giving us the responsibility and having us become the bad guys by enacting it. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2681 was adopted and S.B. No. 2793, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Baker, Espero, Fukunaga, Gabbard, Hee, Ige, Ihara, Kim, Nishihara, Ryan, Slom, Taniguchi, Tokuda). Noes, none.

Stand. Com. Rep. No. 2684 (S.B. No. 2202, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 2684 was adopted and S.B. No. 2202, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2686 (S.B. No. 2321, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 2686 be adopted and S.B. No. 2321, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose to speak in opposition to the measure as follows:

"This is a resurrection of a bill we had years ago when it was an attempt to have a long-term care mandatory tax. This creates a task force, but the intent of the bill and the task force is to implement a mandatory long-term care tax. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2686 was adopted and S.B. No. 2321, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2687 (S.B. No. 2089, S.D. 1):

Senator Baker moved that Stand. Com. Rep. No. 2687 be adopted and S.B. No. 2089, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose to speak in opposition to the measure as follows:

“I think my colleagues and I have received reams of opposition testimony from people protesting this bill. This bill would force nonresident owners of property to hire a resident property manager. It’s one thing to be able to be transparent, to be able to get in touch with owners. It’s another thing, though, to put them through additional costs. This bill is clearly unconstitutional—the US constitution—for what it requires and how it discriminates between residents and nonresidents. It’s a bad bill. It’s a bad idea, and we should hold this bill. Thank you.”

Senator Baker rose to speak in strong support of the measure as follows:

“During the legislative session, we are often called upon to make judgments about both enforcement and how laws affect the consumers and industries in this state. Unfortunately, this is one of those measures. The bill seeks to assist the Department of Taxation enforce the laws that are already on our books with regard to payment of general excise tax and transient accommodations tax. It also is a way to help protect our consumers who may be unwittingly renting a condominium that is not collecting the appropriate taxes. For those members of the public who have properties for rent in our state who may not be living on the island where the property is located, whether the owner is a resident of Hawai’i or not, we simply say that you need to provide a local contact so in cases of emergencies or problems with the unit there’s somebody who can handle such situations, and our unwitting visitors may not be inconvenienced or harmed in any way.

“The measure also provides a safety valve for those folks who do pay their taxes. They can get a tax clearance, file the appropriate forms, and not have to be ‘burdened.’ This is really a matter of consumer protection as well as enforcement of our tax laws. Once again, I think the Attorney General has given us appropriate language to make sure that this is applied evenly across the board. I don’t believe that it is in violation of the Constitution, although the original bill apparently had some concerns. But in working with both Department of Taxation and Department of the Attorney General, those measures have been fixed.

“The other item that I think is important to note: that this measure continues to be a work in progress. It does have a defective date, but I think it clearly addresses a matter that both the Tourism Chair and others of us who live in heavily trafficked vacation rental communities see are taking place and are asking help to address. The County of Maui, as a for instance, notes that there are between 1,100 and 1,400 illegal rentals, and legislation they’re considering would require each vacation rental to have a local contact to be responsible for the rental. I’ve had a number of folks who actually live in the district, but don’t own property there, tell me about the scurrilous practices that are happening when people just go on to a website and rent a unit without really paying much regard to the impact of the surrounding neighbors, or the impact on the visitors who might show up at a unit that’s in less than stellar condition, or is attempting to drive the prices down so none of the folks in the area can get their properties rented at an appropriate level.

“I think this measure has a lot of good features in it and I urge my colleagues to vote in favor of the measure. Thank you.”

Senator Kouchi rose to speak in support of the measure as follows:

“I’ll just briefly note that when we had the Koloko Dam breach and the road was impassable, a lot of the vacation rentals are located on the north shore of Kaua’i and those guests didn’t know where to turn, didn’t know how to seek help to try and arrange to get off of the island when they could not get to the airport. And so, as we witnessed with the continuous heavy rain that the state is experiencing now, and in particular Kaua’i, there’s been a mudslide and parts of Lumahai Road are closed. The Hanalei Bridge has been closed for several days now. There are two culvert failures, erosion and road repairs on Kuhio Highway, and the bypass road in Kapa’a is currently impassable. There have been downed trees that have not allowed traffic to get in from the west side where we also have vacation rentals. Whether this bill gets all the way to the end and becomes a law does not negate the fact that I think it is important to facilitate conversation of this important issue. The discussion of the issues that the CPN Chair has raised is important, but it is also important in getting better communication for our guests who we have invited here, to get them relevant information in time of emergencies and disasters because—at least for the island of Kaua’i, where vacation rentals are located primarily along the oceanfront and in the tsunami zone—a lot of the roads are impacted when we are hit with bad weather. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2687 was adopted and S.B. No. 2089, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Espero, Gabbard, Nishihara, Ryan). Noes, 1 (Slom).

Stand. Com. Rep. No. 2688 (S.B. No. 2111, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2688 be adopted and S.B. No. 2111, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“Again, it’s a new special fund for digital media. Thank you.”

Senator Fukunaga rose in rebuttal and said:

“This measure renames an existing special fund for all of the reasons that were discussed previously. I urge members to vote in support of this measure.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2688 was adopted and S.B. No. 2111, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FILM AND DIGITAL MEDIA INDUSTRY DEVELOPMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2689 (S.B. No. 2253):

Senator Ige moved that Stand. Com. Rep. No. 2689 be adopted and S.B. No. 2253, having been read throughout, pass Third Reading, seconded by Senator Kidani.

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. 2689 was adopted and S.B. No. 2253, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 2691 (S.B. No. 2070, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2691 be adopted and S.B. No. 2070, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Kim rose to speak in opposition to the measure as follows:

"Mr. President, this bill will allow the waiver of residency requirements for state and county department heads, deputies, or assistants to a department head when the appointed officer is required to have highly specialized or scientific knowledge or training. My concerns about this, Mr. President, is that we have a lot of good people here. We have a lot of local people who have these qualifications, and too many times we're too quick to run off to the mainland and seek people and then bring them back here; and often times we hire people that may have lost the job on the mainland, may have had problems on the mainland, and they come here and we find that they don't work out. I can think of a university president and a number of other people that we've gone out and got, and I really think that our local people should be given that opportunity because they can screw up just as well as people from the mainland. And so, I will be voting 'no' on this measure. Thank you."

Senator Hee rose to speak in support of the measure as follows:

"With an introduction like the previous speaker, who could resist the opportunity to respond? This doesn't compel; it allows for flexibility. So, there are some occasions where it may be in the interest of the public to have people who may not have been considered to be considered for an appointed position, or to be hired by government. I couldn't agree more with the previous speaker in pointing out the failures of some who properly earned the opportunity to fail, but this does not compel or provide for this to occur. It allows the government to be a little bit more flexible and discretionary, and really that's all that is. Thank you."

Senator Kim rose in rebuttal and said:

"It just makes the opportunity, gives more opportunity for us to do that against our own people and our own residents; and I think that we can see that we can bring in people, we have brought in people, so I don't believe we need this."

Senator Hee rose in rebuttal and said:

"I couldn't agree more with the previous speaker. Time will tell whether the new executive director of HART, for example, will be a failure on his own accord. I'm happy to make the previous speaker's case but it does allow for that discretion to occur. I respectfully would suggest that the universal body of knowledge may not always reside within the shores of these fair islands. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2691 was adopted and S.B. No. 2070, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENCY OF APPOINTIVE OFFICERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Espero, Taniguchi). Noes, 2 (Kidani, Kim).

Stand. Com. Rep. No. 2696 (S.B. No. 2092, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2696 be adopted and S.B. No. 2092, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"What the bill would do is to take the waitlist for people waiting to get on Medicaid and allow them to get payments. And then the question, of course, is suppose later on they find they didn't qualify? Well, the bill does address that; it's true. It says that if they're found later on not to qualify that they will be disenrolled at that point, but DHS would be required to pay back the provider, and the estimated cost of that is \$2 million. I think we could avoid all of this and keep the system fair to everyone; if somebody is waiting, then they wait until they're certified until they collect any benefits. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2696 was adopted and S.B. No. 2092, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim). Noes, 1 (Slom).

Stand. Com. Rep. No. 2698 (S.B. No. 2095, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2698 be adopted and S.B. No. 2095, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"We're doing two things in this bill: We're raising the income limits from 130 percent to 200 percent of the federal poverty level, and we're saying that the intent is to put more people on food stamps. Now, we already have a fiscal problem. We already have a problem with welfare. We already have a problem of more people being dependent on government, which means on other taxpayers, than those that are working and paying taxes themselves. So, I don't think our intent should be to increase the rolls of those in subsistence. The goal and the intent should be to lower taxes to improve the business climate, to help employers provide new jobs and get people off the welfare rolls. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2698 was adopted and S.B. No. 2095, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SUPPLEMENTAL NUTRITION ASSISTANCE PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2709 (S.B. No. 2429, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 2709 be adopted and S.B. No. 2429, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"I rise in support of SB2429 SD2 that will implement the recommendations of the legislatively established Mortgage Foreclosure Task Force. This Task Force has spent the last two years working to address the complex issues in Hawaii's mortgage foreclosure law. The Task Force's first report

resulted in Act 48, which reformed the foreclosure process and provided greater consumer protection. The Task Force's second report is the focus of this measure.

"The recommendations made in the second report and included in SB2429 are the product of consensus among the various stakeholder representatives on the Task Force. Their hard work has resulted in a bill that will strengthen Act 48 by providing clarity and certainty to lenders, borrowers, and associations while preserving important consumer protections.

"This bill makes significant and necessary changes to the mortgage foreclosure law to better effectuate the intent of Act 48. First, the measure creates a single non-judicial foreclosure process by repealing the Part I process. The remaining Part II non-judicial foreclosure process was amended under Act 48 and by this measure, making it fair, comprehensive, and effective. There is no need for two separate, but overlapping non-judicial foreclosure processes.

"This bill also makes permanent the mortgage foreclosure dispute resolution program and makes amendments that clarify the process and encourage the parties to take part in this program. Making these changes is necessary because mortgagees have been hesitant to engage in the dispute resolution program.

"The Task Force spent a great amount of effort to create more manageable solutions to the issues facing condominium and planned community associations. Those recommendations are included in this bill and provide a better framework for resolving their lien collection 'foreclosure' issues. Representatives of those associations provided valuable input on these provisions.

"The costs associated with the newspaper publication requirements have been soaring. Average advertising costs for judicial foreclosures are now \$2,000 but were only \$800 in 2008. Non-judicial publication costs are estimated to be \$4,300 per foreclosure. The changes made in this bill will alleviate these cost pressures and benefit consumers, who bear the expense as the costs are passed on by the lenders.

"SB2429 is the culmination of many hours of work by the Task Force members. It includes input from stakeholders that cover the spectrum of interested parties. Hawai'i homeowners need this bill to refine the mortgage foreclosure law so that it works better for all of the parties that it affects. This bill provides clarity on key points for the lenders and associations, but it maintains the consumer protection we have sought to provide in our foreclosure law.

"For these reasons, I ask my colleagues to join me in voting in favor of SB 2429, SD2. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2709 was adopted and S.B. No. 2429, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kidani). Noes, 1 (Slom).

Stand. Com. Rep. No. 2713 (S.B. No. 2212, S.D. 1):

Senator Hee moved that Stand. Com. Rep. No. 2713 be adopted and S.B. No. 2212, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose to speak in opposition to the measure as follows:

"The bill would basically supersede the Congressional Act of 1920, the Hawaiian Homes Act, and say that we can do in these areas what we wish without congressional approval. I

don't think that'll stand constitutional muster or congressional muster as well. If we want to change the law, then we have to change it in Congress; and it's interesting that our congressional delegation, which seems to be all of one party, for all of these years has done nothing to do that. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2713 was adopted and S.B. No. 2212, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2714 (S.B. No. 2339, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2714 was adopted and S.B. No. 2339, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Kidani, Kim).

Stand. Com. Rep. No. 2715 (S.B. No. 2511, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2715 be adopted and S.B. No. 2511, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"This is another attempt to ban plastic bags or to charge a fee for plastic or paper bags, while at the same time encouraging the City and County of Honolulu to join the other neighbor counties in banning plastic bags altogether. We've seen an interesting history in this movement over the last several years. It was those people who first supported plastic bags that got rid of our paper bags; they said that plastic bags were superior. Then after we did that, then they said that plastic bags are bad for the environment and they wanted to get rid of them and/or tax them.

"This is a tax that will go into effect for each single-use bag. Those of us who use plastic bags, and even paper bags, know that there are many uses for these bags. Again, any time you have a ban or a prohibition on something, one size, in fact, does not meet all. It does, however, diminish consumer choices. That's what we're doing here. It was pointed out to me that a business organization did support this bill, and that was because they got a percentage of the cut for first year only. After that, we will see that the fee not only will remain, but also will increase. But my biggest concern is the fact that again, government continues to micromanage and take away choices from consumers, and also to make bigger a problem than actually exists. Thank you."

Senator Gabbard rose to speak in support of the measure as follows:

"Colleagues, this past Friday night I saw many of you at the Art at the Capitol event, the great event that was sponsored by the Senator from Mānoa. I was visited in my office by some of the advocates of this bill. One of them was Diana Selnor; she's in Troop 44, Girl Scouts from Kaimuki, and she gave me this lei. Another visitor I had was Kainoa Keali'i from Pearl City Highlands Intermediate, and he had me sit down actually at my desk and he crowned me 'king of the plastic bags'.

"My history with plastic bags goes back to Ko 'Olina, actually, when I served on the city council. I had a community meeting one night, and usually during the week on night meetings not too many people show up. I walked into Kapolei

Hale and there were at least 30 people that were sitting around the table, to my surprise. One of the leaders of the group turned on a DVD—and all these folks were from Ko ‘Olina, the community of Ko ‘Olina—and on the DVD, Bruddah Iz was singing in the background, ‘Somewhere over the rainbow...’. And what you saw were plastic bags floating in the wind coming off of the Waimānalo Gulch landfill, into these peoples’ homes, and out into the ocean. And it was at that time when the seed was planted in my mind and my heart that we’ve got to do something about all of these plastic bags.

“Colleagues, this measure, it requires a 10 cent fee on every plastic and paper shopping bag given out by retailers. The fact is, we go through 400 million plastic bags every single year in Hawai‘i, and 20 million paper bags. If this measure becomes law, we would become the first state in the nation to charge a fee for these bags. And as you know, the country looks to Hawai‘i as a standard bearer, the role model to follow on issues involving environment and energy. We were the first state in the US to mandate solar water heaters. We have the second highest amount of PV on roofs in the country per capita. I got an e-mail the other day from a doctor who lives here six months of the year—she’s from Ohio—and she said she saw the article about plastic bags and paper. She said, ‘We’ve been trying to do this in Ohio for years; we never even thought of the concept of charging a fee.’ Not a tax, but charging a fee on plastic bags.

“So imagine this colleagues, that 25 years from now you’re sitting on the lānai with your mo‘opuna or your keiki. You’re looking out at the ocean and you’re not seeing any plastic bags blowing in the wind, and you smile and maybe even brag a little bit that you helped keep Hawai‘i nei clean. This is a great way to clean up litter and protect our marine life. Neighbor island counties have already taken a big step forward by banning plastic bags. This bill would not preempt any county bans, existing or in the future. What we’re trying to do here is to take it one step further by putting a fee on paper bags that are expensive to manufacture and costly to transport. The intent is to encourage people to bring their own reusable bags. It’s very rare that you have retailers like Safeway and Times, the retail merchants of Hawai‘i, and the environmentalists in alignment as they are in support of this measure. And as an added plus, the bill would dedicate funding to DLNR to help with the Governor’s watershed restoration program.

“Again, I shall repeat for the Senator from east Honolulu that this is a fee, not a tax. Anyone can avoid paying the fee by bringing their own reusable bag.

“Now colleagues, I know you have some reservations on this bill, but I encourage you to please join me in supporting this important measure. Mahalo.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2715 was adopted and S.B. No. 2511, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (English, Espero, Kidani, Tokuda, Wakai). Noes, 2 (Kim, Slom).

Stand. Com. Rep. No. 2716 (S.B. No. 2512, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2716 was adopted and S.B. No. 2512, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SUSTAINABILITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2717 (S.B. No. 2166, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2717 was adopted and S.B. No. 2166, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MEDICAID,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2719 (S.B. No. 2179, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2719 was adopted and S.B. No. 2179, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE FEDERAL EARNED INCOME TAX CREDIT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2720 (S.B. No. 2579, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2720 be adopted and S.B. No. 2579, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in to speak opposition to the measure as follows:

“Again, I support nearly all of the bill, but the bill does create a new special fund. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2720 was adopted and S.B. No. 2579, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MINORS,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2721 (S.B. No. 2589, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2721 was adopted and S.B. No. 2589, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO FOSTER YOUTH,” passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Kidani, Kim).

Stand. Com. Rep. No. 2725 (S.B. No. 2214, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2725 was adopted and S.B. No. 2214, 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, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2730 (S.B. No. 2447):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2730 was adopted and S.B. No. 2447, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara). Noes, none.

Stand. Com. Rep. No. 2731 (S.B. No. 2378, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2731 was adopted and S.B. No. 2378, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LEGACY LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2732 (S.B. No. 2692, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2732 was adopted and S.B. No. 2692, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2734 (S.B. No. 2412, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2734 was adopted and S.B. No. 2412, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Nishihara, Taniguchi). Noes, none.

Stand. Com. Rep. No. 2736 (S.B. No. 2752, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2736 be adopted and S.B. No. 2752, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Kahele rose to speak in support of the measure as follows:

"As more and more large-scale, renewable energy projects are put into service, first and foremost in my mind is geothermal. The imputed debt associated with such projects will increase, working the grid against the state's renewable energy goals and the financial health of Hawai'i's electric utilities. By providing explicit assurance in state law that electric utilities enter into a long-term power purchase agreements for electricity from renewable energy projects may recover costs associated with such projects, subject to the PUC's approval. I ask my colleagues to support this measure. Thank you."

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker's remarks read as follows:

"I rise in support of SB2752, SD1.

"The purpose of this bill is to lower the electric utility's imputed debt by statutorily allowing them to recover costs associated with long-term power purchase agreements, subject to the approval of the PUC.

"As an increasing amount of renewable energy resources come on to our grids, it is important that the State ensure the financial viability of these projects. By providing assurances that the electric utility can recover their costs and avoid imputed debt, it will help the utility's credit rating and lower capital costs. Imputed debt can greatly affect utility's ability to enter into new power purchase agreements, increase the cost of capital and ultimately increase the cost of electricity to the consumer. This can lead to less renewable resources connecting to the grids as well as higher rates paid by the consumer. The assurances in this bill would encourage the electric utility to enter into new agreements, which will help the State as we attempt to meet our energy goals.

"For further clarification, I would like to submit for the record a fact sheet developed by the PUC that explains in greater detail why this bill is necessary for the State's changing

energy needs. Mahalo to my colleagues for their support of this measure."

The Chair having so ordered, the PUC fact sheet is identified as "**ATTACHMENT A**" to the Journal of this day.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2736 was adopted and S.B. No. 2752, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2737 (S.B. No. 2760, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2737 be adopted and S.B. No. 2760, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"As we had discussion in the hearing, there would be new fees, there would be added fees, and they would be quite substantial to escrow companies, but only consumers will pay the fees. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2737 was adopted and S.B. No. 2760, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2738 (S.B. No. 2761, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2738 be adopted and S.B. No. 2761, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Likewise, this bill adds additional and substantial fee increases to financial institutions. And it's ironic at a time that consumers are complaining nationwide because banks and other financial institutions continue to raise fees, have hidden fees, have other costs to them, that it is government at the federal level and the state level that continues to put on regulations and fees which, ultimately, we all know and as admitted by the institutions themselves, will be passed along and borne by consumers. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2738 was adopted and S.B. No. 2761, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Chun Oakland). Noes, 1 (Slom).

Stand. Com. Rep. No. 2739 (S.B. No. 2764, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2739 was adopted and S.B. No. 2764, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2743 (S.B. No. 2787, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2743 be adopted and S.B. No. 2787, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“I have been admonishing consumers and my colleagues for years now to look at their electric bill. Their electric bill continues to have more and more surcharges and charges unrelated to the use of the product itself, namely electricity. And what we’re doing in this bill is adding to the consumer costs and to the burden of Hawai‘i’s families.”

Senator Kahele rose to speak in support of the measure as follows:

“What this does is it would enforce the reliability standards for the public utilities here in Hawai‘i. It would also establish the authority of the PUC to develop, adopt, and enforce electric reliability standards and interconnection requirements. So, I ask my colleagues for your support. Thank you very much.”

Senator Baker requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, I rise in support of SB2787, SD2. This bill will give the PUC the authority to develop and enforce electric reliability standards and interconnection requirements. It also gives the PUC the authority to contract with an organization to monitor and enforce these requirements as the Hawaii Electricity Reliability Administrator.

“Hawaii has ambitious goals for developing our renewable energy portfolio. This has led to a growing amount of renewable energy resources connecting to the grid. As the state’s electrical grids shift with increasingly diverse resources, the PUC needs the authority to develop and enforce standards and requirements. Hawaii is in a unique situation since it does not fall under the jurisdiction of Federal Energy Regulatory Commission (FERC) or the North American Electric Reliability Corporation (NERC). This bill would allow the PUC to develop the standards and requirements necessary to handle the unique aspects of Hawai‘i’s electrical grid.

“The PUC also needs the authority to contract with an organization to monitor and enforce these new standards. It is important that the PUC be given this authority so it can find an organization with the technical expertise necessary to carry out these functions. It is not to be overlooked that the PUC will retain control over the process under statute and through the contracting process. The grids will also remain in the ownership and control of the electrical utilities. The PUC and HERA will provide increased oversight, but will not infringe on the ownership of the grids, otherwise.

“There is reason to be concerned about any measure that will increase the electric bills of our residents, however, the surcharge attached to this bill will only increase each families cost by an estimated ten to fifteen cents. This cost is outweighed by the benefit of having more diverse electrical grids that function at an efficient level. This surcharge will directly fund the HERA and will aid in the enforcement of the electric reliability standards and interconnection requirements. This will have the effect of providing our state with more dependable grids moving forward as more renewable sources come online and Hawaii becomes less oil dependent.

“I am submitting for inclusion in the Journal a fact sheet regarding this measure that has been developed by the PUC.

The fact sheet expands the importance of passing this measure. I urge my colleagues to join me in support of SB2787, SD2. Mahalo.”

The Chair having so ordered, the PUC fact sheet is identified as “**ATTACHMENT B**” to the Journal of this day.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2743 was adopted and S.B. No. 2787, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ELECTRICITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Dela Cruz, Kim, Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2745 (S.B. No. 2895, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2745 be adopted and S.B. No. 2895, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in support of the measure with reservations as follows:

“I think that the new markets tax credits idea is a good one; in fact, it has been utilized in other states and is used by federal government programs. Unfortunately, the proponents of new markets tax credits have a lot of questions about this bill, about the areas that it will create and how we treat people. They have their own ideas as to what would be best to create investment, create jobs, and this is more of a bureaucratic bill than it is in terms of following the needs of actually creating new markets. So, I’ll go along at this point with reservations in hopes that during conference we can change it and make it a better bill. Thank you.”

Senator Fukunaga rose to speak in support of the measure as follows:

“Thank you, Mr. President. As a follow-up to the prior remarks made by the minority leader, I did want to bring to the members’ attention the fact that the State of Hawai‘i has one of the lowest participation rates in new markets tax credits allocations, and this year is the first year that a Hawai‘i entity has been allocated \$40 million of US Treasury new markets tax credits allocations. The local entity is a community development entity under the leadership of Enterprise Honolulu, so I hope that the concerns that the minority leader has raised will be addressed by the implementation of the allocation of the new markets grants through the Enterprise Honolulu subsidiary. For all of the foregoing reasons, I urge my members to vote in support of this measure. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2745 was adopted and S.B. No. 2895, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO NEW MARKETS TAX CREDITS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 2746 (S.B. No. 3050, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2746 be adopted and S.B. No. 3050, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Kim rose to speak in support of the measure as follows:

“This authorizes the transfer of the Hawaii film office and the Hawaii film studio from the Department of Business, Economic Development and Tourism to the Hawai‘i Tourism Authority. While Hawai‘i has enjoyed much success, Mr. President, over the years in developing and supporting its

film industry, the film office has suffered from years of budget cutbacks and has been a political pawn with its funds taken for other positions within DBEDT. An office that once had six staff members at its peak was down to two, and currently it has three with a third staffer on an 89-day contract. A budget that was in excess of \$700,000 a year has fallen to \$200,000. Despite this absence of resources, the film office has been able to manage a thriving film industry, but nothing more than manage it.

“Although the film office was in existence long before the establishment of Hawai‘i Tourism Authority, it is the HTA that has grown while the film office has shrunk. HTA now has a staff of 26, and it has the wherewithal to provide the film office with the resources it needs to build on its excellent record of attracting productions to our state, so it makes sense to place the film office under the same organizational umbrella. This is an approach that has been adopted by 14 other states; and furthermore, the HTA is administratively attached to DBEDT so technically for those who said that the film office should still be under DBEDT, technically it will still be attached to DBEDT.

“Leaving the film office in DBEDT would be short-sighted even if we were to restore its budget to its preexisting levels. Today’s business environment demands partnerships among agencies with the private sector, and having the film office affiliated with HTA would generate the synergy we need to continue to build on the success we’ve enjoyed so far. The Department of Business, Economic Development and Tourism and the HTA are both in favor of this change. I urge members to vote in favor of S.B. 3050. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2746 was adopted and S.B. No. 3050, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FILM, TELEVISION, DIGITAL, AND NEW MEDIA DEVELOPMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon, Taniguchi).
Noes, 1 (Slom).

Stand. Com. Rep. No. 2747 (S.B. No. 2288, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2747 was adopted and S.B. No. 2288, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2748 (S.B. No. 2785, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2748 be adopted and S.B. No. 2785, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in strong opposition to the measure as follows:

“This is the undersea cable bill which so far has had divisive impact between those on neighbor islands and O‘ahu and those within neighbor islands, but there has been strong consensus, particularly from the islands of Lāna‘i and Moloka‘i, in opposition to this project. I asked the newest PUC member about redundancy and how many lines we actually need for O‘ahu electric energy, and it is not dependent on the creation of windmills or wind turbines on a massive project on the island of Lāna‘i.

“This cable, which first of all is untested in terms of technology and cost, probably has an estimated cost in the range of between \$1 billion and \$3 billion just for the cable

itself. And we notice that the state’s monopoly utility distributor has a win-win situation because if the project goes forward once there’s authorizing legislation, then the utility gets money from that. If the project is subsequently cancelled, the utility gets money from that. The only people that take it in the shorts are the rate payers and those people on islands that do not wish to be transmission feeders for the island of O‘ahu.

“We need not only more study on this but also to understand that if government is necessary to be involved in this and we need mandatory programs, then the private market has already said that it is not a project that is worthwhile or easily investable. Thank you.”

Senator Gabbard rose to speak in support of the measure as follows:

“Colleagues, let’s be clear about what this bill does and does not do. Passage of this bill doesn’t mean that an interisland cable will be built, and defeat of this bill doesn’t mean that an interisland cable won’t be built. Passage of the bill simply means that if an interisland transmission cable is built, it would be under the authority of the PUC and regulated by the PUC. So, the question is not whether or not we want an interisland transmission cable; the question before us is whether or not we want the PUC to be able to monitor and regulate any interisland transmission cable as a utility. I ask you for your support in this measure.”

Senator English rose to speak in support of the measure with reservations as follows:

“You know, as the Senator for Lāna‘i and Moloka‘i, this has been a very contentious issue and a flashpoint in my district. But I can say that if you look at the wording of this bill, it talks about a statewide interisland transmission cable. The other half of my district, Maui, is suffering in areas where the grids are overloaded with renewable; so we’re actually telling people that want to do renewables on Maui that there is not enough firm power backup for them to do their renewables. In this instance, the cable would provide the backup firm power for all of the renewables produced on Maui.

“So, I support this with reservations because we built in an opt-in language, and it’s still in progress, but it’s opt-in for Moloka‘i and Lāna‘i. We can tighten up the language, and hopefully we can do that as it moves ahead, but the cable really is to connect the Big Island, Maui, and O‘ahu, and it’s to allow for the renewables on Maui and the Big Island to expand, and the firm backup power that O‘ahu has to back us up. So, for instance, somebody that wants to do a photovoltaic system in Haiku will more than likely be told that this cannot be done because there’s too many renewables on that grid and there’s not enough reliable firm power backup. With the cable, we can do all the renewables we want; the firm power backup will come from O‘ahu.

“So, you know, with all due respect to Moloka‘i and Lāna‘i, we’re trying to take care of that issue. We understand that it’s not wanted there. We understand that many people feel that the overburdening of one segment of our society with big windmill farms is not what they want, and we respect that, and I’ve asked all of you to listen to their voices. But in the larger scheme of things, this cable is one of the keys to our renewable energy future. So, in respect to my constituents on Moloka‘i and Lāna‘i, I vote on this with reservations, and ask that you vote for this as well because without this our renewable energy future does not exist. Thank you.”

Senator Baker rose to speak in support of the measure as follows:

“I would just note for the minority leader that the technology is happening in other parts of the world. There are undersea

cables that, although not perhaps as deep as some of the areas of Hawai'i, have proven to be effective. And this is a measure that, as the good Senator from Hāna as well as the Senator from the 'Ewa coast of O'ahu have noted, is really a regulatory framework. The final development of an undersea cable has to go through many, many, many, many more steps.

"But with regard to the concerns about Lāna'i in particular, I received an email this morning from the PUC noting that Hawaiian Electric Company posted to its website a notification of a revision in the company's plans to incorporate in the final requests for proposal seeking bids to provide 200 megawatts of renewable energy to O'ahu, along with accompanying bids to build an undersea, high voltage, electric transmission cable the elimination of any requirement to go to Lana'i. The proposed final RFP which is scheduled to be submitted to the PUC in the early quarter of this year, but that the revision that they've posted removes the requirement that a connection to Lāna'i be included in their bid. I think the residents of Lāna'i have been heard, and the HECO revision of their RFP demonstrates concerns. I think this measure is important to move forward for continued discussion. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2748 was adopted and S.B. No. 2785, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTERISLAND ELECTRIC TRANSMISSION CABLE SYSTEMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Chun Oakland, Dela Cruz, English, Fukunaga, Ihara, Kim, Ryan, Wakai). Noes, 1 (Slom). Excused, 1 (Hee).

Stand. Com. Rep. No. 2749 (S.B. No. 2823, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2749 was adopted and S.B. No. 2823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2750 (S.B. No. 2115, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2750 be adopted and S.B. No. 2115, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Tokuda rose to speak in strong support of the measure as follows:

"The bill before us currently, 89 pages in length, represents the hundreds if not thousands of man hours that went into our charter school governance accountability and authority task force and the bill development that followed. Aligned with the belief that autonomy plus accountability results in increased student achievement, we have worked hard to recodify 302b in a way that always has our students' best interests in mind. We've set high expectations for schools and stakeholders by instituting performance contracts with annual targets to be achieved; strengthened the state's only authorizer at the moment, the Charter School Review Panel, by substantially changing its form to match changes we are making to its function and the functions of all authorizers. We've tightened the application process to ensure only strong and sustainable charters are awarded, and strengthened school governance to provide governing boards with the tools they need to succeed.

"This measure also establishes meaningful accountability for schools and stakeholders by clarifying the role of the authorizer, bringing it into alignment with the national model law for charter schools, and acting upon the recommendations

made by the National Association of Charter School Authorizers to provide the Charter School Commission, currently know as The Panel, with the appropriate level of professional staffing in lieu of the Charter School Administrative Office. We have clarified the role of the Board of Education and increased annual reporting requirements on multiple levels to ensure an open discussion on the distribution and access to federal funds and the progress and performance of all of our charter schools. We've also provided flexibility and autonomy for our schools, and enabled certain eligible entities to become authorizers in Hawai'i while providing the guidelines to both authorize and oversee them. We have also increased choice for service providers and realigned decisions to be made by the appropriate governing body. Recommendations also provide autonomy over data systems while ensuring that federally-required data can be received through the adoption of minimum reporting standards.

"Recognizing that the devil is in the details, we've built into our charter school measures, both SB2115 and 2116, the time and resources needed to implement and transition into these significant changes. Charter schools represent six percent of all of our public school students; and while that percentage may be small, I know that all of these students and these schools are very important to all of us here. Given recent events and the basic fact that these are our children and our tax dollars, doing nothing is simply not an option. I hope that you will continue to support this measure, and I look forward to working with all of you to making this measure even stronger going forward. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2750 was adopted and S.B. No. 2115, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2751 (S.B. No. 2348, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2751 was adopted and S.B. No. 2348, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE EDUCATIONAL FACILITIES IMPROVEMENT SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Taniguchi).

Stand. Com. Rep. No. 2753 (S.B. No. 2541, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2753 was adopted and S.B. No. 2541, 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.

At 12:00 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:07 p.m.

At this time, the Chair made the following announcement:

"If there are no objections from the members, we will be taking Standing Committee Report No. 2683, S.B. No. 2923, S.D. 2 out of order."

Stand. Com. Rep. No. 2683 (S.B. No. 2923, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 2683 be adopted and S.B. No. 2923, S.D. 2, having been read

throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Hee then offered the following amendment (Floor Amendment No. 6) to S.B. No. 2923, S.D. 2:

SECTION 1. Senate Bill No. 2923, S.D. 2, is amended as follows:

1. By amending section 2, page 4, lines 3-6, to read:

“(1) Opihi taken or harvested for noncommercial purposes from above the waterline during the open seasons may be possessed for sale or consumption during the closed seasons; and”

2. By amending section 2, page 5, lines 8-13, to read:

“**§188-B Opihi harvesting or taking; Oahu; prohibited.** Except as provided in section 188-A(f), and notwithstanding any other provision to the contrary, until June 30, 2017, it shall be unlawful for any person at any time to take or harvest opihi for commercial purposes from the coastal areas or nearshore waters of the island of Oahu.”

3. By adding a new section 3 to read:

“SECTION 3. Section 188-42.5, Hawaii Revised Statutes, is amended to read as follows:

“~~[[§188-42.5]]~~ **Hiihawai, hapawai, ~~and~~, opae kala’ole, and opihi selling prohibited.** (a) It shall be unlawful for any person at any time to sell or offer for sale any hiihawai, hapawai, and opae kala’ole taken from any of the waters within the jurisdiction of the State~~[-];~~ provided that it shall be unlawful to sell or offer for sale for commercial purposes any opihi taken from any of the waters within the jurisdiction of the State.”

4. By renumbering the remaining sections to read:

“SECTION 4.”

“SECTION 5.”

“SECTION 6.”

Senator Hee moved that Floor Amendment No. 6 be adopted, seconded by Senator Dela Cruz.

Senator Hee rose to speak in support of the amendment as follows:

“Mr. President, you have offered a compromise to this bill which you feel strongly about, and I’m here to please you. This bill proposes to limit the commercial sale of the species for which people die collecting and which this island is devoid of. I look forward to defending the bill in 48 hours, but I hope that the members will see fit to adopt the amendment that you have urged me to write. Thank you.”

The motion to adopt Floor Amendment No. 6 was put by the Chair and carried.

Senator Hee then moved that Stand. Com. Rep. No. 2683 be received and placed on file, seconded by Senator Dela Cruz and carried.

By unanimous consent, S.B. No. 2923, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO OPIHI HARVESTING AND POSSESSION RESTRICTIONS,” was placed on the calendar for Third Reading on Thursday, March 8, 2012.

At 12:10 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:49 p.m.

Stand. Com. Rep. No. 2757 (S.B. No. 2652, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2757 was adopted and S.B.

No. 2652, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Chun Oakland, Kahele, Kidani, Solomon). Noes, none. Excused, 1 (English).

Stand. Com. Rep. No. 2758 (S.B. No. 2773, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 2758 be adopted and S.B. No. 2773, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“I think this bill tends to give too much power to one position, to the state librarian; and I know we’re going to have discussion probably on another library bill which will bring certain information to the floor that shows that rather than giving more power, what we should be doing is looking at that position more carefully. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2758 was adopted and S.B. No. 2773, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIBRARIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2760 (S.B. No. 2789, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2760 was adopted and S.B. No. 2789, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Gabbard).

Stand. Com. Rep. No. 2761 (S.B. No. 2969, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2761 was adopted and S.B. No. 2969, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EARLY LEARNING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Kim, Solomon). Noes, none.

Stand. Com. Rep. No. 2762 (S.B. No. 2994, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2762 be adopted and S.B. No. 2994, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Nishihara requested that remarks in opposition to the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Nishihara’s remarks read as follows:

“Members, I will be voting in opposition to S.B. 2994, S.D. 2 for the following reasons:

“This measure should never have come before us. It began with a dispute between a party and the Friends of the Library of Hawaii and the Head Librarian. As negotiations between the parties progressed, it devolved into other issues that were best left to mediation and mutual agreement. Instead, it led to hardening of positions, calling into question motives, assertions of threats and intimidation, finally this bill before us. In looking at the final S.D. 2, it removes certain provisions in current law,

leading to ambiguity in oversight, chain of authority, revision of a funding authority (replacing the current Library Foundation Trust Fund with a newly created Libraries Special Fund), and now the Board of Education being directly involved in the minutia of small contractual agreements as well as having to adopt rules to effectuate the process.

“I would have hoped that as it was deliberated in hearings that the outcome would have been to take more time to reflect on the effects and consider what could lead to unintended consequences. In having the parties work out their differences as we have done on so many other contentious issues, this could have been an opportunity to resolve a broader range of issues that would have addressed with cooler tempers and more harmonious outcome. As it is today, this has led to a fracturing of an otherwise cooperative division of our educational system. The public will not be well served as well as those entrusted to maintain this valued important component of our community. Thank you.”

Senator Tokuda rose to speak in support of the measure as follows:

“Colleagues, there isn’t much that hasn’t already been said on this measure, both in committee hearings and in what you’ve no doubt seen in your email boxes. I will note, though, that there’s a great deal of misinformation circulating about what this bill will or will not do, and would ask that as any good librarian would recommend, you do a little reading and research on what is put before you.

“That being said, as an avid reader and a fan of the good doctor whose birthday is the day before mine, I have prepared very brief remarks in the spirit of Theodor Seuss Geisel, who would have been 108 last Friday, and whose books fill the shelves of our public and, no doubt, home libraries:

Our intentions are just with this bill, you see,
To ensure that all of our Friends can exist and be free.
Whether a ‘big’ Friend or ‘little’ Friend,
Group one or group two,
Book sales or coffee carts,
Branch librarians (with the approval of the state librarian in consultation with the Board of Education) know what to do.
This measure simply seeks to clarify legislative intent
To counter the interpretation of non-profit exclusivity that people thought that we meant
When we passed an amendment back in 2001,
That held the hopes of increased funding, increased public-private partnerships, entrepreneurship, and more funds.
You see, we all want our libraries to be the best they can be.
Keeping doors open—not closed—is what we need.
No one should fear the changes we are seeking.
This is about supporting our libraries, so let’s stop fighting, and celebrate reading.

“Thank you, Mr. President.”

Senator Kidani rose to speak in support of the measure as follows:

“Mr. President, I am, I am in support of this bill, I am.”

Senator Ryan rose to speak in opposition to the measure as follows:

“I received numerous contacts from the people of my district, and I do want to quote something that was sent to me this morning by email: ‘The Friends of the Library of Hawai‘i is an organization that has supported public libraries since 1879. The fact that one group chooses to change the law instead of following it would wreck a system that works for 35 other

groups, and damage the reputation of the state librarian and the Friends of the Library in the process.’ I stand in opposition to this bill. Thank you.”

Senator Slom rose to speak in support of the measure as follows:

“Thank you, and I appreciate the words of the good Chairman of the Senate Education Committee. You know, this was just a little bill; started out as ‘the little bill that could,’ and it’s amazing what has happened over the last several weeks. Many of us have gotten to meet new friends in our offices and certainly in our email accounts, but you know, it’s very simple. This bill has to do with independence, and librarians have always been independent. And that’s why it’s a little sad that one state organization has sought to squelch not only competition, but independence. The bill would not be here if it were not for Friends of various libraries—not just one group, not just one person, but Friends throughout this island and the neighbor islands as well.

“The disturbing thing is that many of us who have heard from or talked to these people directly got a different picture of what is happening within our state library system. That in fact, there have been threats, intimidation, and mistruths or erroneous statements that were made. Now, whether the state librarian himself is directly involved or these are just the actions of the ‘big’ Friends of the Library, it’s not important. The important thing is a lot of people who have never participated in the legislative process before—all they did, they thought they were helping their community and their libraries by raising money successfully, and all of a sudden they’ve been politicized, they’ve been attacked personally, and they’ve found that they’re spending more waking hours down here with us.

“The bottom line is this: There is room for independence. Those people, those organizations that wish to voluntarily join the ‘big’ Friends of the Library should be able to do that, and the ‘big’ Friends should be able to convince them voluntarily, without threat or intimidation, that they can do so.

“You know, for those of us that remember, however, there have been problems with our state library system in the past and with the state librarian in the past. And so one of the things that I know I’m going to do, should I be fortunate enough to be re-elected and rejoin this body next year, I will propose legislation which will make the state librarian come under Senate confirmation, so that we have an opportunity to ask questions before people are appointed to find out what they really think.

“And for people who think that there is no room competition, or no room for independent volunteers just to do what they’ve done best—in the case of ‘Āina Haina Library, they’ve done it for 50 years without incident, without problem, just raising money solely and directly for that particular library. And I understand that’s happened in other parts of O‘ahu, on the island of Maui, and on other neighbor islands as well.

“So, all this bill seeks to do is to preserve that independence; and for a group or certain individuals to be afraid of that and to take the lengths to which they’ve gone, I think says much for maybe why we need this legislation. So, I will remain ‘Sam I am, green eggs and ham, pass this bill whatever you can.’ Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2762 was adopted and S.B. No. 2994, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO STATE LIBRARIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22; Ayes with Reservations (Espero, Green). Noes, 3 (Nishihara, Ryan, Taniguchi).

Stand. Com. Rep. No. 2763 (S.B. No. 2306, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2763 was adopted and S.B. No. 2306, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2764 (S.B. No. 2310, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2764 was adopted and S.B. No. 2310, S.D. 1, 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. 2765 (S.B. No. 2317, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2765 was adopted and S.B. No. 2317, 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.

Stand. Com. Rep. No. 2766 (S.B. No. 2320, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2766 was adopted and S.B. No. 2320, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2767 (S.B. No. 2467, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2767 be adopted and S.B. No. 2467, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"I rise in opposition only because, again, this bill, which is a fine bill in most respects, creates the hospital sustainability program special fund."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2767 was adopted and S.B. No. 2467, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2768 (S.B. No. 2592, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2768 be adopted and S.B. No. 2592, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Kim rose to speak in opposition to the measure as follows:

"Mr. President, it is very difficult to oppose a children's savings account, and yet, I vote against this measure because is it government's place to establish savings accounts for people? I understand there is a concern about teaching young people about assets and savings, and teaching adults even about savings or something. But the bill says that there is going to be

established a universal children's savings account program with the Department of Budget and Finance. There's questions to determine whether or not government is going to match the savings accounts. It's got to be administered, and who's going to monitor it and who's going to enforce it. I think those are very problematic; and again, where does the parent's responsibilities come in versus government trying to dictate and tell people and set up savings accounts. I think that these are issues that we really should consider; and no wonder we have a budget deficit because we continue to put in programs like this that cost government money. For those reasons, I will be voting 'no'."

Senator Slom rose to speak in opposition to the measure as follows:

"My opposition is a little bit different, though, for a couple of reasons. It's setting up a trust fund within B&F, which is a special fund. Secondly, I'm just concerned that the poor children will have no savings at all because we've taxed and fe'd all of the money from their parents and from them away, so I'm concerned about that. The only thing I can think of that this might be beneficial when we get that House bill later today from across the way establishing a state bank with the Governor as the CEO, maybe we could meld the two and make that a part of it. Otherwise, I think we should do more things to create savings for all residents of Hawai'i. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2768 was adopted and S.B. No. 2592, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 19. Noes, 6 (Kidani, Kim, Nishihara, Ryan, Slom, Solomon).

Stand. Com. Rep. No. 2769 (S.B. No. 2594, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2769 was adopted and S.B. No. 2594, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2770 (S.B. No. 2605, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2770 was adopted and S.B. No. 2605, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ORAL HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2771 (S.B. No. 2659, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2771 be adopted and S.B. No. 2659, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Last year, when the administration raided both the Hurricane Relief Fund and the Rainy Day Fund—among other funds, but those two primary funds—they pledged to restore the balances. And that's important because these two funds are used in helping to determine Hawai'i's positive credit rating for bond issuance. Subsequently, in November last year, the budget director oversaw the largest single bond sale in the history of

Hawai'i at the lowest rate, and part of that was with the understanding that these funds were going to be restored. This bill would divert the restoration of the funds into social welfare programs, and while they may be laudable, it is more important that those funds be reestablished because if the money is granted to certain social welfare organizations, once that money is gone, it's gone. There's no corpus. There is no interest earned. There's nothing to reconstitute it, or to use it as a basis for a strong credit rating. So, I urge members to consider this bill and to oppose it. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2771 was adopted and S.B. No. 2659, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 2775 (S.B. No. 2632, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2775 was adopted and S.B. No. 2632, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEE TIME SHARE INTERESTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2778 (S.B. No. 2631, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2778 be adopted and S.B. No. 2631, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

"Again, the subject of the bill is a very serious matter: autism. I feel for those parents and others that have an autistic child, but what this bill does is add yet another mandate into insurance coverage. I think it also should be noted that at this time, there is a growing national debate on definitions of autism and also on levels of care. So, we are always first and fast to mandate coverages, and I think we should study this for a little bit more to see just what exactly is needed to benefit all people in the state. Thank you."

Senator Ryan rose to speak in support of the measure as follows:

"Actually, we do have enough data to look at now; 26 states have now passed insurance coverage for autism spectrum disorders. So, I urge my colleagues to support this measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2778 was adopted and S.B. No. 2631, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim). Noes, 1 (Slom).

Stand. Com. Rep. No. 2781 (S.B. No. 2939, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2781 was adopted and S.B. No. 2939, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ST. FRANCIS HEALTHCARE SYSTEM OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2784 (S.B. No. 3053, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2784 be adopted and S.B. No. 3053, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Ryan rose to speak in support of the measure with reservations as follows:

"In regards to SD2, though I supported the amendments, I'm concerned about page 9, line 17, where it states that the councils may hold closed meetings. I'd like to be noted as in support with reservations."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2784 was adopted and S.B. No. 3053, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Espero, Ihara, Ryan, Solomon, Tokuda). Noes, none.

Stand. Com. Rep. No. 2787 (S.B. No. 2738, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2787 was adopted and S.B. No. 2738, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Ihara). Noes, none.

Stand. Com. Rep. No. 2788 (S.B. No. 2701, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2788 was adopted and S.B. No. 2701, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2789 (S.B. No. 2753, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2789 was adopted and S.B. No. 2753, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2790 (S.B. No. 2750, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2790 was adopted and S.B. No. 2750, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Taniguchi). Noes, none.

Stand. Com. Rep. No. 2793 (S.B. No. 2324, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2793 was adopted and S.B. No. 2324, S.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST

ITEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2794 (S.B. No. 2424, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2794 be adopted and S.B. No. 2424, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“I’ve supported bills relating to professional employer organizations, PEOs, for almost a decade now. We needed something for clarification, but unfortunately this bill is not it. It creates a special fund, which I think Budget and Finance has indicated does not meet the criteria of even what a special fund should be; and it does create barriers between larger PEOs and the smaller independent PEOs. So, for these reasons I’ll be voting ‘no.’ Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2794 was adopted and S.B. No. 2424, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Ryan). Noes, 1 (Slom).

Stand. Com. Rep. No. 2798 (S.B. No. 3037, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2798 was adopted and S.B. No. 3037, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2799 (S.B. No. 3017, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2799 be adopted and S.B. No. 3017, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Kim requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Kim’s remarks read as follows:

“This measure specifies that the daily \$10 tax on a hotel room provided on a complimentary or gratuitous basis will be only for a room furnished without tangible industry development or promotional purposes.

“This measure will clarify Act 103, which we adopted last year. That act had imposed the tax on all complimentary or free rooms, even those that were being used by the hotel industry for promotional and marketing purposes directly related to business operations. This proposal makes a distinction on the use of complimentary rooms and will clear up uncertainty regarding the administration of this tax.

“I urge your favorable consideration of S.B. 3017. Mahalo.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2799 was adopted and S.B. No. 3017, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2803 (S.B. No. 2856):

Senator Ige moved that Stand. Com. Rep. No. 2803 be adopted and S.B. No. 2856, having been read throughout, pass Third Reading, seconded by Senator Kidani.

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. 2803 was adopted and S.B. No. 2856, entitled: “A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 2805 (S.B. No. 2918, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2805 was adopted and S.B. No. 2918, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY DEVELOPMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Kim). Noes, 2 (Slom, Taniguchi).

Stand. Com. Rep. No. 2806 (S.B. No. 2927, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2806 was adopted and S.B. No. 2927, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO COMMUNITY PLANNING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Ihara, Kim, Ryan, Tokuda). Noes, 1 (Slom).

Stand. Com. Rep. No. 2807 (S.B. No. 3011, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2807 was adopted and S.B. No. 3011, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 2808 (S.B. No. 3013, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 2808 was adopted and S.B. No. 3013, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 2809 (S.B. No. 3028, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 2809 be adopted and S.B. No. 3028, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose to speak in opposition to the measure as follows:

“While the intent of the bill is conservation and preservation of sandalwood, we’ve had a lot of different people talk about

the unintended consequences of this bill, including Native Hawaiians. It would deny them the opportunity to legally and environmentally use this product and other products also included in the bill. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2809 was adopted and S.B. No. 3028, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO CONSERVATION AND RESOURCES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Chun Oakland, Ihara). Noes, 1 (Slom).

Stand. Com. Rep. No. 2710 (S.B. No. 2783):

Senator Hee moved that Stand. Com. Rep. No. 2710 be adopted and S.B. No. 2783, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Hee rose to speak in support of the measure with reservations as follows:

“Mr. President and colleagues, as most of you know, I have some strong reservations about this so-called settlement between the native people and the State of Hawai‘i. However, before proceeding, I would like to acknowledge the Governor and the Office of Hawaiian Affairs for reaching this event. I would call it a milestone, but it isn’t. It is, in fact, in my own opinion, a poor representation of what is owed to Native Hawaiians.

“I fully appreciate that there are many people, here and elsewhere, who believe Native Hawaiians, like others, should succeed on their own accord. Or to put it in another way, ‘I did it; why can’t you?’ Or perhaps, put another way, ‘I got mine; why can’t you get yours?’ It would make sense to feel that way but for understanding the sad history of these islands that all of us, Hawaiian and otherwise, call home; that many of us, Hawaiian and otherwise, are sons and daughters of these islands.

“The difficulty, in my opinion, in understanding why people are flummoxed and unable to understand why, ‘I got mine; what’s your problem?’ lays in large part with our sad history. Perhaps the best historical account that can be shared in a few minutes would be public law and a joint resolution signed into law by President Clinton on November 23, 1993. I hope you’ll allow me to read a few excerpts; and if you don’t allow me, I hope you’ll bear with me. At the time, the Congress passed a resolution to acknowledge the 100th anniversary of the January 17, 1893 overthrow of the Kingdom of Hawai‘i and to offer an apology to Native Hawaiians on behalf of the United States for the overthrow of the Kingdom of Hawai‘i:

Whereas, from 1826 until 1893, the United States recognized the independence of the Kingdom of Hawaii, extended full and complete diplomatic recognition to the Hawaiian Government, and entered into treaties and conventions with the Hawaiian monarchs to govern commerce and navigation in 1826, 1842, 1849, 1875, and 1887; [...]

Whereas, on January 14, 1893, John L. Stevens, [...] the United States Minister assigned to the sovereign and independent Kingdom of Hawaii conspired with a small group of non-Hawaiian residents of the Kingdom of Hawaii, including citizens of the United States, to overthrow the indigenous and lawful Government of Hawaii; [...]

Whereas, on the afternoon of January 17, 1893, a Committee of Safety that represented the American and European sugar planters, descendants of

missionaries, and financiers deposed the Hawaiian monarchy and proclaimed this establishment of a Provisional Government;

[...] the Provisional Government that was formed by conspirators without the consent of the Native Hawaiian people or the lawful Government of Hawaii and in violation of treaties between the two nations and of international law; [...]

Whereas, the report of a Presidentially established investigation conducted by former Congressman James Blunt into the events surrounding the insurrection and overthrow of January 17, 1893, concluded that the United States diplomatic and military representatives had abused their authority and were responsible for the change in government; [...]

Whereas, as a result [...], [John L. Stevens] was [...] disciplined and forced to resign his commission;

[...] [O]n December 18, 1893, President Grover Cleveland reported fully and accurately on the illegal acts of the conspirators, described such acts as an “act of war, committed with the participation of a diplomatic representative of the United States and without the authority of Congress,” and acknowledged that such acts the government of a peaceful and friendly people was overthrown;

Whereas, President Cleveland further concluded that a “substantial wrong has thus been done which a due regard for our national character as well as the rights of the injured people requires we should endeavor to repair” and called for a restoration of the Hawaiian monarchy; [...]

Whereas, although the Provisional Government was able to obscure the role of the United States in the illegal overthrow of the Hawaiian monarchy, it was unable to rally the support from two-thirds of the Senate needed to ratify a treaty of annexation; [...]

Whereas the Republic of Hawaii also ceded 1,800,000 acres of crown, government and public lands of the Kingdom of Hawaii, without the consent of or compensation to the Native Hawaiian people of Hawaii or their sovereign government; [...]

Whereas the indigenous Hawaiian people never directly relinquished their claims to their inherent sovereignty as a people or over their national lands to the United States, either through their monarchy or through a plebiscite or referendum; [...]

Whereas the health and well-being of Native Hawaiian people is intrinsically tied to their deep feelings and attachment to the land; [...]

Whereas it is proper and timely for Congress on the occasion of the impending one hundredth anniversary of the event, to acknowledge the historic significance of the illegal overthrow of the Kingdom of Hawaii, to express its deep regret to the Native Hawaiian people, and to support the reconciliation efforts of the State of Hawaii and the United Church of Christ with Native Hawaiians: Now, therefore, [...] [the United States] apologizes to Native Hawaiians on behalf of the people of the United States for the overthrow of the Kingdom of Hawaii [...] with the participation of agents and citizens of the United States, and the deprivation of the rights of Native Hawaiians to self-determination;

[That it] expresses its commitment to acknowledge the ramifications of the overthrow of the Kingdom of Hawaii, in order to provide a proper foundation for reconciliation between the United States and the Native Hawaiian people.

"This bill allegedly attempts, in a small way, to reconcile. It is short. The disagreement is in an inability for lawmakers to understand: 'Why, I got mine; why can't you get yours?' It is that inability—an unrelenting, unforgiving inability—to expect that Native Hawaiians—who Cook reported estimated at 400,000 in 1778, that King David Kalākaua described as one-tenth of that number in 1870—it is the inability to understand the intrinsic relationship of the Native Hawaiian to her land. That if Kamehameha I, the sovereign of the lands, claimed the archipelago as his, he claimed it on behalf of the people. He claimed it as the trustee of the people. So, when by Kamehameha III, his son Kauikeaouli, in 1848, at the urging of the sugar planters enacted the great divide, the Mahele, how could he understand that when one-third went to the Crown, one-third went to the government, and one-third to him, that of that 4.1 million acres, 29,000 would go to her people. And that the profound chasm of understanding—what is it exactly that private property means to me as a Native Hawaiian?

"The lands of this settlement in Kaka'ako were owned by the Victoria Ward Estate and Princess Kamāmalu—granddaughter of Kamehameha I, niece of Kamehameha II and Kamehameha III, and full sister to Kamehameha IV and Kamehameha V. Who could have expected that she would treat these properties as if they were hers? Given her grandfather was the trustee for his people, and that his people were free to move as they wish on the lands, without care of a barbed wire fence, without care of private property, because, after all, as trustee the land really belonged to the akua.

"Where we get tangled up as policymakers is to look at the law. Whose law? So if you look at *OHA v. Yamasaki*, the courts ruled that the question of ceded lands was not for the courts to decide, but for the Legislature to decide – you and me. That it was a political question of whose lands belonged, belonged in a haole way, ownership of those ceded lands. So, the political question was resolved as 20 percent belonged to the Native Hawaiian by lawmakers – you and me. The question on this settlement is a political question, and the OHA trustees and the Governor have resolved what they view and have characterized as a fair settlement.

"On August 20, 2001, in an article entitled, 'OHA negotiation committee head wants state to make good on land revenues; Newly elected Chairwoman Colette Machado plans to seek money owed from land deals,' by Pat Omandam, evidently, the present chairwoman was named the chair of the Committee on Entitlements and Negotiations. In the article, she said, 'The obvious strategy is to get as much as we can from the state, especially on what's due to us that is way overdue.' Machado said. The article refers to this settlement in 2001. And let me quote it: 'In 1996, then-Judge Daniel Heely ruled OHA was entitled to a share of ceded-land revenue from Duty Free concession lease payments, Hilo Hospital's patient service revenues, Housing Finance and Development Corp. proceeds, Hawaii Housing Authority rental income, and interests on all these incomes. Estimates of revenue owed in the case are between \$300 million and \$1.2 billion.' We have an instrument to be voted upon for \$200 million. Let me read it again: 'Estimates of revenue owed in the case are between \$300 million and \$1.2 billion.' This is a bill that settles for \$200 million. This is a bill that settles the office to be ruled upon by HCDA, to be held accountable to their discretion.

"I don't think this is a fair settlement. It's an extension of the sad history of the treatment of Native Hawaiians by political

leaders. You know, when the federal government—I believe it was 1996, because I was still the chairman of the Office of Hawaiian Affairs—when the federal government purchased a parcel of state land, ceded, for \$9 million on Elliott Street, where the federal detention center is housed today right by the airport—that's where some of the most famous Hawai'i residents have called home. The federal government, through Senator Inouye, set aside \$1.8 million to the Office of Hawaiian Affairs. They're not required to do so; this is state law. But Senator Inouye, in his wisdom, evidently concluded that it was fair and just, regardless of the law, that the federal government should set aside \$9 million to purchase and \$1.8 million as a 20 percent entitlement to the Native Hawaiians.

"There are those who would say that they were elected as trustees of OHA, so who am I to challenge their wisdom? I am a native son of Hawai'i who believes that they are wrong. I am a native son of Hawai'i who understands my history. I will not vote 'no' today, but I give fair notice that this settlement is not fair. And you may have gotten yours, but the expectation that what's wrong with me is unfair and represents a colossal misunderstanding of the native people. And all of us here have family, friends, neighbors, uncles, and aunts who are Hawaiian. Mr. President, I could go on but I think I have said enough. Thank you, Mr. President."

Senator Solomon rose to speak in support of the measure as follows:

"First, I would like to thank the Governor of this great state for his initiatives and putting this settlement forward; and second, I would like to thank my colleagues and, more importantly, Mr. President, the people of this great state.

"The genesis of the Apology Bill that was mentioned in the previous speaker's remarks and signed by President Clinton, was in response to an amendment that was proposed and passed by the Hawai'i Democrat Party Convention. This is during the time of Governor Waihe'e's administration. I was very proud at that time to have been selected to be part of the Hawai'i Democrat delegation that had attended the Democrat Party Convention in Washington; and at that moment, we were able to propose an amendment as part of the Judiciary Committee, the Subcommittee on Civil Rights. That particular committee was chaired by then-Senator Biden, who is now Vice President Biden of this great country of ours. The committee had addressed the illegal overthrow of the Hawaiian monarchy as a denial of the civil rights of a sovereign people. And I'm very pleased to report that we had received tremendous support, not only from the black Americans within this country, but also from many of the territories that are part of the United States such as Puerto Rico and others.

"I see this settlement bill as moving us one step forward to the inherent sovereignty of the Hawaiian people, and I'd like to remind my colleagues that within the bill itself, it says, '[the] purpose of this Act is to effectively and responsibly fulfill the constitutional obligation to native Hawaiians under article XII, sections 4 and 6, of the State Constitution [addressing those claims] between November 7, 1978, up to and including June 30, 2012.' So, just this statement, and this is part of the bill: It is obvious that the negotiations will continue much longer than what we are going to be approving today.

"The hope of the Hawaiian people is to be able to secure federal recognition of the Hawaiian people and, of course, our right to self-determination. This is why I am supporting this bill. I feel that this is a step in the right direction. Granted, it does not address all of the Hawaiian concerns, but it helps us to move forward, and it helps the State of Hawai'i to move forward, and in our fulfillment of our own state motto: *Ua Mau ke Ea o ka 'Āina i ka Pono*—the life of the land is preserved in righteousness. I truly believe that this bill fulfills this mandate

and these thoughts. So, I am urging all my colleagues to please vote in the affirmative. Thank you very much.”

Senator Ryan rose to speak in support of the measure as follows:

“As Vice Chair of the Hawaiian Affairs Committee of the Senate, I’d like to echo my words that I shared in WAM. I’d like to thank all of my colleagues for not ignoring our people and continuing to work forward. We may have disagreements of what the settlement should be, but like the previous speaker stated, it’s moving forward. Thank you and aloha.”

Senator Galuteria rose to speak in strong support of the measure as follows:

“Mahalo, Mr. President. I would also like to acknowledge the remarks of the previous speakers, in particular those of Senator Hee who has been a champion of the Native Hawaiian cause for many, many years, and Senator Solomon who has been the same. And because of their hard work, Native Hawaiians like myself can stand in front of you and ask for your strong support of this measure.

“Firstly, may I extend a mahalo to the members of the Committee on Hawaiian Affairs along with the chairs and members of the Water Land, Judiciary and Labor, and the Ways and Means Committees. This measure was referred to these committees, and through whose process the vast majority of members participated in the early vetting process.

“Mahalo to Governor Neil Abercrombie for his leadership in offering property in Kaka’ako as payment to cover a settlement of past due amounts owed from ceded land payments stretching back to 1978. As policymakers, colleagues, we not only have the keen responsibilities for balancing the needs of our entire community, but through the passage of this measure, find the wisdom of resolving a long-standing controversy. OHA’s vision is to create a master plan to utilize the land—in consultation with the Hawai’i Community Development Authority and key stakeholders such as the Kamehameha Schools, the University of Hawai’i, and, most importantly, members of the community—noting that revenue derived from the land will be used to support Native Hawaiians and those of Hawai’i deep into the future. OHA continues to hold meetings with community members on each island across the state to engage them in discussions about this proposal and its implications and the incredible possibilities this measure presents. So, although we realize there’s much work ahead, I’m extremely excited and encouraged about the potential for this settlement to help OHA continue its mission; and it represents a major milestone and the most critical stage in the reconciliation process to provide hope for a brighter future for not only Native Hawaiians, colleagues, but equally important, all of Hawai’i nei. I encourage all members to support this bill. Mahalo.”

Senator Slom rose to speak in opposition to the measure as follows:

“You know, I’ve sat through all of the hearings and all of the committees, but more importantly over the last two decades, when other settlements were proposed and one by one they fell apart because of divisiveness, dissension, and when people took a closer look at the details. I voted ‘aye’ in the Hawaiian Affairs Committee because I asked the question then if there was finally agreement or the dissension that attended the last so-called agreement between the Governor and OHA, if that had disappeared, and I was assured that the parties had gotten together and that everybody was singing from the same playbook. Now, my colleagues have told me, and they’re quite correct, it’s very difficult to have any issue or any piece of legislation where everybody is in agreement, but in the last couple of weeks, particularly with additional hearings, more people have come forward and people that are recognized

within the Native Hawaiian community as talking about the faults of this bill.

“I believe first of all that the state government, based not only on the judicial determination that the good Senator from Kahalu’u reminded us of, but also for doing what’s right, that the government has not kept its promises. And this is true unfortunately in a number of other areas, and it’s not just our state government—other states, the federal government as well. So, I’ve always stood for the proposition that first, the government has to keep its promises, period. The problem is we’ve gotten these bills involved in a lot of politics and issues outside of land reclamation or payment. We are still battling the overthrow. We’re still arguing about what was done or what was not done. We’re not moving forward. And we had a very prominent Native Hawaiian in the Judiciary Committee giving testimony saying that this was a sweet deal for the state but all we get out of it is a dump.

“So, I would assert that while it is true that while you can’t get everybody to be in agreement with all things, and there’s always people that will be opposed or will have other thoughts, I think that the division still goes deep enough here that the state has not done its job and we have not done our job. My humble opinion is, as I’ve often stated, part of the problem is OHA and the fact that OHA is established as a part of the state government and is a state agency. If there were to be truly an independent representative voice for Native Hawaiian people, we might get a different reaction. We’ve got people in an office, and it seems they spend most of their time not following their mission but trying to get additional benefits for themselves. My call and others over the years for a complete financial and managerial audit of this state agency has not occurred, and I think that’s important.

“So here we are faced with a bill that even the Chairman of the Judiciary Committee takes strong reservations with, and this is one of the interesting things about our process, Mr. President, as we all know, and sometimes we’re called on it and criticized. Well, if you think it’s bad, why don’t you vote ‘no’? Why do you have just reservations? Whether they be slight reservations or medium reservations or strong reservations. Well, guess what? It still goes down as a ‘yes’ vote. So, if you think something is not pono, if you think something is wrong, I like to avoid the rush and vote ‘no’.

“The other thing is that some people have mistakenly thought that this bill is going to end all claims, all litigation about ceded lands and other matters; and of course it’s not, and we all recognize that. This applies to a certain set of circumstances and a certain period of time and a certain state agency, but would there, could there be other lawsuits and litigation? Yes. Are there people that think this bill does not go far enough and will be pushing for not only entitlements, but perhaps changes in property? Perhaps ‘Iolani Palace. Perhaps Washington Place. Perhaps the State Capitol. These things are not farfetched because they’ve already been discussed.

“So, we can look at this as a step in the right direction or we can say look, from the beginning we really are not listening to a lot of the people and we’re not holding our government accountable and responsible to keep its initial promises. I don’t think that this bill does that, and that’s why I’m voting ‘no’ today. Thank you.”

Senator Hee rose in rebuttal and said:

“Mr. President, I bite. Thank you. I like it when the previous speaker uses the word ‘pono’. He uses it like he knows what it means. I like it when he challenges me to vote ‘no’ when he knows that if I vote ‘no’ I may not have that privilege of being on a conference committee. He knows that. I like it when it sounds like he’s interested in a fair settlement for Hawaiians,

when the fact of the matter is he takes great pride in sticking the American flag at 'Iolani Palace to irritate and aggravate Native Hawaiians. I enjoy the comic relief of the previous speaker.

"You know, the question OHA has to answer is what happened to the \$300 million to \$1.2 billion for the settlement. They're talking about a global; they're talking about this settlement. That's the article I read, the Heely decision; this settlement. What happened? What happened, OHA? Must have an answer OHA. What happened? What happened, Governor? What happened? That's what we want to know. First step. We've been taking steps since 1778, hustling barrels of water and pigs for Captain Cook. We took our first steps. We're still taking our steps. So the question is: what happened?"

"By the standard laid out in 2001, this is a sweet deal for the state. At minimum, you save \$100 million; at maximum, you save \$1 billion. So what happened? Maybe somebody else knows on this floor what happened. Maybe you folks have asked them what happened. So, maybe you folks have the answer. What happened? Or maybe nobody knew. That's why I'm voting with reservations: So I can ask, 'What happened?' Then we find out if it's maika'i. Mahalo."

Senator Slom rose in rebuttal and said:

"First of all, I think it's unfortunate when people attack other people or their motives or their intent, rather than dealing with the issues at hand. My purpose here on this bill and other bills is not to provide comic relief, but to bring about real issues with real people. It is a serious issue; that's why it's been going on for decades. And for somebody to question another person's motives or to suggest that they are the only ones that are allowed to understand or to participate in the best parts of the host culture, I think is beneath them.

"I don't want to defend, by the way, the efforts to celebrate a Statehood Admissions Day several years ago at 'Iolani Palace when the state had declined to recognize our Admissions Day. Just for the record, in case anyone doesn't know: First of all, a permit was acquired, all of the things that were supposed to have been done were done by those of us who were trying to celebrate Statehood Day. There were Native Hawaiians who appeared who wanted to talk about their positive experiences on those very steps of 'Iolani Palace in 1959, and they were shouted down by protestors who, of course, did not have permits and did not observe the rules and laws. And it was not an opportunity or an event to put the American flag in anybody's face, but to remember and celebrate an event. And subsequently, Mr. President, you may recall that I introduced a measure to remove Admissions Day, Statehood Day, as a state holiday. If nobody wanted to support it and if people thought that it was an evil thing, then we should get rid of it and not have a day off and cost the taxpayers money.

"So, I would appreciate if we can continue to debate issues on the value of the issues themselves and not have personal attacks because I think it adds to that divisiveness that I was talking about earlier. Thank you."

Senator Kaele rose to speak in strong support of the measure as follows:

"I want my colleagues to know that I rise in strong support of this measure. Over the years, I've heard my kūpuna talk about it. For me personally, the journey began in 1980. So, I ask my colleagues for your support of this bill; and in reference to the Governor and those that are in leadership at OHA, I'm putting my trust in you, and I'm asking my colleagues to put their trust in you also. Thank you very much."

Senator Chun Oakland requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Chun Oakland's remarks read as follows:

"I stand in strong support of S.B. No. 2783. For me personally and as a legislator, it was a proud moment in the 1990s to support legislation that finally began to recognize our responsibility as stewards of ceded lands and responsibility to the Hawaiian people to begin back payments to OHA and DHHL as well as create process for future payments from ceded lands.

"Last year was another proud moment to formally recognize the Hawaiian people as the indigenous people of Hawai'i. Today, I stand with a happy heart that we are acting on SB2783, which provides yet another part of the resolution to honor, care for, and recognize our Hawaiian people.

"Mahalo to Governor Abercrombie, Attorney General David Louie and his deputy AGs, the chairs and members of the Hawaiian Affairs, Judiciary, Ways and Means and Finance committees, the members of the House and Senate, and the community who collectively made this a priority this session and were steadfast in their commitment. Mahalo to all."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 2710 was adopted and S.B. No. 2783, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC TRUST LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Hee, Kim). Noes, 1 (Slom).

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 2:03 p.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, March 8, 2012.

ATTACHMENT A**FREQUENTLY ASKED QUESTIONS (abridged)****Imputed Debt for Renewable Energy Agreements****S.B. 2752 (2012)****What is imputed debt for long-term power purchase agreements?**

When a geothermal power plant, a large solar photovoltaic farm, or a wind farm wants to generate and sell electricity to the public, it must enter into a long-term power purchase contract or agreement (PPA) with one of Hawaii's electric utilities. These PPAs typically last 20 years or more and establish a fixed price that the utility will buy the developer's electricity over that time span.

Imputed debt (a.k.a. debt equivalence) is how financial rating agencies account for the transfer of PPA-associated project risk from the developer (i.e. the solar farm or the wind farm owner) to the electric utility. This transfer of project risk from the developer to the utility occurs because the utility is now locked into purchasing electricity over the span of a couple decades, thus alleviating/assuming some of the risk the developer previously held all by themselves.

Rating agencies treat this transferred risk as a new debt obligation for a utility and so they "impute" or represent this risk to the utility's balance sheet. The electric utility then has to offset this imputed debt with real equity. Imputed debt can be as much as 50% or more of project development costs over the life of a PPA, resulting in substantial debt and offsetting equity on an electric utility's books over long periods of time. As a result, rate payers pay higher rates because the cost of capital for utilities go up.

As more and more large-scale renewable energy projects from geothermal, solar and wind developers, and others, come onto Hawaii's grids, the imputed debt associated with such projects will increase. There could come a point when this works against the State's renewable energy goals.

What is the purpose of Senate Bill 2752?

The purpose of this bill is:

1. To make it easier for renewable energy projects in Hawaii to enter into long-term electricity sales contracts with electric utilities, resulting in the development of a stronger clean energy economy and the achievement of Hawaii's clean energy goals over the coming decades.
2. To benefit local ratepayers with lower electricity rates by effectively lowering Hawaii electric utilities' cost of capital.
 - a. Less imputed debt on utilities' balance sheets improves the borrowing/financing costs of electric utilities. These savings can be used for innovation and investment, making a stronger utility and lower rates.

What does Senate Bill 2752 (The Imputed Debt Bill) do?

Senate Bill 2752 removes the imputed debt from the balance sheets of electric utilities, and the corresponding equity, by **providing explicit assurance** that electric utilities entering into long-term power purchase agreements for electricity from renewable energy projects may recover costs associated with such projects, subject to PUC approval.

Why does it matter whether or not imputed debt gets removed from the books of Hawaii's electric utilities?

The more long-term renewable energy PPAs an electric utility enters into, the more imputed debt gets added to that utility's balance sheet. Ultimately, the increased costs of capital will make it very expensive for electric utilities to take

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**Imputed Debt for Renewable Energy Agreements (S.B. 2752)
FACT SHEET – 2012**

ATTACHMENT A CON'T.**FREQUENTLY ASKED QUESTIONS (abridged)****Imputed Debt for Renewable Energy Agreements
S.B. 2752 (2012)**

on more and more PPAs. Hawaii's aggressive renewable energy requirements, as found in the Hawaii Clean Energy Initiative, require the State's electric utilities to bring online heavy amounts of renewable energy projects, with 40% of our electricity coming from renewable energy sources by 2030. Relieving imputed debt obligations through this bill will go a long way to helping Hawaii maximize its renewable energy potential without sacrificing the fiscal health of its electric utilities.

How does imputed debt currently affect Hawaii's electric utilities?

According to a recent Standard & Poor's report on Hawaiian Electric Company, Inc.(HECO)¹, obligations of long-term PPA costs resulted in imputed debt of \$322 million in 2010 to HECO's financial statements. This amount represented a 25% portion or risk factor of possible outstanding PPA-related project obligations at the time of the report.

How exactly will Senate Bill 2752 remove/lower imputed debt from the books of Hawaii's electric utilities?

The cost recovery assurance Senate Bill 2752 provides is a legislative guarantee of PPA cost recovery, which is viewed as being stronger than regulatory action. As a result, the imputed debt risk factor should be further reduced for Hawaii's electric utilities to a level near 0% of outstanding renewable energy PPA obligations. Then the imputed debt should not increase as more renewable energy PPAs are signed between Hawaii's electric utilities and clean energy providers.

What will be the cost to Hawaii's electricity ratepayers if imputed debt is reduced for electric utilities?

Nothing. Senate Bill 2752 merely provides the assurance to rating agencies that Hawaii electric utilities may recover all power purchase costs for long-term renewable energy PPAs. This assurance is what will lower the imputed debt risk factor and reduce the utilities' debt levels. No new surcharge is required.

In fact, the PUC anticipates several hundred megawatts worth of renewable energy projects to be contracted out by Hawaii's electric utilities over the next year. The amount of imputed debt that will be placed on the balance sheets of local utilities will significantly affect the cost of capital of those utilities unless Senate Bill 2752 becomes effective.

¹ Standard & Poor's Summary: Hawaiian Electric Co. Inc.; November, 21, 2011; page 5.

ATTACHMENT B**FREQUENTLY ASKED QUESTIONS****Hawaii Electricity Reliability Administrator (HERA)****S.B. 2787 (2012)**

The increasing amount and diversity of renewable energy resources connecting to Hawaii's grids, such as solar photovoltaic, wind, and geothermal, means that more formal, transparent rules for reliable system operations must be developed. The PUC is currently working with various parties to develop electric reliability standards and interconnection requirements to satisfy this need. However, once the standards and requirements are developed, the PUC will require the assistance of a highly trained and experienced entity to properly monitor, enforce, and analyze issues associated with these standards and requirements.

What does Senate Bill 2787 (The HERA Bill) do?

Senate Bill 2787 – The Hawaii Electricity Reliability Administrator or HERA bill – gives the Public Utilities Commission (PUC) the necessary authority and resources to create and enforce reliability standards and interconnection requirements for the Hawaii electrical grids. This measure specifically:

- Establishes the *authority of the PUC to develop, adopt, and enforce electric reliability standards and interconnection requirements* for connecting to the grid. The scope of this authority covers the electric utilities, as well as independent power producers.
- Authorizes the PUC to *select and contract a third-party entity to be designated the Hawaii Electricity Reliability Administrator (HERA)* to monitor and enforce standards, and to perform other technical interconnection-related support functions.
- Authorizes the PUC to establish a *minimal surcharge to fund HERA* operations.

What are electric reliability standards and interconnection requirements?

Electric reliability standards are *formal rules governing the technical and operational functions of electrical grids* for the purpose of keeping the lights on. Interconnection requirements are, on the other hand, *standards of performance and/or operation that entities* must comply with to gain electrical grid access.

Why are reliability standards and interconnection requirements necessary for Hawaii?

With the high penetration of variable and firm generation from independently owned and operated renewable energy projects – like large- and small-scale solar, geothermal, and wind – coming online, more formal, standardized rules for system reliability and interconnection are necessary.

As Hawaii's electrical grids evolve beyond a system in which electrons flowed in one direction – from the power plant to the customer – to a system where electricity can be generated from many different resources and where electrons can move in two directions, these kinds of rules will bring *clarity, consistency, and transparency* to the system. Thus, an important aspect of Senate Bill 2787 is the authority it gives to the PUC to oversee all parties connecting to Hawaii's evolving electrical grids.

Why has the PUC not already developed reliability standards and requirements? Why is this legislation necessary?

The PUC does have authority to develop formal reliability standards and interconnection requirements – which it is currently doing through an investigative docket. However, once completed, the Commission also needs the authority to enforce all adopted standards and requirements upon non-utility power electricity producers. Senate Bill 2787 also

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Hawaii Electricity Reliability Administrator (S.B. 2787)
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ATTACHMENT B CON'T.**FREQUENTLY ASKED QUESTIONS****Hawaii Electricity Reliability Administrator (HERA)****S.B. 2787 (2012)**

gives the Commission the authority to retain a third-party contractor with the requisite technical expertise and experience to perform HERA's monitoring and enforcement functions.

Can Hawaii just adopt reliability standards found on the mainland like what FERC and NERC are already doing?

No. First of all, Hawaii is not under the jurisdiction of either the Federal Energy Regulatory Commission (FERC) or the North American Electric Reliability Corporation (NERC). Thus, Hawaii is not required to follow the extensive reliability standards system established throughout the Continental United States, nor should it.

The PUC's ongoing reliability standards investigation is aimed at ensuring that the developed *standards will be designed to meet the unique requirements and operational challenges of Hawaii's small and isolated island grids.*

Will HERA be another state department/agency or some other type of entity?

HERA is to be established as an *independent third-party* that will operate *under contract with the PUC*. Similar to how Hawaii's Public Benefits Fee Administrator (Hawaii Energy) is contracted by the PUC under HRS § 269-122 to carry out energy efficiency programs, the PUC will select and contract with a highly qualified and experienced organization to serve as the HERA. While HERA will be tasked with monitoring and enforcing electric reliability standards and interconnection requirements throughout the State, the *PUC will retain ultimate authority over the process* through both statute and the HERA contracting process.

Who will control Hawaii's electric system infrastructure (i.e. power plants, transmission lines, etc.) once HERA is established?

Hawaii's electric utilities will continue to retain ownership and control of the electric grids, as they do currently. The PUC, through HERA, will simply take a greater role in the oversight of issues related to system reliability and interconnection. Compliance with PUC-adopted standards and requirements will be monitored and enforced by HERA. Significant interconnection disputes will be determined by the Commission with the assistance of HERA's added expertise.

How will the surcharge provision affect monthly electricity bills?

The specifics of the surcharge mechanism will be established through a PUC's docketed investigation. However, the preliminary estimated impact on a typical household's electricity bill is an increase of *no more than 10 to 15 cents a month* to fund HERA's annual operating expenses.

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Hawaii Electricity Reliability Administrator (S.B. 2787)
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