

EIGHTH DAY

Tuesday, January 29, 2002

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 11:39 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Conrado Lomibao, Saint Philomena Church, after which the Roll was called showing all Senators present with the exception of Senator Tam who was excused.

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

At 11:43 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:14 o'clock p.m.

ORDER OF THE DAY

THIRD READING

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

Senator Taniguchi moved that H.B. No. 1, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Hanabusa.

Senator Taniguchi rose to speak in support of the measure and said:

"Mr. President, I rise to speak in support of H.B. No. 1, H.D. 1, the legislative appropriations bill.

"Mr. President, I would like to note that the total appropriations for all the legislative agencies have been reduced by 2.4 percent from last year's appropriations. Your Committee on Ways and Means has also recommended extending the appropriation to the Auditor for another year for matters related to the Felix consent decree because your Committee believes that the Auditor's work needs to continue in this area.

"I urge all members to support the bill."

The motion was put by the Chair and carried, H.B. No. 1, H.D. 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE LEGISLATIVE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, AND THE OMBUDSMAN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

REFERRAL OF SENATE BILLS

The President made the following committee assignments of bills introduced on Tuesday, January 22, 2002, and Wednesday, January 23, 2002:

Senate Bill Referred to:

No. 2530 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2531 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2532 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2533 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 2534 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2535 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 2536 Committee on Education, then to the Committee on Ways and Means

No. 2537 Committee on Education, then to the Committee on Ways and Means

No. 2538 Jointly to the Committee on Economic Development and Technology and the Committee on Labor, then to the Committee on Commerce, Consumer Protection and Housing

No. 2539 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 2540 Committee on Economic Development and Technology, then to the Committee on Ways and Means

No. 2541 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2542 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2543 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs

No. 2544 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2545 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2546 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2547 Committee on Judiciary

No. 2548 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

- No. 2549 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 2550 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2551 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2552 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 2553 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 2554 Committee on Commerce, Consumer Protection and Housing
- No. 2555 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2556 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Labor, then to the Committee on Ways and Means
- No. 2557 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2558 Committee on Education, then to the Committee on Ways and Means
- No. 2559 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 2560 Committee on Education, then to the Committee on Labor
- No. 2561 Jointly to the Committee on Education and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2562 Committee on Ways and Means
- No. 2563 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 2564 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 2565 Jointly to the Committee on Hawaiian Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then jointly to the Committee on Judiciary and the Committee on Ways and Means
- No. 2566 Committee on Hawaiian Affairs, then to the Committee on Ways and Means
- No. 2567 Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
- No. 2568 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 2569 Committee on Economic Development and Technology, then to the Committee on Ways and Means
- No. 2570 Committee on Education, then to the Committee on Ways and Means
- No. 2571 Committee on Labor, then to the Committee on Ways and Means
- No. 2572 Committee on Ways and Means
- No. 2573 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Health and Human Services, then to the Committee on Judiciary
- No. 2574 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 2575 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means
- No. 2576 Committee on Economic Development and Technology, then to the Committee on Ways and Means
- No. 2577 Jointly to the Committee on Agriculture and the Committee on Health and Human Services
- No. 2578 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Transportation, Military Affairs, and Government Operations
- No. 2579 Committee on Education, then to the Committee on Ways and Means
- No. 2580 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2581 Committee on Health and Human Services
- No. 2582 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2583 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2584 Committee on Health and Human Services, then to the Committee on Judiciary

- No. 2585 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2586 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2587 Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2588 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
- No. 2589 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2590 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 2591 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 2592 Committee on Ways and Means
- No. 2593 Committee on Health and Human Services, then to the Committee on Ways and Means
- No. 2594 Jointly to the Committee on Health and Human Services and the Committee on Judiciary, then to the Committee on Ways and Means
- No. 2595 Jointly to the Committee on Health and Human Services and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
- No. 2596 Committee on Economic Development and Technology, then to the Committee on Ways and Means
- No. 2597 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Economic Development and Technology, then to the Committee on Judiciary
- No. 2598 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2599 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary
- No. 2600 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 2601 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 2602 Jointly to the Committee on Agriculture, the Committee on Water, Land, Energy, and Environment and the Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing
- No. 2603 Jointly to the Committee on Health and Human Services and the Committee on Agriculture, then to the Committee on Ways and Means
- No. 2604 Jointly to the Committee on Economic Development and Technology and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means
- No. 2605 Committee on Ways and Means
- No. 2606 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2607 Jointly to the Committee on Labor and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary
- No. 2608 Committee on Labor, then to the Committee on Ways and Means
- No. 2609 Jointly to the Committee on Economic Development and Technology and the Committee on Health and Human Services
- No. 2610 Jointly to the Committee on Health and Human Services and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 2611 Jointly to the Committee on Labor and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means
- No. 2612 Jointly to the Committee on Agriculture and the Committee on Education, then to the Committee on Ways and Means
- No. 2613 Jointly to the Committee on Economic Development and Technology and the Committee on Water, Land, Energy, and Environment, then to the Committee on Judiciary
- No. 2614 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Economic Development and Technology, then to the Committee on Ways and Means
- No. 2615 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means
- No. 2616 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Education, then to the Committee on Ways and Means
- No. 2617 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary
- No. 2618 Committee on Commerce, Consumer Protection and Housing
- No. 2619 Jointly to the Committee on Education and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 2620 Jointly to the Committee on Hawaiian Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 2621 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2622 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2623 Committee on Judiciary, then to the Committee on Ways and Means

No. 2624 Committee on Labor, then to the Committee on Judiciary

No. 2625 Committee on Judiciary

No. 2626 Jointly to the Committee on Economic Development and Technology and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 2627 Committee on Judiciary

No. 2628 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2629 Committee on Judiciary

No. 2630 Committee on Judiciary

No. 2631 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2632 Committee on Judiciary

No. 2633 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 2634 Committee on Judiciary

No. 2635 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2636 Committee on Health and Human Services, then to the Committee on Commerce, Consumer Protection and Housing

No. 2637 Committee on Education, then to the Committee on Ways and Means

No. 2638 Committee on Ways and Means

No. 2639 Committee on Health and Human Services, then to the Committee on Ways and Means

No. 2640 Committee on Education

No. 2641 Committee on Education

No. 2642 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2643 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2644 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2645 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 2646 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 2647 Committee on Health and Human Services, then to the Committee on Judiciary

No. 2648 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 2649 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

No. 2650 Committee on Judiciary

No. 2651 Committee on Judiciary

No. 2652 Committee on Ways and Means

No. 2653 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2654 Committee on Ways and Means

No. 2655 Jointly to the Committee on Labor, the Committee on Tourism and Intergovernmental Affairs and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 2656 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Judiciary

No. 2657 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2658 Jointly to the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2659 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2660 Jointly to the Committee on Education and the Committee on Labor, then to the Committee on Ways and Means

No. 2661 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 2662 Committee on Education, then to the Committee on Ways and Means

No. 2663 Committee on Economic Development and Technology, then to the Committee on Commerce, Consumer Protection and Housing

No. 2664 Committee on Education, then to the Committee on Ways and Means

No. 2665 Committee on Agriculture, then to the Committee on Ways and Means

No. 2666 Jointly to the Committee on Agriculture and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2667 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 2668 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Commerce, Consumer Protection and Housing

No. 2669 Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 2670 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2671 Committee on Tourism and Intergovernmental Affairs, then to the Committee on Commerce, Consumer Protection and Housing

No. 2672 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2673 Committee on Agriculture, then to the Committee on Ways and Means

No. 2674 Jointly to the Committee on Economic Development and Technology and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2675 Jointly to the Committee on Transportation, Military Affairs, and Government Operations, the Committee on Tourism and Intergovernmental Affairs and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2676 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

No. 2677 Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Judiciary

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

Senate Bill Referred to:

No. 2003 Jointly to the Committee on Water, Land, Energy, and Environment and the Committee on Transportation, Military Affairs, and Government Operations, then to the Committee on Ways and Means

No. 2055 Committee on Education, then to the Committee on Ways and Means

No. 2135 Jointly to the Committee on Agriculture and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 2137 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2182 Jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Water, Land, Energy, and Environment, then to the Committee on Ways and Means

No. 2194 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2199 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2201 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then jointly to the Committee on Commerce, Consumer Protection and Housing and the Committee on Judiciary, then to the Committee on Ways and Means

No. 2213 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

No. 2232 Jointly to the Committee on Hawaiian Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2266 Jointly to the Committee on Water, Land, Energy, and Environment, the Committee on Tourism and Intergovernmental Affairs and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Ways and Means

No. 2387 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Commerce, Consumer Protection and Housing, then to the Committee on Judiciary

No. 2510 Jointly to the Committee on Transportation, Military Affairs, and Government Operations and the Committee on Tourism and Intergovernmental Affairs, then to the Committee on Ways and Means

Senator Sakamoto, Chair of the Committee on Education, requested a waiver of the notice requirement pursuant to Senate Rule 20 for S.B. Nos. 2160 and 2457, and the Chair granted the waiver.

ADJOURNMENT

At 12:17 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., Wednesday, January 30, 2002.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate