

## THIRTY-FOURTH DAY

Friday, March 16, 2001

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2001, convened at 11:38 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Father Gary Secor, Rector, Cathedral of Our Lady of Peace Church, after which the Roll was called showing all Senators present with the exception of Senators Inouye, Matsuura and Menor who were excused.

The President announced that he had read and approved the Journal of the Thirty-Third Day.

Senator Tam, with the assistance of Senators Sakamoto, Hemmings, Kim, Slom, Kokubun, Fukunaga and Chumbley, introduced and congratulated the following recipients of the 2001 US Small Business Administration's Small Business Awards: Elvira Lo, Small Business Exporter of the Year; Kelly Walsh, Financial Services Advocate of the Year; Jeff Bloom, Small Business Person of the Year; James Wright, Entrepreneurial Success Award; Yates Honma, Young Entrepreneur of the Year; Peter Matsumoto, Accountant Advocate of the Year; Dr. Robert Chase, Minority Small Business Advocate of the Year; Gina Mangieri, Small Business Journalist of the Year; and Leslie Wilkins, Women in Business Advocate of the Year. Accompanying the honorees was Andy Poepoe, District Director of the Small Business Administration.

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

The Senate reconvened at 12:15 o'clock p.m.

## HOUSE COMMUNICATION

Hse. Com. No. 351, transmitting H.C.R. No. 97, which was adopted by the House of Representatives on March 14, 2001, was read by the Clerk and was placed on file.

By unanimous consent, H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO DECLARE MARCH 2001 HAWAII WOMEN'S HISTORY MONTH IN THE STATE OF HAWAII," was referred to the Committee on Education.

## STANDING COMMITTEE REPORTS

Senator Nakata, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 1048) recommending that H.B. No. 357, H.D. 2, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and H.B. No. 357, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PENSIONERS' SPECIAL COMPENSATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Nakata, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1049) recommending that H.B. No. 565, H.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.B. No. 565, H.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

## ORDER OF THE DAY

REFERRAL OF  
SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Monday, March 12, 2001; Tuesday, March 13, 2001; Wednesday, March 14, 2001; and Thursday, March 15, 2001:

Senate Concurrent Resolution	Referred to:
No. 52	Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 53	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 54	Committee on Judiciary
No. 55	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs
No. 56	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations
No. 57	Committee on Transportation, Military Affairs, and Government Operations
No. 58	Committee on Health and Human Services
No. 59	Committee on Economic Development and Technology, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 60	Committee on Economic Development and Technology, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 61	Committee on Hawaiian Affairs, then to the Committee on Economic Development and Technology
No. 62	Committee on Health and Human Services, then to the Committee on Judiciary
No. 63	Committee on Hawaiian Affairs, then to the Committee on Education
No. 64	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs
No. 65	Jointly to the Committee on Education and the Committee on Health and Human Services
No. 66	Committee on Health and Human Services, then to the Committee on Judiciary

No. 67	Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations	No. 89	Committee on Water, Land, Energy, and Environment
No. 68	Committee on Transportation, Military Affairs, and Government Operations	No. 90	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
No. 69	Committee on Education	No. 91	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 70	Committee on Judiciary	No. 92	Jointly to the Committee on Health and Human Services and the Committee on Education
No. 71	Committee on Judiciary, then to the Committee on Ways and Means	No. 93	Committee on Transportation, Military Affairs, and Government Operations
No. 72	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary	No. 94	Committee on Transportation, Military Affairs, and Government Operations
No. 73	Committee on Economic Development and Technology, then to the Committee on Ways and Means	No. 95	Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations
No. 74	Committee on Judiciary	No. 96	Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs
No. 75	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology	No. 97	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means
No. 76	Committee on Hawaiian Affairs, then to the Committee on Judiciary	No. 98	Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations
No. 77	Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary	No. 99	Committee on Education
No. 78	Committee on Judiciary	No. 100	Jointly to the Committee on Health and Human Services and the Committee on Hawaiian Affairs
No. 79	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 101	Jointly to the Committee on Economic Development and Technology and the Committee on Education
No. 80	Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means	No. 102	Committee on Ways and Means
No. 81	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing	No. 103	Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment
No. 82	Committee on Tourism and Intergovernmental Affairs	No. 104	Committee on Education
No. 83	Committee on Health and Human Services, then to the Committee on Transportation, Military Affairs, and Government Operations	No. 105	Committee on Judiciary
No. 84	Committee on Tourism and Intergovernmental Affairs	No. 106	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology
No. 85	Committee on Hawaiian Affairs, then to the Committee on Water, Land, Energy, and Environment	No. 107	Committee on Health and Human Services
No. 86	Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture	No. 108	Committee on Labor, then to the Committee on Ways and Means
No. 87	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing	No. 109	Committee on Ways and Means
No. 88	Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means	No. 110	Committee on Ways and Means
		No. 111	Committee on Hawaiian Affairs

No. 112	Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations	No. 132	Committee on Water, Land, Energy, and Environment
No. 113	Committee on Education	No. 133	Committee on Health and Human Services
No. 114	Committee on Transportation, Military Affairs, and Government Operations	No. 134	Committee on Health and Human Services
No. 115	Committee on Commerce, Consumer Protection and Housing	No. 135	Committee on Health and Human Services
No. 116	Committee on Labor, then to the Committee on Ways and Means	No. 136	Committee on Water, Land, Energy, and Environment
No. 117	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 137	Committee on Tourism and Intergovernmental Affairs, then to the Committee on Education
No. 118	Committee on Education, then to the Committee on Transportation, Military Affairs, and Government Operations	No. 138	Committee on Hawaiian Affairs, then to the Committee on Judiciary
No. 119	Committee on Agriculture, then to the Committee on Judiciary	No. 139	Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations
No. 120	Committee on Education, then to the Committee on Ways and Means	No. 140	Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment
No. 121	Committee on Education, then to the Committee on Commerce, Consumer Protection and Housing	No. 141	Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing
No. 122	Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Water, Land, Energy, and Environment	No. 142	Committee on Judiciary
No. 123	Jointly to the Committee on Economic Development and Technology, the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary	No. 143	Committee on Transportation, Military Affairs, and Government Operations
No. 124	Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture	No. 144	Committee on Health and Human Services, then to the Committee on Judiciary
No. 125	Committee on Economic Development and Technology, then jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Agriculture	No. 145	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
No. 126	Committee on Water, Land, Energy, and Environment, then to the Committee on Agriculture	No. 146	Committee on Water, Land, Energy, and Environment
No. 127	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 147	Committee on Labor
No. 128	Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing	No. 148	Committee on Judiciary
No. 129	Committee on Water, Land, Energy, and Environment	No. 149	Committee on Health and Human Services
No. 130	Committee on Health and Human Services	No. 150	Committee on Health and Human Services
No. 131	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment	No. 151	Committee on Health and Human Services, then to the Committee on Education
		No. 152	Committee on Education
		No. 153	Committee on Health and Human Services, then to the Committee on Transportation, Military Affairs, and Government Operations
		No. 154	Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology

No. 155 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Education, then to the Committee on Ways and Means

No. 156 Committee on Tourism and Intergovernmental Affairs

No. 157 Committee on Labor, then to the Committee on Ways and Means

No. 158 Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment

No. 159 Committee on Labor

No. 160 Committee on Health and Human Services, then to the Committee on Judiciary

#### REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Monday, March 12, 2001; Tuesday, March 13, 2001; Wednesday, March 14, 2001; and Thursday, March 15, 2001:

Senate Resolution Referred to:

No. 39 Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations

No. 40 Committee on Judiciary

No. 41 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs

No. 42 Committee on Transportation, Military Affairs, and Government Operations

No. 43 Committee on Health and Human Services

No. 44 Committee on Hawaiian Affairs, then to the Committee on Economic Development and Technology

No. 45 Committee on Transportation, Military Affairs, and Government Operations

No. 46 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Hawaiian Affairs

No. 47 Jointly to the Committee on Education and the Committee on Health and Human Services

No. 48 Committee on Health and Human Services, then to the Committee on Judiciary

No. 49 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations

No. 50 Committee on Education

No. 51 Committee on Judiciary

No. 52 Committee on Judiciary, then to the Committee on Ways and Means

No. 53 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary

No. 54 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 55 Committee on Education

No. 56 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary

No. 57 Committee on Judiciary

No. 58 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 59 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 60 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations

No. 61 Committee on Tourism and Intergovernmental Affairs

No. 62 Committee on Tourism and Intergovernmental Affairs

No. 63 Committee on Hawaiian Affairs, then to the Committee on Water, Land, Energy, and Environment

No. 64 Committee on Health and Human Services

No. 65 Committee on Water, Land, Energy, and Environment, then to the Committee on Commerce, Consumer Protection and Housing

No. 66 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 67 Committee on Water, Land, Energy, and Environment

No. 68 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 69 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 70 Jointly to the Committee on Health and Human Services and the Committee on Education

No. 71 Committee on Transportation, Military Affairs, and Government Operations

No. 72 Committee on Transportation, Military Affairs, and Government Operations

No. 73 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 74 Jointly to the Committee on Health and Human Services and the Committee on Hawaiian Affairs

No. 75 Jointly to the Committee on Economic Development and Technology and the Committee on Education

No. 76 Committee on Ways and Means

No. 77 Committee on Education

No. 78 Committee on Judiciary

No. 79 Jointly to the Committee on Education and the Committee on Health and Human Services, then to the Committee on Ways and Means

No. 80 Committee on Health and Human Services

No. 81 Committee on Labor, then to the Committee on Ways and Means

No. 82 Committee on Ways and Means

No. 83 Committee on Ways and Means

No. 84 Committee on Hawaiian Affairs

No. 85 Jointly to the Committee on Judiciary and the Committee on Transportation, Military Affairs, and Government Operations

No. 86 Committee on Labor, then to the Committee on Ways and Means

No. 87 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 88 Committee on Agriculture, then to the Committee on Judiciary

No. 89 Committee on Education, then to the Committee on Ways and Means

No. 90 Jointly to the Committee on Education and the Committee on Health and Human Services

No. 91 Jointly to the Committee on Economic Development and Technology, the Committee on Health and Human Services and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 92 Committee on Water, Land, Energy, and Environment

No. 93 Committee on Health and Human Services

No. 94 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Water, Land, Energy, and Environment

No. 95 Committee on Economic Development and Technology

No. 96 Committee on Economic Development and Technology

No. 97 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Hawaiian Affairs

No. 98 Committee on Hawaiian Affairs, then to the Committee on Judiciary

No. 99 Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations

No. 100 Committee on Economic Development and Technology, then to the Committee on Water, Land, Energy, and Environment

No. 101 Committee on Health and Human Services, then to the Committee on Judiciary

No. 102 Committee on Water, Land, Energy, and Environment

No. 103 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Water, Land, Energy, and Environment

#### RE-REFERRAL OF HOUSE BILLS

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

House Bill	Referred to:
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No. 47, H.D. 2	Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
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No. 170, H.D. 1	Jointly to the Committee on Judiciary, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
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No. 532, H.D. 2	Committee on Commerce, Consumer Protection and Housing
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No. 533, H.D. 2	Committee on Judiciary, then to the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
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No. 602, H.D. 1	Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary
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No. 638, H.D. 1	Committee on Health and Human Services, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Transportation, Military Affairs, and Government Operations
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#### ADJOURNMENT

At 12:18 o'clock p.m., on motion by Senator English, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 o'clock a.m., Monday, March 19, 2001.