

FIFTY-THIRD DAY

Friday, April 19, 2002

The Senate of the Twenty-First Legislature of the State of Hawaii, Regular Session of 2002, convened at 11:55 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Sister Francis Regis, OSF, St. Francis Convent and Schools, after which the Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-Second Day.

Senator Kawamoto congratulated and introduced the following recipients of the Waipahu Business Association's Annual Pride in Waipahu Awards: Beverly Sandobal, Helen Barcelona and Rose Pamatigan. Accompanying the honorees was Annette Yamaguchi, chair of the Pride in Waipahu Awards Banquet. Other recipients who were not able to attend were Maisel Caliva, Ed Kubo and Edmar Ramos.

At 12:07 o'clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 o'clock p.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 351 to 353) were read by the Clerk and were placed on file:

Gov. Msg. No. 351, informing the Senate that on April 18, 2002, he signed into law Senate Bill No. 410 as Act 23, entitled: "RELATING TO TRANSPORTATION."

Gov. Msg. No. 352, dated April 18, 2002, transmitting his statement of objections to Senate Bill No. 748 which he has returned to the Senate without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 17, 2002

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 748

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 748, entitled 'A Bill for an Act Relating to Motorcycle Operator Education.'

The purpose of this bill is to amend section 286-108.4, Hawaii Revised Statutes, to provide that military motorcycle operator education programs in Hawaii that (1) meet Motorcycle Safety Foundation standards and (2) are certified by the military installation commander, shall be deemed approved and certified by the director of transportation.

Section 15 of Article III of the State Constitution provides in part as follows:

Any bill pending at the final adjournment of a regular session in an odd-numbered year shall carry over with the

same status to the next regular session. Before the carried-over bill is enacted, it shall pass at least one reading in the house in which the bill originated.

This bill carried over from the regular session of 2001 but did not pass at least one reading in its originating house during the regular session of 2002. Therefore, this bill did not meet the requirements of Section 15 of Article III of the State Constitution that apply to carried-over bills and cannot validly become law.

Furthermore, the bill may result in undesirable inconsistencies with current State Department of Transportation (DOT) efforts in this area. The DOT recently adopted administrative rules that establish a fair, equitable, and consistent procedure for program certification. This bill would undermine the intent of these rules by treating the military differently.

For the foregoing reasons, I am returning Senate Bill No. 748 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
BENJAMIN J. CAYETANO
Governor of Hawaii"

Gov. Msg. No. 353, dated April 18, 2002, transmitting his statement of objections to House Bill No. 2467 which he has returned to the House of Representatives without his approval and which reads as follows:

"EXECUTIVE CHAMBERS
HONOLULU

April 17, 2002

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2467

Honorable Members
Twenty-First Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2467, entitled 'A Bill for an Act Relating to Naturopathy.'

The purposes of this bill are to: (1) repeal outdated language regarding application procedures for the naturopathy examination and (2) modify the accrediting standards for approved naturopathic schools in order to eliminate adverse consequences on applicants for a naturopathy license.

However, this bill is identical to Senate Bill No. 2725, which was also passed during the regular session of 2002. Senate Bill No. 2725 was approved on April 11, 2002, as Act 14, Session Laws of Hawaii 2002. Consequently, there is no need to also approve this bill.

For the foregoing reason, I am returning House Bill No. 2467 without my approval.

Respectfully,

/s/ Benjamin J. Cayetano
 BENJAMIN J. CAYETANO
 Governor of Hawaii"

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 586 to 592) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 586, informing the Senate that the Speaker on April 18, 2002, appointed conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 331, S.D. 2 (H.D. 2):

Representatives Kahikina, Hamakawa, co-chairs; Auwae.

S.B. No. 859, S.D. 1 (H.D. 2):

Representatives Garcia, Hamakawa, co-chairs; Auwae.

S.B. No. 2179, S.D. 2 (H.D. 1):

Representatives Morita, Hiraki, Takamine, co-chairs; Schatz, Rath, Whalen.

S.B. No. 3047, S.D. 1 (H.D. 1):

Representatives Arakaki, Kahikina, Kawakami, co-chairs; Cabrerros, McDermott, Stonebraker,

was placed on file.

Hse. Com. No. 587, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 1768, H.D. 1, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 1768, H.D. 1, S.D. 1, passed Final Reading in the House of Representatives on April 18, 2002, was placed on file.

Hse. Com. No. 588, informing the Senate that the House reconsidered its actions taken in disagreeing to the amendments made by the Senate to the following House bills and the amendments proposed by the Senate were agreed to by the House and said bills passed Final Reading in the House of Representatives on April 18, 2002:

H.B. No. 1970, S.D. 1; and
 H.B. No. 2009, H.D. 1, S.D. 1,

was placed on file.

Hse. Com. No. 589, informing the Senate that the House reconsidered its actions taken in disagreeing to the amendments made by the Senate to the following House bills and the amendments proposed by the Senate were agreed to by the House and said bills passed Final Reading in the House of Representatives on April 18, 2002:

H.B. No. 1746, H.D. 1, S.D. 1;
 H.B. No. 2056, H.D. 2, S.D. 2; and
 H.B. No. 2169, H.D. 2, S.D. 1,

was placed on file.

Hse. Com. No. 590, informing the Senate that the Speaker on April 18, 2002, made the following changes to the conferees on the following bill:

S.B. No. 2069, S.D. 2 (H.D. 1):

Discharged Representative Ito as first co-chair.
 Appointed Representative Takumi as first co-chair,

was placed on file.

Hse. Com. No. 591, returning S.C.R. No. 75, S.D. 1, which was adopted by the House of Representatives on April 18, 2002, in an amended form, was placed on file.

On motion by Senator English, seconded by Senator Hemmings and carried, the Senate disagreed to the amendments proposed by the House to S.C.R. No. 75, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 592, returning S.C.R. No. 50, which was adopted by the House of Representatives on April 18, 2002, was placed on file.

SENATE COMMUNICATION

Sen. Com. No. 4, notice to the Governor dated April 18, 2002, transmitting S.B. No. 996, H.D. 1, C.D. 1, which proposes amendments to the Hawaii State Constitution, was read by the Clerk and was disposed of as follows:

By unanimous consent, the following notice was sent to the Governor:

"April 18, 2002

The Honorable Benjamin J. Cayetano
 Governor of the State of Hawaii
 State Capitol
 Honolulu, Hawaii 96813

Dear Governor Cayetano:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form to the following bill(s), a copy of which is attached hereto:

S.B. 996, HD 1, CD1
 'PROPOSING AMENDMENTS TO ARTICLE I, SECTION 10, OF THE HAWAII CONSTITUTION.'

Respectfully,

/s/ Paul T. Kawaguchi
 PAUL T. KAWAGUCHI
 Clerk of the Senate"

CONFERENCE COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 2848, H.D. 1, presented a report (Conf. Com. Rep. No. 1-02) recommending that H.B. No. 2848, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1-02 and H.B. No. 2848, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII, SECTION 12, AND ARTICLE X, SECTION 1, OF THE CONSTITUTION OF THE STATE OF HAWAII TO

AUTHORIZE THE STATE TO ISSUE SPECIAL PURPOSE REVENUE BONDS AND USE THE PROCEEDS FROM THE BONDS TO ASSIST NOT-FOR-PROFIT PRIVATE ELEMENTARY SCHOOLS, SECONDARY SCHOOLS, COLLEGES, AND UNIVERSITIES," was deferred for a period of 48 hours.

By unanimous consent, action on Conf. Com. Rep. No. 1-02 and H.B. No. 2848, H.D. 1, S.D. 2, C.D. 1, was deferred until Tuesday, April 30, 2002.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1012, presented a report (Conf. Com. Rep. No. 2-02) recommending that H.B. No. 1012, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 2-02 and H.B. No. 1012, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE III, SECTION 6, OF THE HAWAII CONSTITUTION, TO CHANGE THE ELIGIBILITY TO SERVE AS A MEMBER OF THE SENATE OR HOUSE OF REPRESENTATIVES," was deferred for a period of 48 hours.

By unanimous consent, action on Conf. Com. Rep. No. 2-02 and H.B. No. 1012, S.D. 1, C.D. 1, was deferred until Tuesday, April 30, 2002.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 996, presented a report (Conf. Com. Rep. No. 51-02) recommending that S.B. No. 996, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 51-02 and S.B. No. 996, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE I, SECTION 10, OF THE HAWAII CONSTITUTION," was deferred for a period of 48 hours.

By unanimous consent, action on Conf. Com. Rep. No. 51-02 and S.B. No. 996, H.D. 1, C.D. 1, was deferred until Tuesday, April 30, 2002.

Senator Kanno, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 997, presented a report (Conf. Com. Rep. No. 52-02) recommending that S.B. No. 997, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 52-02 and S.B. No. 997, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL OFFENSES," was deferred for a period of 48 hours.

By unanimous consent, action on Conf. Com. Rep. No. 52-02 and S.B. No. 997, H.D. 1, C.D. 1, was deferred until Tuesday, April 30, 2002.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 3444) recommending that the Senate advise and consent to the nominations of CHARLES M. FREEDMAN, MARY PHILPOTTS and MONA ABADIR to the State Foundation on Culture and the Arts Commission, in accordance with Gov. Msg. No. 259.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3444 and Gov. Msg. No. 259 was deferred until Monday, April 22, 2002.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 3445) recommending that the Senate advise and consent to the nominations of EVERETT R. DOWLING and MYRON A. YAMASATO to the Board of Regents, University of Hawai'i, in accordance with Gov. Msg. No. 281.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3445 and Gov. Msg. No. 281 was deferred until Monday, April 22, 2002.

Senator Sakamoto, for the Committee on Education, presented a report (Stand. Com. Rep. No. 3446) recommending that the Senate advise and consent to the nomination of DORIS M. CHING, ED.D., to the Western Interstate Commission for Higher Education (WICHE), in accordance with Gov. Msg. No. 288.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3446 and Gov. Msg. No. 288 was deferred until Monday, April 22, 2002.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 3447) recommending that the Senate advise and consent to the nominations of SAMUEL DACANAY, M.D., DAVID A. KAKU, M.D., KEVIN K. LUI, O.D., and DAVID MAI, M.D., to the Medical Advisory Board, in accordance with Gov. Msg. No. 274.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3447 and Gov. Msg. No. 274 was deferred until Monday, April 22, 2002.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 3448) recommending that the Senate advise and consent to the nominations of KAZU HAYASHIDA, HAROLD K. KAGEURA, WILLIAM H. CROZIER III, JAMES C. PACOPAC, KIRK T. TANAKA and NORMAN K. TSUJI to the Commission on Transportation, in accordance with Gov. Msg. No. 286.

In accordance with Senate Rule 36(6), action on Stand. Com. Rep. No. 3448 and Gov. Msg. No. 286 was deferred until Monday, April 22, 2002.

Senator Kawamoto, for the Committee on Transportation, Military Affairs, and Government Operations, presented a report (Stand. Com. Rep. No. 3449) recommending that H.C.R. No. 34 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 3449 and H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING CONGRESS AND THE PRESIDENT OF THE UNITED STATES TO SUPPORT LEGISLATION TO REPEAL THE RESCISSION ACT OF 1946 AND THE SECOND SUPPLEMENTAL SURPLUS APPROPRIATION RESCISSION ACT (1946), AND TO RESTORE FILIPINO WORLD WAR II VETERANS' TO FULL UNITED STATES VETERANS' STATUS AND BENEFITS," was deferred until Monday, April 22, 2002.

Senator Inouye, for the Committee on Water, Land, Energy, and Environment, presented a report (Stand. Com. Rep. No.

3450), recommending that H.C.R. No. 103, H.D. 1, as amended in S.D. 1, 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.C.R. No. 103, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE ENVIRONMENTAL COUNCIL, THE DEPARTMENT OF LAND AND NATURAL RESOURCES, SIERRA CLUB, HAWAII CHAPTER, LAND USE RESEARCH FOUNDATION, CONSERVATION COUNCIL OF HAWAII, ESTATE OF JAMES CAMPBELL, EARTHJUSTICE LEGAL DEFENSE FUND, UNIVERSITY OF HAWAII, DEPARTMENT OF AGRICULTURE, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, AND OTHER INTERESTED PARTIES, TO ANALYZE POTENTIAL AMENDMENTS TO HAWAII'S ENDANGERED SPECIES LAW, CHAPTER 195D, HAWAII REVISED STATUTES, TO FURTHER THE GOALS OF PROTECTING AND PROMOTING THE RECOVERY OF HAWAII'S UNIQUE AND IMPERILED FLORA AND FAUNA," was referred to the Committee on Ways and Means.

Senator Buen, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 3451), recommending that H.C.R. No. 94, H.D. 1, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and H.C.R. No. 94, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF AN AGRICULTURAL TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE PROMOTION OF AGRICULTURAL DEVELOPMENT AND THE PROTECTION OF EXISTING AGRICULTURAL LAND RESOURCES AND THEIR COMPONENTS," was referred to the Committee on Ways and Means.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 3434 (Gov. Msg. No. 229):

Senator Kanno moved that Stand. Com. Rep. No. 3434 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of RICHARD TURBIN to the Civil Rights Commission, term to expire June 30, 2004, seconded by Senator Matsuura.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3435 (Gov. Msg. No. 241):

Senator Kanno moved that Stand. Com. Rep. No. 3435 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nomination of ELIZABETH KENT to the Commission to Promote Uniform Legislation, term to expire June 30, 2006, seconded by Senator Matsuura.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3436 (Gov. Msg. No. 260):

Senator Kanno moved that Stand. Com. Rep. No. 3436 be received and placed on file, seconded by Senator Matsuura and carried.

Senator Kanno then moved that the Senate advise and consent to the nominations of DANA S. ISHIBASHI and PAMELA E. TAMASHIRO to the Defender Council, terms to expire June 30, 2006, seconded by Senator Matsuura.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3437 (Gov. Msg. No. 185):

Senator Nakata moved that Stand. Com. Rep. No. 3437 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nomination of TRACY K. CHANG to the Board of Trustees, Hawai'i Public Employees Health Fund, term to expire June 30, 2004, seconded by Senator Ihara.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3438 (Gov. Msg. No. 184):

Senator Nakata moved that Stand. Com. Rep. No. 3438 be received and placed on file, seconded by Senator Ihara and carried.

Senator Nakata then moved that the Senate advise and consent to the nominations to the Hawai'i Performance Partnerships Board of the following:

MARY ALICE EVANS, term to expire December 2, 2002;

MICHAEL T. FITZGERALD, term to expire June 30, 2004; and

AARON S. FUJIOKA, term to expire October 15, 2005,

seconded by Senator Ihara.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3439 (Gov. Msg. No. 172):

Senator Buen moved that Stand. Com. Rep. No. 3439 be received and placed on file, seconded by Senator Chun and carried.

Senator Buen then moved that the Senate advise and consent to the nomination of WAYNE K. KATAYAMA to the Board of Directors, Agribusiness Development Corporation, term to expire June 30, 2005, seconded by Senator Chun.

Senator Buen rose and said:

“Mr. President, I have some comments I’d like inserted into the Journal on Mr. Wayne Katayama.”

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

“Members of the Senate, I stand before you today to urge you to vote favorably on the nomination of Wayne K. Katayama to the Agribusiness Development Corporation Board of Directors.

“Agriculture, the base of all modern society, is particularly sensitive in Hawaii right now as we strive to transition from a large plantation-style of agriculture to a smaller, diversified crop system. Wayne has the agricultural and business experience necessary to be successful at this endeavor, as well as a commitment to Hawaii that is unwavering. Over the course of his career, he has been an accountant, senior financial analyst, vice-president, and president for agricultural-related businesses. He has demonstrated his skills and commitment by serving in numerous board memberships, including the Hawaii Tropical Fruit Growers, The College of Tropical Agriculture and Human Resources, and the Kauai Rural Development Project, to name a few.

“As President of Kilauea Agronomics for the past nine years, he has a comprehensive knowledge of the unique problems and strengths of Hawaii’s present agriculture industry, as well as the vision necessary to lead Hawaii into the future.

“A liaison between organized business and the farming community, Wayne has proven his desire to improve agricultural business and the community by his over 30 years of professional experience and service.

“He has also served on the Board of Directors for the Kauai Visitors Bureau and is presently a member of the Hawaii Hotel Association. His experience and close connection with the tourist industry is of special value, as the intrinsic link between tourism and agriculture can only be expected to strengthen in the future.

“Wayne is supported in his nomination by Dean Hashimoto of CTAHR, Alfredo Lee of the Agribusiness Development Corporation, James Nakatani of the Department of Agriculture, and Stephanie Whalen of the Hawaii Agricultural Research Center, to name a few.

“Wayne is eminently qualified for this position, and has the leadership, experience and character that will make his an invaluable member of the Board of Directors for the Agribusiness Development Corporation. It is for these reasons that I urge you to vote favorably for the nomination of Wayne Katayama.”

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3440 (Gov. Msg. No. 261):

Senator Matsuura moved that Stand. Com. Rep. No. 3440 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations of BARBARA K. IDETA, CAROL

H. KIKKAWA-WARD, ROBERT P. TAKUSHI and JOAN P. WHITE to the Policy Advisory Board for Elder Affairs, terms to expire June 30, 2006, seconded by Senator Buen.

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

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 3441 (Gov. Msg. No. 265):

Senator Matsuura moved that Stand. Com. Rep. No. 3441 be received and placed on file, seconded by Senator Buen and carried.

Senator Matsuura then moved that the Senate advise and consent to the nominations to the Board of Directors of the Hawaii Health Systems Corporation of the following:

KENNETH H. SANDEFUR, term to expire June 30, 2004; and

RICHARD E. MEIERS, term to expire June 30, 2006,

seconded by Senator Buen.

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

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM THURSDAY, APRIL 18, 2002

Stand. Com. Rep. No. 3433 (S.R. No. 73, S.D. 1):

On motion by Senator English, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.R. No. 73, S.D. 1, entitled: “SENATE RESOLUTION URGING THE HAWAII TOURISM AUTHORITY TO DELAY ANY CONTRACT EXTENSIONS OR NEW CONTRACT AWARDS UNTIL THE SUCCESSORS TO THE CURRENT BOARD MEMBERS HAVE BEEN APPOINTED,” was adopted.

At 12:19 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:21 o’clock p.m.

THIRD READING

Stand. Com. Rep. No. 3430 (H.B. No. 2307, H.D. 1):

On motion by Senator Kanno, seconded by Senator Matsuura and carried, Stand. Com. Rep. No. 3430 was adopted and H.B. No. 2307, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ELECTRONIC TRANSACTIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

RE-REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

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

House
Concurrent
Resolution Referred to:

No. 70, H.D. 1 Committee on Agriculture

No. 121, H.D. 1 Committee on Transportation, Military
Affairs, and Government Operations

No. 123 Committee on Health and Human
Services

No. 179, H.D. 1 Committee on Water, Land, Energy, and
Environment, then jointly to the Committee on Commerce,
Consumer Protection and Housing and the Committee on Ways
and Means

Senator Taniguchi, Chair of the Committee on Ways and Means, requested that the referral of H.C.R. Nos. 94 and 103 to the Committee on Ways and Means be waived.

Senator Taniguchi noted:

“Mr. President, these resolutions were on today’s Order of the Day for referral to the Committee on Ways and Means and in order to meet Monday’s concurrent resolution crossback deadline, your Committee would like to waive this referral. Thank you.”

The Chair then granted the waiver.

By unanimous consent, action on H.C.R. Nos. 94 and 103 was deferred until Monday, April 22, 2002.

At this time, Senator Matsunaga, on behalf of the Senate, extended happy birthday wishes to Senator Kawamoto.

At 12:25 o’clock p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:26 o’clock p.m.

Senator Chun Oakland extended happy birthday wishes to Senator Ihara on behalf of the Senate.

**APPOINTMENT AND DISCHARGE
OF CONFEREES**

S.B. No. 2498, S.D. 2 (H.D. 1):

The President appointed Senator Menor as a co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 2498, S.D. 2.

S.B. No. 2724, S.D. 2 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 2724, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Hogue as managers on the part of the Senate at such conference.

S.B. No. 3049, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3049, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi,

co-chair; Hanabusa, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3060, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3060, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi, co-chair; Fukunaga, Hanabusa, Tam, Hemmings as managers on the part of the Senate at such conference.

S.B. No. 3063, S.D. 2 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 3063, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Kanno, Taniguchi, co-chairs; English, Hanabusa, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1761, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1761, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Matsunaga, Taniguchi, co-chairs; Fukunaga, Matsunaga as managers on the part of the Senate at such conference.

H.B. No. 1777, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1777, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Taniguchi, co-chair; Hemmings as managers on the part of the Senate at such conference.

H.B. No. 1823, H.D. 1 (S.D. 1):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 1823, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kawamoto, chair; Taniguchi, co-chair; Hanabusa, Kokubun, Sakamoto, Hemmings as managers on the part of the Senate at such conference.

H.B. No. 2212, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2212, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Buen, chair; Inouye, Hanabusa, co-chairs; English, Kawamoto, Hogue as managers on the part of the Senate at such conference.

H.B. No. 2832, H.D. 1 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2832, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; English, Slom as managers on the part of the Senate at such conference.

H.B. No. 2834 (S.D. 2):

In accordance with the disagreement of the House to the amendments proposed by the Senate to H.B. No. 2834, and the request for a conference on the subject matter thereof, the

President appointed Senators Menor, chair; Matsuura, Taniguchi, co-chairs; Chun Oakland, Fukunaga, Matsunaga as managers on the part of the Senate at such conference.

ADJOURNMENT

At 12:27 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, April 22, 2002.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate