

THE  
TWENTY-SECOND LEGISLATURE  
STATE OF HAWAII  
REGULAR SESSION OF 2004  
JOURNAL OF THE SENATE

## FIRST DAY

Wednesday, January 21, 2004

In accordance with the provisions of Section 10 of Article III of the Constitution of the State of Hawaii, the Senate of the Twenty-Second Legislature of the State of Hawaii, Regular Session of 2004, was called to order at 10:02 o'clock a.m., by the Honorable Robert Bunda, President of the Senate.

The members of the Senate and guests rose to sing the National Anthem, led by Ms. Keahi Conjugacion, and "Hawaii Pono'i," led by the Kamehameha Concert Glee Club under the direction of Tim Ho, Choral Director.

At this time, the Kamehameha Concert Glee Club performed two songs for the members of the Senate and their guests.

The Divine Blessing was then invoked by the Reverend Dan McAleer, Mililani Missionary Church.

The President then directed the Senate Clerk to call the Roll. The Clerk called the Roll showing all Senators present with the exception of Senator Whalen who was excused.

The President then addressed the members of the Senate and guests as follows:

"Governor Lingle, Lt. Governor and Mrs. Aiona, Congressman Abercrombie, Mayor Arakawa, Mayor Baptiste, former Governor and Mrs. Ariyoshi, former Governor and Mrs. Cayetano, Lt. General Dierker, Lt. General Renuart, Rear Admiral Godlewski, Colonel Champoux, Colonel Anderson, esteemed colleagues, honored guests, ladies and gentlemen – Aloha and welcome to the 2004 Session of the Hawaii State Legislature.

"I would like to again acknowledge the members of the armed forces who have joined us this morning. Many men and women under their commands have been deployed to Iraq and elsewhere to defend our Nation. We wish these brave citizens Godspeed and a safe return home. Please convey our sentiments to them and relay our gratitude for their courage and sacrifices. To the Generals and the Commanders, please convey our message to them.

"On a more personal note, I want to express my appreciation to the military for their efforts, again. When the community of Wahiawa was threatened by an invasive aquatic weed that had the potential to destroy Lake Wilson, the military – as they have so often done before – came to our aid as neighbors and as allies. *Salvinia molesta* – or the green monster, as it was called – was an extreme example of how a small problem can become a major one when allowed to grow out of control. In an extraordinary display of cooperation among state, county and federal agencies, the *Salvinia* was extracted from the lake – one truckload at a time – and what was once thought a hopeless situation by some mainland experts, became a model of what could be achieved by cooperation and collaboration.

"I would like to acknowledge the efforts of Major General Rick Olsen and members of the military, our Congressional delegation, Mayor Jeremy Harris and Governor Linda Lingle – all of whom elevated the crisis to a top priority. The open water now reflects the importance of working together in harmony, and the benefits of making the search for a solution our total focus.

"I would like to suggest that we can – and should – apply the same formula to some of the other problems facing our State today. Foremost among them is Hawaii's ice epidemic. Our crystal meth problem has dominated the headlines and the public's attention for many months. Every violent crime today seems to be linked in one way or another to ice addiction. The Legislature took decisive action in forming a bipartisan taskforce to examine the scope of the epidemic and to recommend solutions. After months of gathering direct community input, the taskforce came up with a comprehensive legislative package. In the days ahead, let's focus on these solutions which include substance abuse treatment for adults, early intervention and treatment for juveniles, expanded prevention beginning at the middle school level, support for an expanded Drug Court, and more effective coordination of law enforcement.

"Such a comprehensive effort is not without its cost. But the combination of stronger law enforcement and active community involvement will provide the tools to stop the spread of this deadly disease. Ice has invaded our communities and must be stopped or it will strangle our hopes for safe and secure neighborhoods and continue to cause death and destruction. We simply cannot afford not to fight back with whatever it takes to bring the problem of drug addiction under control.

"For critics who claim spending money on prevention is a waste of time, I say this – when it comes to the safety of our children, our families, and our entire island community, we must devote adequate resources to the war on drugs or we will continue to lose ground. We must not let the issue turn into a public relations battle that has little to do with real solutions. Even the most ardent supporters of incarceration will admit that stricter punishment alone will not solve the drug crisis . . . the real solution is education.

"The education of our children is crucial to the well-being of our society. President John F. Kennedy once stated 'A child mis-educated is a child lost.' The failure to properly educate our kids will mean more families will suffer, not only due to drugs and other criminal activity, but to low-paying jobs, substandard housing and insufficient medical care. Those fortunate enough to experience success will be forced to subsidize the cost of caring for those who fail. Simply put, we cannot afford not to prepare our children for life in the 21st century. We, as a community, need to come together on the subject of reform.

“Every state seems to be struggling with President Bush’s No Child Left Behind law, the federal mandate that sets strict standards for academic performance, measured primarily by test scores. School districts across the country are desperately seeking ways to raise student performance to avoid federal sanctions. Consultants are having a field day advising school districts on how best to achieve reform and student success. Some school districts have become virtual guinea pigs for untested and unsubstantiated ‘reforms’ that have yet to prove their worth.

“Here at home, our own system is under constant attack as being ineffective. A call for a complete overhaul of the system is being touted as the only way to achieve true reform. Principals and teachers are being taunted for not caring more about their students than their own job security and faulted for not being willing to take risks. To them I say, hold on and do not lose your enthusiasm for your profession. You are appreciated . . . you are needed . . . you are the ultimate solution to the crisis in our schools.

“If there is any issue that deserves our complete and total focus, it is the subject of educational reform. We are talking about our most precious resource, our children. How much are we willing to risk when their future success is on the line? Are we willing to take a chance with an experimental approach to educational governance before we are convinced it will work? To let political agendas dictate our decision-making would be dishonest. Our decisions today will impact our schools well into the future – decisions that could mean setbacks instead of success for our students. With so much at stake, how can we afford not to take the time to investigate any idea thoroughly before we make a decision. We need to look at all the evidence, and we will.

“Colleagues, all proposals for reform will soon be on the table. As you listen to testimony from students, parents, teachers and administrators, from business groups, and others, I ask that you keep an open mind and be receptive to all ideas and opinions. It has been said that in a democracy, the public has a right to know not only what the government decides, but why and by what process. Ours is an inclusive process and no one is ever deliberately left out of the discussion. I warn you to be careful of evidence that appears to have been orchestrated more to support one particular point of view than to achieve true reform.

“For those who argue that our schools are broken, I say our schools are working but need our support – not our scorn. To those who attempt to control and micromanage educational governance, I say we would be better served by stepping back and letting educators do their jobs. We need to trust the dedication of our teachers – and support the authority of our superintendent.

“Two years ago, I stood before you on Opening Day and commended the initiatives taken by our new DOE superintendent, Pat Hamamoto. She had quickly addressed the challenges of her position and had instituted a series of reforms that decentralized authority and encouraged decision making at the complex level. I believe she is moving in the right direction at the proper pace and, given the appropriate support, will continue to implement reforms that will yield reliable results.

“Some initiatives that we have seen elsewhere and which should be given our full consideration include: a move towards smaller classes and smaller schools, raising the entry age for kindergarten and establishing universal preschool, increasing salaries and offering rewards for outstanding teachers and principals, providing full funding for charter schools, and boosting campus security and school safety. A number of these

ideas have already been firmly established in our local schools and we must continue to encourage those kinds of innovations.

“On this occasion last year, I expressed my frustration over our mounting traffic problems. I doubt if there is a commuter from the population centers of Central or Leeward Oahu who doesn’t squander two hours or more a day in our snail-like traffic. With the number of registered vehicles on Oahu reportedly reaching one for just about every man, woman, and child, I am restating my support for a light-rail, mass-transit system linking our major urban centers. Granted, there are many differences to be resolved and funding sources need to be identified, but we cannot afford to cut off discussions on this issue so critical to our future quality of life. We must find a way to keep this idea alive so our children will not suffer from our shortsightedness and failure to act.

“And what relief can we offer motorists in the meantime? Again, we need to work together on all levels of government to focus on solutions. Contraflow lanes and modifications to existing roadways look promising. Let’s rethink the traditional workday for state and city employees to reduce congestion during peak hours. Decentralizing government services out to Kapolei, Waikale or Mililani would mean fewer cars on the road. Discussions should resume in earnest on the future of a West Oahu campus which would take one of every four university students out of the commute from rural Oahu to Manoa. Employers, both private and public, could explore the mutual benefits of personnel doing business from their homes. Where there’s a will, we can find a way.

“Two nagging consumer issues will be under consideration this Session. The first is an amendment to our gasoline cap legislation to peg prices to a nationwide survey of prices for all grades of gasoline and diesel. Prices of fuel remain abnormally high for motorists, and in the absence of any other meaningful attempts to stimulate competition or get satisfaction from oil companies, we will continue to work in this regard.

“The second is our effort to address the high cost of prescription drugs. State and other jurisdictions across the nation are offering many proposals to help their residents cope with drug costs, ranging from buying directly from Canadian pharmaceutical companies to using the buying power of state government to extract steep discounts from manufacturers and distributors. The Legislature will continue to refine our program, renamed Hawaii RX Plus, so it can serve as many of our people as possible.

“In conclusion, let me say this: When all is said and done, our duty – our responsibility as elected officials – is to devise the best solutions possible to the concerns facing the people we serve. Like the victory on Lake Wilson, we arrive at those solutions by overcoming obstacles to working together and integrating our resources at the local, state and federal levels. We have shown that we can work together to solve a crisis, let’s build upon that foundation of cooperation and teamwork. This approach is EFFECTIVE; this approach is EFFICIENT; and this approach is GOOD GOVERNMENT.

“Aloha and mahalo.”

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

“Thank you, Mr. President. I’ve been accused of being an excessively loquacious Portuguese boy, but I have to tell you that I had a loss for words this morning. It seems that Senator Slom gave my speech at Roll Call. (Laughter.)

“Governor Lingle, Lt. Governor Aiona, Senate President Bunda, Chief Justice Moon, distinguished guests, colleagues and, most importantly, the people of Hawaii who put your hopes and aspirations and your hard-earned dollars into what we’re doing here today: I’d like to begin by introducing two very special citizens of Hawaii. I’d like to ask Specialist Yokoi and First Sergeant Gollero to please rise. Ladies and gentlemen, Specialist Yokoi is bound for Iraq. His wife is going to Afghanistan. Sergeant Gollero is going to Iraq, leaving behind a wife, children and grandchildren. Our brave sons and daughters are fighting a war declared on us.

“I would like to ask the Admirals and Generals here today to take a message back to the men and women in uniform. Tell them we support them. Tell them we support their cause. And tell them THANK YOU.

“Mr. President, I can close my eyes and look back 20 years across the aisle at one legislator – Senator Bunda – who was then in the House of Representatives. As I look around the room, I see some familiar faces when we served in the House together. While some things have changed, curiously, some have things have remained the same. I have to admit, you and I look a little older. Our hair is gray. I’m probably losing more hair than you are. But I look across the aisle and I see the face of the good Senator from Moanalua and she hasn’t changed much at all.

“Other things have not changed much at all. It seems we’re STILL debating education, the economy, and the high cost of living and doing business in Hawaii. Mr. President, making some critical changes in how the state conducts business must be done NOW. Now is NOT the time for more studies, task forces or commissions. We need leadership and we need decisions.

“The people of Hawaii cannot wait another 20 years for essential improvements in education, the economy and government services, and I have to add, I don’t have much hair left to lose. We, the Republican Minority, wish to again extend to you the hand of cooperation. It is my sincere hope that our efforts to resolve some of the long-standing issues will not be met with partisanship and blind, oh so blind allegiance to the status quo of the past. Let us move forward together with strength and confidence for a better Hawaii for all our citizens.

“I stand before you today as the voice of our citizens who are overtaxed. I stand before you today as the voice of our businesses that are over-regulated. I stand before you today as the voice of our residents who are dismayed at the poor performing schools. I stand before you today as the voice of those voters who courageously enough voted for change in 2002. Their time has come.

“Mr. President, let us not squander our time this year. It’s so valuable. In the past, the public has seen us spend an entire legislative session bickering over gambling, a whole year preoccupied by ‘same sex marriage,’ a protracted debate over van cams. Let us not engage in foolish resolutions to send ‘aloha’ to Saddam Hussein, but rather, let us support the men and women in uniform who every day risk their lives to defend the very idea of freedom. It is time in this Senate to finally pass legislation that is meaningful and will improve the lives of all residents. I call upon my colleagues to do something different. Give the Republican caucus bills a fair hearing and a fair chance. The public expects you to do no less.

“We all seem to agree that education is our state taxpayers’ biggest investment. And it should be! Mr. President, the truth is not scorned. I respectfully submit to you that spending more money on an education system that is not working, simply has

not and will not work. Over the past 30 years, the residents of Hawaii have been very generous in spending, but they’ve witnessed the crumbling of their schools and the deterioration of student achievement while spending on education has increased to over \$1.9 billion. Using the Department of Education’s own budget figures, the DOE is spending almost \$9,500 per student, per year. Regrettably, test scores do show that we’re ranked near the bottom next to states like Mississippi and Louisiana. Make no mistake about it, Mr. President, we support teachers; we support principals; we support the students and their parents, and that’s why we must change the system. It’s not working. Our Caucus will wholeheartedly support the implementation of the CARE (Citizens Achieve Reform in Education) recommendations to have local school boards, and to put resources, money and accountability back into schools with the principals, the teachers and the students.

“What a difference a year makes! As we open the second session of the 22<sup>nd</sup> Legislature, Hawaii’s economy is on the mend, visitors are returning to our shores, and residents feel the hope and opportunity created by the first year of leadership of a Republican Governor. Hawaii is destined to change, and change for the better.

“Senate Republicans will support a state budget that does not grow faster than the economy or our citizen’s ability to pay for it. Governor Lingle has submitted a budget with modest growth. She has, as she pledged, reduced the state’s workforce without layoffs. We must continue to set realistic priorities for government spending. We say no more raiding special funds and juggling of the books to balance the budget because of excess spending.

“Let’s live within our means . . . Let us stand united and pledge now – ‘No New Taxes!’

“So much more needs to be done – and done now. Hawaii’s working families remain amongst the highest taxed in the United States. That is why the Republican Caucus will once again introduce legislation to eliminate the tax on food and medicine. We should not have to pay the government to feed our families and care for our sick.

“Regulations are an insidious form of taxation – they increase the cost of everything we buy in Hawaii. That is why the Republican Caucus will again introduce a resolution to have Congress amend the Jones Act. The Jones Act is antiquated in many ways and stifles competition. Allowing more shipping companies to compete to bring goods into our State will help reduce the cost of everything from breakfast cereal to automobiles.

“The repeal of the gas cap is essential. Price fixing didn’t work in the ’70s, and it’s not going to work now. Let’s repeal bad law. The Senate Republicans wish to eliminate the PUC from statewide regulation of ground transportation and inter-island cargo transportation. Our immediate goal is to attract more cargo carrying businesses and maybe even a large inter-island ferry company to set up business in Hawaii because Hawaii is a good place to do business.

“We advocate phasing out the ethanol tax credit and replacing it with one to encourage the development of hydrogen fuel technology. There will be a day when hydrogen fuel cells will propel our cars and energize our homes. Geothermal wells during off-peak hours can use excess electricity to produce hydrogen. ‘Clean renewable energy’ has to be more than just a slogan for Hawaii.

“‘Home Rule’ is not just a slogan for us also. The Senate Republicans will continue to support eliminating the State Land

and Water Use Commissions. The overlapping jurisdiction and politics of those commissions certainly conflict with the counties' ability to steward their own resources. We will support the counties' legislation to share in the revenue generated by traffic fines. This is fair and long overdue.

"In the aftermath of the terrible carnage on the road to Makaha with the tragic deaths of three young people, we are introducing legislation that will make chronic speeding and reckless driving a crime that will result in the revocation of the offender's driver license. We know tough DUI laws work for drunk drivers. Let's make tough laws for racers and habitual speeders.

"Lt. Governor Aiona and a joint Senate-House Committee recently concluded extensive hearings on the ice epidemic. We all recognize the seriousness of the epidemic. There seem to be two themes, Mr. President, and you touched on both of them. There are those who say substance abuse is a sickness that requires rehabilitation not incarceration. Others say if you do the crime, you do the time. Our hope is to balance those polarized positions. If a crime is committed, the perpetrators must be held accountable. We must protect law-abiding citizens from criminals. It's not complicated. We will support the law enforcement coalition's legislation to implement 'walk n talk.' Hawaii's wiretap laws should conform to federal standards in order to aid law enforcement. It's real important for those who show a willingness to rehabilitate, we must have programs to break the chain of substance abuse. Mr. President, we support you in those efforts. Every treatment model shows that there must be consequences to wrongs committed by substance abuse. Rehabilitation and law enforcement must work together, not against each other. I know we can produce laws and programs that are going to protect the public from drug-induced crime and rehabilitate those who demonstrate a willingness and a commitment to overcome their illness.

"We, the Legislators elected to do the people's business, have the means to make long-overdue reforms a reality in Hawaii. Do we have the will? The Senate Minority believes in the working people of Hawaii. We believe in the future. We want consumers to be the chief regulators and beneficiaries of a healthy economy. We want parents, teachers and principals to be at the helm of public education. We want the burden of crime to be placed on the criminals.

"Mr. President, in many ways, Hawaii is like a fallow field, ready for enlightened leaders to plant the seeds for a better tomorrow. I'd like to paraphrase a Greek proverb in closing – A society grows great when old men plant trees whose shade they may never enjoy.

"Mr. President, let's plant those seeds. Let's plant the seeds of education reform, of economic opportunity. Let's plant the seeds of social responsibility and justice. Let's nurture the growth of a new Hawaii. I know, Mr. President, that together we can do it. Imua and aloha."

At 10:52 o'clock a.m., the Senate stood in recess subject to the call of the Chair. At this time, the members of the Senate and their guests were entertained by Ms. Keahi Conjugacion and Mr. Darrell Labrado.

The Senate reconvened at 11:30 o'clock a.m.

#### INTRODUCTION OF SENATE BILLS

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

Senate Bill

No. 2001 "A BILL FOR AN ACT RELATING TO THE COUNTIES."

Introduced by: Senators Kokubun, English, Espero, Kim, Hooser, Tsutsui.

No. 2002 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Kokubun, Taniguchi, Hanabusa, Espero, Tsutsui.

No. 2003 "A BILL FOR AN ACT RELATING TO PASSENGER RESTRAINT DEVICES."

Introduced by: Senator Baker, by request.

No. 2004 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR VETERANS CEMETERIES."

Introduced by: Senators Baker, English, Tsutsui, Kawamoto.

No. 2005 "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS."

Introduced by: Senators Baker, Chun Oakland.

No. 2006 "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD INVESTIGATION."

Introduced by: Senator Menor, by request.

No. 2007 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE REIMBURSEMENTS."

Introduced by: Senator Menor, by request.

No. 2008 "A BILL FOR AN ACT RELATING TO ASSIGNED CLAIMS."

Introduced by: Senator Menor, by request.

No. 2009 "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES."

Introduced by: Senator Menor, by request.

No. 2010 "A BILL FOR AN ACT RELATING TO INSURANCE LICENSEES."

Introduced by: Senator Menor, by request.

No. 2011 "A BILL FOR AN ACT RELATING TO SECURITIES."

Introduced by: Senator Menor, by request.

No. 2012 "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF LAW."

Introduced by: Senator Menor, by request.

No. 2013 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DRUG TREATMENT, COUNSELING, AND INTERVENTION SERVICES AT MILILANI MIDDLE SCHOOL."

Introduced by: Senators Menor, Bunda.

No. 2014 "A BILL FOR AN ACT RELATING TO UNADJUDICATED TRAFFIC FINES."

Introduced by: Senators Kawamoto, Espero, Kanno, Baker.

No. 2015 "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES."

Introduced by: Senators Kawamoto, Kanno, Menor, Baker, Espero, Aduja.

No. 2016 "A BILL FOR AN ACT RELATING TO LICENSE RENEWAL."

Introduced by: Senators Kawamoto, Kanno, Baker, Espero, Aduja.

No. 2017 "A BILL FOR AN ACT RELATING TO RACING ON HIGHWAYS."

Introduced by: Senators Kawamoto, Kanno, Baker, Chun Oakland, Espero, Aduja.

No. 2018 "A BILL FOR AN ACT RELATING TO CHILD PASSENGER SAFETY."

Introduced by: Senators Kawamoto, Espero, Kanno, Aduja, Baker.

No. 2019 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING."

Introduced by: Senators Kawamoto, Kanno, Baker, Espero.

No. 2020 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators Kawamoto, Menor, Aduja, Kanno.

No. 2021 "A BILL FOR AN ACT RELATING TO STREET ROD VEHICLES."

Introduced by: Senators Kawamoto, by request, Espero, Aduja.

No. 2022 "A BILL FOR AN ACT RELATING TO DUNE BUGGIES."

Introduced by: Senators Kawamoto, Espero, Baker.

No. 2023 "A BILL FOR AN ACT RELATING TO DRIVER LICENSING."

Introduced by: Senators Kawamoto, Espero, Kanno, Aduja, Baker.

No. 2024 "A BILL FOR AN ACT RELATING TO THE TRAFFIC CODE."

Introduced by: Senators Kawamoto, Espero, Kanno, Baker, Kim, Chun Oakland, Aduja.

No. 2025 "A BILL FOR AN ACT RELATING TO PHOTO TRAFFIC ENFORCEMENT."

Introduced by: Senators Kawamoto, Kanno, Espero, Aduja.

No. 2026 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Kawamoto, Espero, Kanno, Baker, Kim, Chun Oakland, Aduja.

No. 2027 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Senators Kawamoto, Espero, Kanno.

No. 2028 "A BILL FOR AN ACT RELATING TO THE SEARCH AND SEIZURE OF ILLICIT DRUGS."

Introduced by: Senators Kawamoto, Espero, Aduja, Sakamoto, Chun Oakland, Inouye.

No. 2029 "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."

Introduced by: Senator Kawamoto.

No. 2030 "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP RESEARCH."

Introduced by: Senator Kawamoto.

No. 2031 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 7 OF THE HAWAII STATE CONSTITUTION, TO ALLOW CERTAIN TYPES OF SEARCHES AND SEIZURES INVOLVING ILLICIT DRUGS, WITHOUT A WARRANT AS PROVIDED BY LAW."

Introduced by: Senators Kawamoto, Espero, Aduja, Sakamoto, Chun Oakland, Inouye.

No. 2032 "A BILL FOR AN ACT RELATING TO PREVAILING WAGES."

Introduced by: Senators Kawamoto, Aduja, Kanno, Espero.

No. 2033 "A BILL FOR AN ACT RELATING TO EXPENDITURE OF PUBLIC MONEY."

Introduced by: Senators Kawamoto, Espero, Kanno, Aduja.

No. 2034 "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC PROCUREMENT CODE."

Introduced by: Senators Kawamoto, Espero, Aduja.

No. 2035 "A BILL FOR AN ACT RELATING TO PILOTAGE WATERS."

Introduced by: Senators Kawamoto, Aduja, Espero, Chun Oakland.

No. 2036 "A BILL FOR AN ACT RELATING TO PILOTAGE."

Introduced by: Senators Kawamoto, Aduja, Espero.

No. 2037 "A BILL FOR AN ACT RELATING TO STATE TRANSPORTATION POLICE."

Introduced by: Senators Kawamoto, Aduja, Baker, Espero.

No. 2038 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Senators Kawamoto, Baker, Espero.

No. 2039 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Senators Kawamoto, Aduja, Baker, Espero.

No. 2040 "A BILL FOR AN ACT RELATING TO THE AUDITOR."

Introduced by: Senators Kawamoto, Aduja, Baker, Kanno.

No. 2041 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE."

Introduced by: Senator Kawamoto.

No. 2042 "A BILL FOR AN ACT RELATING TO STATE FINANCES."

Introduced by: Senators Kawamoto, Kanno, Chun Oakland.

No. 2043 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE AVIATION MUSEUM OF THE PACIFIC."

Introduced by: Senators Kawamoto, Aduja, Espero, Kanno.

No. 2044 "A BILL FOR AN ACT RELATING TO THE JUNIOR RESERVE OFFICERS' TRAINING CORPS."

Introduced by: Senators Kawamoto, Espero, Kanno, Aduja.

No. 2045 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII CIVIL AIR PATROL."

Introduced by: Senators Kawamoto, Espero, Kanno, Aduja.

No. 2046 "A BILL FOR AN ACT RELATING TO ELECTRONIC SURVEILLANCE."

Introduced by: Senators Kawamoto, Aduja, Espero.

No. 2047 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE REPAIR AND MAINTENANCE OF STATE EDUCATIONAL FACILITIES."

Introduced by: Senators Kawamoto, Espero, Chun Oakland, Kanno, Sakamoto, Aduja, Baker, Taniguchi.

No. 2048 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senator Kawamoto.

No. 2049 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Senators Kawamoto, Espero, Aduja.

No. 2050 "A BILL FOR AN ACT RELATING TO COUNTY TAXES."

Introduced by: Senator Kawamoto.

No. 2051 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE CONSTRUCTION OF THE UNIVERSITY OF HAWAII-WEST OAHU CAMPUS FACILITIES."

Introduced by: Senators Kawamoto, Espero, Chun Oakland, Sakamoto, Hooser, Kanno, Aduja.

No. 2052 "A BILL FOR AN ACT RELATING TO MASS TRANSIT FUNDING."

Introduced by: Senators Kawamoto, Espero, Kanno.

No. 2053 "A BILL FOR AN ACT RELATING TO IMPACT FEES."

Introduced by: Senators Kawamoto, Espero, Aduja, Kanno.

No. 2054 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Kokubun, Kawamoto.

No. 2055 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Kanno, Chun Oakland, Kawamoto, Kokubun, Ihara, Aduja, English.

No. 2056 "A BILL FOR AN ACT RELATING TO THE AUDITOR."

Introduced by: Senators Sakamoto, Chun Oakland, Kokubun, Kanno, Aduja, Kawamoto, English.

No. 2057 "A BILL FOR AN ACT RELATING TO TEACHER EDUCATION."

Introduced by: Senators Sakamoto, Kanno, Chun Oakland, Kawamoto, Kokubun, Ihara, Aduja, English.

No. 2058 "A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE."

Introduced by: Senators Sakamoto, Aduja, Kanno, Chun Oakland, Kokubun, Ihara, Kawamoto, English.

No. 2059 "A BILL FOR AN ACT RELATING TO EDUCATIONAL ACCOUNTABILITY."

Introduced by: Senators Sakamoto, Kanno, Kawamoto, Chun Oakland, Kokubun, Ihara, Aduja, English.

No. 2060 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Senators Sakamoto, Kanno, Chun Oakland, Kawamoto, Kokubun, Ihara, Aduja, English.

No. 2061 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Kanno, Aduja, Kawamoto, English, Trimble, Ihara.

No. 2062 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Kanno, Chun Oakland, Kokubun, Ihara, Aduja, Kawamoto, English.

No. 2063 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Kanno, Chun Oakland, Kawamoto, Aduja.

No. 2064 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEE BENEFITS."

Introduced by: Senators Sakamoto, Chun Oakland, Kawamoto.

No. 2065 "A BILL FOR AN ACT RELATING TO TEACHERS."

Introduced by: Senators Sakamoto, Chun Oakland, Kawamoto.

No. 2066 "A BILL FOR AN ACT RELATING TO THE HAWAII MEDICAL EDUCATION SPECIAL FUND."

Introduced by: Senators Sakamoto, Aduja, Menor, Kanno, Chun Oakland.

No. 2067 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Senators Sakamoto, Aduja, Hooser, Menor, Chun Oakland, English, Kanno.

No. 2068 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Sakamoto, Aduja, Hooser, Kanno, English, Menor, Chun Oakland.

No. 2069 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII TEACHER STANDARDS BOARD."

Introduced by: Senators Sakamoto, Aduja, Hooser, English, Kanno, Taniguchi, Menor, Chun Oakland.

No. 2070 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII TEACHER STANDARDS BOARD."

Introduced by: Senators Sakamoto, Aduja, Hooser, English, Kanno, Taniguchi, Menor, Chun Oakland.

No. 2071 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Aduja, Hooser, English, Kanno, Taniguchi, Menor, Chun Oakland.

No. 2072 "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING."

Introduced by: Senators Sakamoto, Aduja, Kanno, Taniguchi, Menor, Chun Oakland, English.

No. 2073 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Sakamoto, Aduja.

No. 2074 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Senators Trimble, Kokubun, Fukunaga, Espero, Baker, Ihara, Hemmings, Slom, Menor.

No. 2075 "A BILL FOR AN ACT RELATING TO SCHOOL FACILITIES."

Introduced by: Senators Baker, Chun Oakland, Taniguchi, Ihara, Fukunaga, Kokubun, English, Tsutsui, Ige, Hooser.

No. 2076 "A BILL FOR AN ACT RELATING TO INSURERS."

Introduced by: Senator Menor, by request.

No. 2077 "A BILL FOR AN ACT RELATING TO PLANNING."

Introduced by: Senators Kokubun, Kawamoto, Tsutsui, Hooser, English, Taniguchi.

No. 2078 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Senators Hemmings, Hogue, Slom.

No. 2079 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Senators Hemmings, English, Hogue, Kawamoto, Trimble, Aduja, Slom, Kim.

No. 2080 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Hemmings, English, Hogue, Aduja, Chun Oakland, Tsutsui, Kim, Menor.

No. 2081 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senators Hemmings, Slom.

No. 2082 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Senators Hemmings, Chun Oakland, Aduja.

No. 2083 "A BILL FOR AN ACT RELATING TO CREDIT CARD FRAUD."

Introduced by: Senators Kim, Espero, Aduja, Kanno, English, Kawamoto, Tsutsui, Sakamoto, Hemmings, Trimble, Slom, Taniguchi, Kokubun.

No. 2084 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH AND ALCOHOL AND DRUG ABUSE INSURANCE."

Introduced by: Senator Menor, by request.

No. 2085 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH INSURANCE."

Introduced by: Senator Menor, by request.

No. 2086 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Senator Menor, by request.

No. 2087 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Kawamoto.

No. 2088 "A BILL FOR AN ACT RELATING TO EMERGENCY MEDICAL SERVICES."

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

No. 2089 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR MAALAEA HARBOR IMPROVEMENTS."

Introduced by: Senators Baker, English, Tsutsui, Taniguchi, Kokubun, Kawamoto, Hooser.

No. 2090 "A BILL FOR AN ACT RELATING TO A PRESCRIPTION DRUG REPOSITORY PROGRAM."

Introduced by: Senators Baker, Chun Oakland, Fukunaga, Menor, Ige, Kokubun, Hooser, Ihara.

No. 2091 "A BILL FOR AN ACT RELATING TO INVOLUNTARY PSYCHIATRIC TREATMENT."

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

No. 2092 "A BILL FOR AN ACT RELATING TO MEDICINE AND SURGERY."

Introduced by: Senators Baker, Tsutsui, Chun Oakland, Menor, Kokubun.

No. 2093 "A BILL FOR AN ACT RELATING TO THE MOTOR CARRIER ACT."

Introduced by: Senators Slom, Hemmings, Trimble, Kim, Sakamoto, Aduja.

No. 2094 "A BILL FOR AN ACT RELATING TO THE IDENTIFICATION OF CARRIERS."

Introduced by: Senators Slom, Hemmings, Trimble, Sakamoto, Aduja, Kim, Ihara.

No. 2095 "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE."

Introduced by: Senators Espero, Aduja, Sakamoto, Bunda.

**SENATE RESOLUTIONS**

The following resolutions (S.R. Nos. 1 to 4) were read by the Clerk and were deferred:

Senate Resolution

No. 1 "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE OF THE TWENTY-SECOND LEGISLATURE."

Offered by: Senators Hemmings, Kim.

No. 2 "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE TO REQUIRE REFERRAL OF BILLS BASED ON THE JURISDICTION OF COMMITTEES AS DESCRIBED IN THE RULES."

Offered by: Senators Ihara, Trimble, Fukunaga.

No. 3 "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE RELATING TO COMMITTEE PROCEDURES ON DEFERRING CONSIDERATION ON A BILL."

Offered by: Senators Ihara, Trimble, Fukunaga.

No. 4 "SENATE RESOLUTION AMENDING THE RULES OF THE SENATE TO AUTHORIZE THE PRESIDENT TO ADOPT CONFERENCE COMMITTEE PROCEDURES."

Offered by: Senators Ihara, Trimble, Fukunaga.

**SENATE CONCURRENT RESOLUTION**

The following concurrent resolution (S.C.R. No. 1) was read by the Clerk and was adopted:

S.C.R. No. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was offered by Senators Sakamoto and Hooser.

On motion by Senator Kawamoto, seconded by Senator Hogue and carried, S.C.R. No. 1 was adopted.

At this time, the President directed the Senate Clerk to return to the respective committees all 2003 bills that were returned to the Clerk's desk after the Regular Session of 2003.

**ADJOURNMENT**

At 11:32 o'clock a.m., on motion by Senator Kawamoto, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Thursday, January 22, 2004.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate