

## FORTY-EIGHTH DAY

Thursday, April 14, 2005

The Senate of the Twenty-Third Legislature of the State of Hawaii, Regular Session of 2005, convened at 11:45 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Reverend Canon Timothy Sexton, St. Andrew's Episcopal Cathedral, after which the Roll was called showing all Senators present with the exception of Senators Fukunaga and Ige who were excused.

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

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 678 and 679) were read by the Clerk and were placed on file:

Gov. Msg. No. 678, informing the Senate that on April 14, 2005, she signed into law House Bill No. 291 as Act 4, entitled: "RELATING TO ADVISORY COMMITTEE ON PESTICIDES."

Gov. Msg. No. 679, informing the Senate that on April 14, 2005, she signed into law House Bill No. 78 as Act 5, entitled: "RELATING TO NUMBER PLATES."

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 500 to 605) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 500, informing the Senate that the House has disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 584, H.D. 1 (S.D. 1);  
H.B. No. 868, H.D. 2 (S.D. 1); and  
H.B. No. 1154, H.D. 1 (S.D. 2),

was placed on file.

Hse. Com. No. 501, returning S.B. No. 27, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 27, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 502, returning S.B. No. 55, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 55, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 503, returning S.B. No. 77, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by

the House to S.B. No. 77, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 504, returning S.B. No. 97, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 97, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 505, returning S.B. No. 101, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 101, and requested a conference on the subject matter thereof.

Hse. Com. No. 506, returning S.B. No. 116, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 116, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 507, returning S.B. No. 117, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 117, and requested a conference on the subject matter thereof.

Hse. Com. No. 508, returning S.B. No. 118, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 118, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 509, returning S.B. No. 120, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 120, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 510, returning S.B. No. 121, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 121, and requested a conference on the subject matter thereof.











Hse. Com. No. 589, returning S.B. No. 1814, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1814, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 590, returning S.B. No. 1816, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1816, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 591, returning S.B. No. 1843, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1843, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 592, returning S.B. No. 1876, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1876, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 593, returning S.B. No. 1877, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1877, and requested a conference on the subject matter thereof.

Hse. Com. No. 594, returning S.B. No. 1729, S.D. 2, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1729, S.D. 2, and requested a conference on the subject matter thereof.

Hse. Com. No. 595, returning S.B. No. 1889, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, in an amended form, was placed on file.

On motion by Senator Hee, seconded by Senator Hogue and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1889, S.D. 1, and requested a conference on the subject matter thereof.

Hse. Com. No. 596, returning S.B. No. 1713, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, was placed on file.

Hse. Com. No. 597, returning S.B. No. 1864, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, was placed on file.

Hse. Com. No. 598, returning S.B. No. 1140, S.D. 1, which passed Third Reading in the House of Representatives on April 12, 2005, was placed on file.

Hse. Com. No. 599, transmitting H.C.R. No. 18, H.D. 1, which was adopted by the House of Representatives on April 12, 2005, was placed on file.

By unanimous consent, action on H.C.R. No. 18, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF EDUCATION, BOARD OF EDUCATION, AND HAWAII ASSOCIATION OF INDEPENDENT SCHOOLS TO EVALUATE THE LIABILITY OF AND CONSIDER POLICIES THAT WOULD ALLOW THE SCHOOL COMMUNITY COUNCILS THE CHOICE OF ESTABLISHING AN EDIBLE GARDEN PROGRAM AT THEIR SCHOOLS IN THE SPIRIT OF ACT 51," was deferred until Friday, April 15, 2005.

Hse. Com. No. 600, transmitting H.C.R. No. 41, which was adopted by the House of Representatives on April 12, 2005, was placed on file.

By unanimous consent, action on H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING NATIVE HAWAIIANS AND OTHER PACIFIC ISLANDERS AS AN UNDERREPRESENTED MINORITY GROUP AND URGING ALL SCHOLARSHIPS, FELLOWSHIPS, AND OTHER ACADEMIC PROGRAMS THAT GIVE PREFERENCE OR LIMIT ACCESS TO UNDERREPRESENTED MINORITIES TO RECOGNIZE NATIVE HAWAIIANS AND OTHER PACIFIC ISLANDERS AS A DISTINCT AND UNDERREPRESENTED MINORITY," was deferred until Friday, April 15, 2005.

Hse. Com. No. 601, transmitting H.C.R. No. 101, which was adopted by the House of Representatives on April 12, 2005, was placed on file.

By unanimous consent, action on H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PROVIDE A COST ANALYSIS ON PROVIDING TRANSPORTATION FOR PUBLIC SCHOOL STUDENTS FOR SUMMER SCHOOL AND EXTRA CURRICULAR ACTIVITIES," was deferred until Friday, April 15, 2005.

Hse. Com. No. 602, transmitting H.C.R. No. 175, H.D. 1, which was adopted by the House of Representatives on April 12, 2005, was placed on file.

By unanimous consent, action on H.C.R. No. 175, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO IMPLEMENT A PILOT PUBLIC-PRIVATE PARTNERSHIP PROGRAM WITH THE HAWAII ASSOCIATION OF INDEPENDENT SCHOOLS AND HAWAII CATHOLIC SCHOOLS DEPARTMENT WITH THE GOAL OF ALLOWING THE HAWAII ASSOCIATION OF INDEPENDENT SCHOOLS AND HAWAII CATHOLIC SCHOOLS DEPARTMENT TO SELF-REGULATE AND MANAGE THEIR PRIVATE PRESCHOOLS," was deferred until Friday, April 15, 2005.

Hse. Com. No. 603, transmitting H.C.R. No. 183, H.D. 1, which was adopted by the House of Representatives on April 12, 2005, was placed on file.

By unanimous consent, action on H.C.R. No. 183, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF PLANNING TO CONVENE

A TASK FORCE TO DEVELOP AN ACTION PLAN TO INCORPORATE SUSTAINABLE NATURAL RESOURCE DEVELOPMENT OBJECTIVES AND GOALS IN THE HAWAII STATE PLANNING ACT," was deferred until Friday, April 15, 2005.

Hse. Com. No. 604, transmitting H.C.R. No. 273, H.D. 1, which was adopted by the House of Representatives on April 12, 2005, was placed on file.

By unanimous consent, action on H.C.R. No. 273, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO DEVELOP AND ESTABLISH A VOLUNTEER RECOGNITION PROGRAM FOR VOLUNTEERS IN EACH SCHOOL DISTRICT AND ACROSS THE STATE," was deferred until Friday, April 15, 2005.

Hse. Com. No. 605, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate to H.B. No. 624, and the amendments proposed by the Senate were agreed to by the House and H.B. No. 624, S.D. 1, passed Final Reading in the House of Representatives on April 12, 2005, was placed on file.

#### STANDING COMMITTEE REPORTS

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 1626) recommending that S.C.R. No. 221, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1626 and S.C.R. No. 221, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO UPDATE THE HAWAII COMMERCIAL HARBORS 2020 MASTER PLAN AND ESTABLISH A CENTRALIZED STATEWIDE CARGO AND PASSENGER SHIP ARRIVAL AND DEPARTURE SCHEDULING SYSTEM TO COORDINATE AND IMPROVE THE EFFICIENCY OF SHIP MOVEMENTS AMONG THE HARBORS OF THE STATE; AND REQUESTING THE OFFICE OF PLANNING TO CONDUCT A COMPREHENSIVE STUDY OF CURRENT AND ANTICIPATED HARBOR USES ON OAHU TO IMPROVE HARBOR EFFICIENCY AND EFFECTIVENESS," was deferred until Friday, April 15, 2005.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 1627) recommending that S.R. No. 127, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1627 and S.R. No. 127, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO UPDATE THE HAWAII COMMERCIAL HARBORS 2020 MASTER PLAN AND ESTABLISH A CENTRALIZED STATEWIDE CARGO AND PASSENGER SHIP ARRIVAL AND DEPARTURE SCHEDULING SYSTEM TO COORDINATE AND IMPROVE THE EFFICIENCY OF SHIP MOVEMENTS AMONG THE HARBORS OF THE STATE; AND REQUESTING THE OFFICE OF PLANNING TO CONDUCT A COMPREHENSIVE STUDY OF CURRENT AND ANTICIPATED HARBOR USES ON OAHU TO IMPROVE HARBOR EFFICIENCY AND EFFECTIVENESS," was deferred until Friday, April 15, 2005.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 1628) recommending that S.C.R. No. 66 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1628 and S.C.R. No. 66, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO ADOPT POLICIES AND PROGRAMS THAT PROMOTE SCHOOL CONNECTEDNESS AND ADDRESS BEHAVIORAL CHANGES," was deferred until Friday, April 15, 2005.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 1629) recommending that S.R. No. 30 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1629 and S.R. No. 30, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF EDUCATION AND BOARD OF EDUCATION TO ADOPT POLICIES AND PROGRAMS THAT PROMOTE SCHOOL CONNECTEDNESS AND ADDRESS BEHAVIORAL CHANGES," was deferred until Friday, April 15, 2005.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1630) recommending that S.C.R. No. 109, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1630 and S.C.R. No. 109, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO MAKE EDUCATIONAL MATERIALS AVAILABLE, IN WRITTEN AND ELECTRONIC FORM, ON THE PREVENTION, DIAGNOSIS, AND TREATMENT OF HEPATITIS C TO PHYSICIANS, OTHER HEALTH CARE PROVIDERS, VETERANS, AND OTHER PERSONS AT HIGH RISK FOR HEPATITIS C," was deferred until Friday, April 15, 2005.

Senators Baker and Inouye, for the Committee on Health and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 1631) recommending that S.C.R. No. 110, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1631 and S.C.R. No. 110, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR, THE DIRECTOR OF HEALTH, AND THE DIRECTOR OF CIVIL DEFENSE TO PREPARE FOR A POSSIBLE INFLUENZA PANDEMIC," was deferred until Friday, April 15, 2005.

Senators Baker and Inouye, for the Committee on Health and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 1632) recommending that S.R. No. 60, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1632 and S.R. No. 60, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE GOVERNOR, THE DIRECTOR OF HEALTH, AND THE DIRECTOR OF CIVIL DEFENSE TO PREPARE FOR A POSSIBLE INFLUENZA PANDEMIC," was deferred until Friday, April 15, 2005.

Senators Baker and Inouye, for the Committee on Health and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 1633) recommending that S.C.R. No. 44 be adopted.



By unanimous consent, action on Stand. Com. Rep. No. 1633 and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND CENTERS FOR MEDICARE AND MEDICAID SERVICES TO PRESERVE THE AMOUNT OF MEDICAID COVERAGES AND AMOUNT OF BENEFITS," was deferred until Friday, April 15, 2005.

Senators Baker and Inouye, for the Committee on Health and the Committee on Transportation and Government Operations, presented a joint report (Stand. Com. Rep. No. 1634) recommending that S.R. No. 22 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1634 and S.R. No. 22, entitled: "SENATE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES, UNITED STATES CONGRESS, AND CENTERS FOR MEDICARE AND MEDICAID SERVICES TO PRESERVE THE AMOUNT OF MEDICAID COVERAGES AND AMOUNT OF BENEFITS," was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1635) recommending that S.C.R. No. 49, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1635 and S.C.R. No. 49, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A TASK FORCE ON ENFORCEMENT OF THE ELECTRICAL AND PLUMBING LICENSING LAWS," was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1636) recommending that S.R. No. 24, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1636 and S.R. No. 24, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A TASK FORCE ON ENFORCEMENT OF THE ELECTRICAL AND PLUMBING LICENSING LAWS," was deferred until Friday, April 15, 2005.

Senators Espero and Fukunaga, for the Committee on Business and Economic Development and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 1637) recommending that S.C.R. No. 84, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1637 and S.C.R. No. 84, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A PERMANENT STATE CULTURAL PUBLIC MARKET WITHIN THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Friday, April 15, 2005.

Senators Espero and Fukunaga, for the Committee on Business and Economic Development and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 1638) recommending that S.R. No. 46, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1638 and S.R. No. 46, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO ESTABLISH A PERMANENT STATE CULTURAL PUBLIC MARKET

WITHIN THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was deferred until Friday, April 15, 2005.

Senators Espero, Kanno and Hee, for the Committee on Business and Economic Development, the Committee on Labor and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1639) recommending that S.C.R. No. 183, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1639 and S.C.R. No. 183, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE ON ECONOMIC DEVELOPMENT, WORKFORCE DEVELOPMENT, AND THE ROLE OF THE UNIVERSITY OF HAWAII IN THE ECONOMIC FUTURE OF THE STATE," was deferred until Friday, April 15, 2005.

Senators English and Ige, for the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1640) recommending that S.C.R. No. 205 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1640 and S.C.R. No. 205, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SPONSOR, ACTIVELY SUPPORT, AND VOTE FOR THE DARFUR ACCOUNTABILITY ACT OF 2005," was deferred until Friday, April 15, 2005.

Senators English and Ige, for the Committee on Energy, Environment, and International Affairs and the Committee on Intergovernmental Affairs, presented a joint report of the majority of the Committees (Stand. Com. Rep. No. 1641) recommending that S.R. No. 112 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1641 and S.R. No. 112, entitled: "SENATE RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO SPONSOR, ACTIVELY SUPPORT, AND VOTE FOR THE DARFUR ACCOUNTABILITY ACT OF 2005," was deferred until Friday, April 15, 2005.

Senators Kokubun and Espero, for the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 1642) recommending that S.C.R. No. 208, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1642 and S.C.R. No. 208, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE LEGISLATURE AND ADMINISTRATION TO SUPPORT AND ENCOURAGE HAWAII'S AGRICULTURAL COMMUNITY'S EFFORTS TOWARD SUCCESSFUL CO-EXISTENCE AMONG ITS SECTORS AND TO RECOGNIZE THE ECONOMIC, HUMAN, AND ENVIRONMENTAL BENEFITS OF SUCH CO-EXISTENCE IN A DIVERSIFIED AGRICULTURE INDUSTRY," was deferred until Friday, April 15, 2005.

Senators Kokubun and Espero, for the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 1643) recommending that S.R. No. 115, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1643 and S.R. No. 115, S.D. 1, entitled: "SENATE RESOLUTION

URGING THE LEGISLATURE AND ADMINISTRATION TO SUPPORT AND ENCOURAGE HAWAII'S AGRICULTURAL COMMUNITY'S EFFORTS TOWARD SUCCESSFUL CO-EXISTENCE AMONG ITS SECTORS AND TO RECOGNIZE THE ECONOMIC, HUMAN, AND ENVIRONMENTAL BENEFITS OF SUCH CO-EXISTENCE IN A DIVERSIFIED AGRICULTURE INDUSTRY," was deferred until Friday, April 15, 2005.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1644) recommending that S.C.R. No. 51, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1644 and S.C.R. No. 51, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW AND ANALYSIS OF THE ISSUES SURROUNDING THE SHORELINE CERTIFICATION PROCESS FOR THE PURPOSE OF ESTABLISHING SHORELINE SETBACKS," was deferred until Friday, April 15, 2005.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1645) recommending that S.R. No. 27, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1645 and S.R. No. 27, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING A REVIEW AND ANALYSIS OF THE ISSUES SURROUNDING THE SHORELINE CERTIFICATION PROCESS FOR THE PURPOSE OF ESTABLISHING SHORELINE SETBACKS," was deferred until Friday, April 15, 2005.

Senators Kokubun and Fukunaga, for the Committee on Water, Land, and Agriculture and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 1646) recommending that S.C.R. No. 224, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1646 and S.C.R. No. 224, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING THE EFFORTS OF THE HAWAII BIOTECH POLICY FORUM TO CONVENE KEY STAKEHOLDERS ON THE USE OF GENETICALLY ENGINEERED CROPS IN HAWAII," was deferred until Friday, April 15, 2005.

Senators Kokubun and Fukunaga, for the Committee on Water, Land, and Agriculture and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 1647) recommending that S.R. No. 129, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1647 and S.R. No. 129, S.D. 1, entitled: "SENATE RESOLUTION SUPPORTING THE EFFORTS OF THE HAWAII BIOTECH POLICY FORUM TO CONVENE KEY STAKEHOLDERS ON THE USE OF GENETICALLY ENGINEERED CROPS IN HAWAII," was deferred until Friday, April 15, 2005.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1648) recommending that S.C.R. No. 174 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1648 and S.C.R. No. 174, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO WORK WITH THE LYON ARBORETUM COMMUNITY STEERING COMMITTEE AND TO SUBMIT

A REPORT REGARDING ITS EFFORTS TO IMPROVE CONDITIONS AT THE LYON ARBORETUM," was deferred until Friday, April 15, 2005.

Senator Sakamoto, for the Committee on Education and Military Affairs, presented a report (Stand. Com. Rep. No. 1649) recommending that S.C.R. No. 45 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1649 and S.C.R. No. 45, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING THE ACCOMPLISHMENTS OF PACIFIC RESOURCES FOR EDUCATION AND LEARNING IN HAWAII AND SUPPORTING ITS DESIGNATION AS AN 'EDUCATIONAL SERVICE AGENCY,'" was deferred until Friday, April 15, 2005.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1650) recommending that S.C.R. No. 54 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1650 and S.C.R. No. 54, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO THE REPRODUCTIVE RIGHTS PROTECTION COMMITTEE," was deferred until Friday, April 15, 2005.

Senators Baker and Fukunaga, for the Committee on Health and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 1651) recommending that S.C.R. No. 78, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1651 and S.C.R. No. 78, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COLLABORATIVE DEVELOPMENT OF STANDARDS FOR ELECTRONIC HEALTH AND MEDICAL RECORDS MANAGEMENT," was deferred until Friday, April 15, 2005.

Senators Baker and Fukunaga, for the Committee on Health and the Committee on Media, Arts, Science and Technology, presented a joint report (Stand. Com. Rep. No. 1652) recommending that S.R. No. 41, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1652 and S.R. No. 41, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE COLLABORATIVE DEVELOPMENT OF STANDARDS FOR ELECTRONIC HEALTH AND MEDICAL RECORDS MANAGEMENT," was deferred until Friday, April 15, 2005.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1653) recommending that S.C.R. No. 115 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 115, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF PLANNING TO UPDATE THE 1991 STATE LAND USE DISTRICT BOUNDARY REVIEW, URBAN LAND REQUIREMENTS STUDY TO DETERMINE THE AMOUNT OF VACANT AND DEVELOPABLE URBAN CLASSIFIED LAND AVAILABLE," was referred to the Committee on Ways and Means.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental

Affairs, presented a joint report (Stand. Com. Rep. No. 1654) recommending that S.C.R. No. 100 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1654 and S.C.R. No. 100, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE FEDERAL COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM," was deferred until Friday, April 15, 2005.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1655) recommending that S.C.R. No. 207 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1655 and S.C.R. No. 207, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO WORK WITH THE LEGISLATURE TO CREATE A PROPOSAL TO IMPROVE THE MANAGEMENT OF THE MOLOKAI IRRIGATION SYSTEM," was deferred until Friday, April 15, 2005.

Senator Kokubun, for the Committee on Water, Land, and Agriculture, presented a report (Stand. Com. Rep. No. 1656) recommending that S.R. No. 114 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1656 and S.R. No. 114, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO WORK WITH THE LEGISLATURE TO CREATE A PROPOSAL TO IMPROVE THE MANAGEMENT OF THE MOLOKAI IRRIGATION SYSTEM," was deferred until Friday, April 15, 2005.

Senator Baker, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1657) recommending that S.C.R. No. 98, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1657 and S.C.R. No. 98, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A WORKING GROUP TO EVALUATE AND RECOMMEND METHODS TO STREAMLINE COURT-ORDERED FORENSIC EVALUATIONS AND TO DELIVER APPROPRIATE MENTAL HEALTH TREATMENT TO PRETRIAL DETAINEES," was deferred until Friday, April 15, 2005.

Senators Inouye and Kanno, for the Committee on Transportation and Government Operations and the Committee on Labor, presented a joint report (Stand. Com. Rep. No. 1658) recommending that S.C.R. No. 225, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1658 and S.C.R. No. 225, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FOLLOW-UP AUDIT OF THE 'MANAGEMENT AUDIT OF THE HIGHWAYS DIVISION OF THE DEPARTMENT OF TRANSPORTATION', CONDUCT A SIMILAR MANAGEMENT AUDIT OF THE AIRPORTS AND HARBORS DIVISIONS, AND CONDUCT A MANAGEMENT AUDIT OF THE DEPARTMENT'S GENERAL PRACTICE OF PLACING STAFF ON PROLONGED ADMINISTRATIVE ASSIGNMENTS WITHOUT REVISING THEIR JOB RESPONSIBILITIES, IN ORDER TO INFORMALLY INSTITUTE A MAJOR REORGANIZATION NOT REFLECTED IN THE WRITTEN POSITION DESCRIPTIONS, ORGANIZATION CHARTS, AND FUNCTIONAL STATEMENTS," was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1659) recommending that S.C.R. No. 21 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1659 and S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION URGING FEDERAL HOUSING ASSISTANCE FOR GRANDPARENT-HEADED AND RELATIVE-HEADED HOUSEHOLDS," was deferred until Friday, April 15, 2005.

Senators Hee and English, for the Committee on Higher Education and the Committee on Energy, Environment, and International Affairs, presented a joint report (Stand. Com. Rep. No. 1660) recommending that S.C.R. No. 173 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1660 and S.C.R. No. 173, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CENTER FOR SMART BUILDING AND COMMUNITY DESIGN DEVELOP ENERGY EFFICIENT DESIGN STANDARDS FOR NEW AND RETROFITTED BUILDINGS THROUGHOUT THE UNIVERSITY OF HAWAII SYSTEM," was deferred until Friday, April 15, 2005.

Senators Menor, Chun Oakland and Ige, for the Committee on Commerce, Consumer Protection and Housing, the Committee on Human Services and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1661) recommending that H.C.R. No. 3, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1661 and H.C.R. No. 3, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT AND CONGRESS TO SUPPORT FEDERAL POLICIES DESIGNED TO ELIMINATE HOMELESSNESS IN THE UNITED STATES," was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1662) recommending that H.C.R. No. 83 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1662 and H.C.R. No. 83, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE DIVISION OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO CONDUCT A REVIEW OF THE NATIONAL CONFERENCE OF INSURANCE LEGISLATORS (NCOIL) PROPERTY-CASUALTY INSURANCE MODERNIZATION ACT AS AMENDED ON NOVEMBER 21, 2003," was deferred until Friday, April 15, 2005.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1663) recommending that S.C.R. No. 26 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1663 and S.C.R. No. 26, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES ENSURE TIMELY UPDATES OF THE CHILD PROTECTIVE SERVICES' DATABASE AND PROPERLY INFORM PARENTS AND OTHER CAREGIVERS OF THEIR RIGHTS AND RESPONSIBILITIES," was deferred until Friday, April 15, 2005.

Senators Chun Oakland and Kanno, for the Committee on Human Services and the Committee on Labor, presented a joint

report (Stand. Com. Rep. No. 1664) recommending that S.C.R. No. 60, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1664 and S.C.R. No. 60, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO CONVENE A WORK-FAMILY TASK FORCE TO REVIEW HAWAII'S WORK-FAMILY LAWS AND POLICIES, AND REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY OTHER STATES' LAWS AND PRACTICES THAT PROMOTE GOOD WORK-FAMILY POLICY," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the majority of the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1665) recommending that S.C.R. No. 76, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1665 and S.C.R. No. 76, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING OPPOSITION TO THE PRIVATIZATION OF SOCIAL SECURITY AND URGING HAWAII'S CONGRESSIONAL DELEGATION TO REJECT PROPOSED CHANGES TO THE SOCIAL SECURITY SYSTEM," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1666) recommending that S.C.R. No. 93, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1666 and S.C.R. No. 93, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION URGING HAWAII HEALTH SYSTEMS CORPORATION TO ESTABLISH URGENT CHILD AND ADOLESCENT PSYCHIATRIC SERVICES AT MAUI MEMORIAL MEDICAL CENTER IN THE FORM OF CRISIS STABILIZATION SERVICES," was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1667) recommending that S.C.R. No. 19, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1667 and S.C.R. No. 19, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ANALYZE THE PROBABLE EFFECTS OF PROPOSED REGULATION OF ATHLETE AGENTS AND ASSESS WHETHER ITS ENACTMENT IS CONSISTENT WITH STATE POLICY," was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1668) recommending that S.C.R. No. 29, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1668 and S.C.R. No. 29, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR THE EARLY DETECTION OF PROSTATE CANCER," was deferred until Friday, April 15, 2005.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1669)

recommending that S.C.R. No. 128, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1669 and S.C.R. No. 128, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY, DEPARTMENT OF HUMAN SERVICES, AND COMMUNITY PARTNERS TO ESTABLISH A TASK FORCE AND TO PARTICIPATE IN DEVELOPING PROGRAMS AND SUPPORT SERVICES FOR CHILDREN OF INCARCERATED PARENTS, AS WELL AS PROGRAMS TO STRENGTHEN THE FAMILY BOND," was deferred until Friday, April 15, 2005.

Senators English and Espero, for the Committee on Energy, Environment, and International Affairs and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 1670) recommending that S.C.R. No. 118 be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 118, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING DEPOSIT BEVERAGE CONTAINER RECYCLING IN STATE PARKS," was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1671) recommending that S.C.R. No. 203, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 203, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RELATING TO RENEWABLE ENERGY TECHNOLOGIES," was referred to the Committee on Ways and Means.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1672) recommending that S.R. No. 78 be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.R. No. 78, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP, ADOPT, AND ISSUE A GUIDANCE DOCUMENT ON ENVIRONMENTAL JUSTICE POLICY APPLICABLE TO ALL LEVELS OF THE ENVIRONMENTAL REVIEW PROCESS," was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1673) recommending that S.C.R. No. 140 be referred to the Committee on Judiciary and Hawaiian Affairs.

On motion by Senator Hee, seconded by Senator Hogue and carried, the report of the Committee was adopted and S.C.R. No. 140, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP, ADOPT, AND ISSUE A GUIDANCE DOCUMENT ON ENVIRONMENTAL JUSTICE POLICY APPLICABLE TO ALL LEVELS OF THE ENVIRONMENTAL REVIEW PROCESS," was referred to the Committee on Judiciary and Hawaiian Affairs.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1674) recommending that S.C.R. No. 17, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1674 and S.C.R. No. 17, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO CONSIDER THE ESTABLISHMENT OF A UNIFORM STATEWIDE BUILDING CODE," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1675) recommending that S.C.R. No. 24, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1675 and S.C.R. No. 24, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE COUNCIL ON DEVELOPMENTAL DISABILITIES TO CONTINUE TO CONVENE THE RESIDENTIAL SETTINGS TASK FORCE TO IDENTIFY ISSUES AND SOLUTIONS REGARDING INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES AND THEIR CHOICE OF RESIDENTIAL SETTING," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1676) recommending that S.C.R. No. 27, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1676 and S.C.R. No. 27, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION TO STUDY AND EVALUATE EXISTING TRAFFIC CONDITIONS IN THE SOUTH KONA AREA OF HAWAII AND PREPARE A TRAFFIC SOLUTION PLAN TO MINIMIZE EXISTING AND FUTURE TRAFFIC PROBLEMS," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1677) recommending that S.C.R. No. 39, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1677 and S.C.R. No. 39, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR MARRIAGE AND FAMILY THERAPY," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1678) recommending that S.C.R. No. 40, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1678 and S.C.R. No. 40, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT AND TOURISM TO CONDUCT A CARRYING CAPACITY STUDY WITH THE SUPPORT OF THE HAWAII TOURISM AUTHORITY," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1679) recommending that S.C.R. No. 42, S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1679 and S.C.R. No. 42, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TAXATION TO ENFORCE THE COLLECTION OF THE TRANSIENT ACCOMMODATIONS

TAX ON UNREGISTERED VACATION RENTALS, AND REQUESTING THE COUNTIES TO ENFORCE THE ZONING LAWS AGAINST ILLEGAL OPERATIONS OF VACATION RENTALS," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1680) recommending that S.C.R. No. 106, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1680 and S.C.R. No. 106, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION CONVENING A JOINT LEGISLATIVE TASK FORCE TO REVIEW AND MAKE RECOMMENDATIONS CONCERNING THE HAWAII PUBLIC PROCUREMENT CODE," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1681) recommending that S.C.R. No. 147, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1681 and S.C.R. No. 147, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE DEPARTMENT OF LAND AND NATURAL RESOURCES DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1682) recommending that S.C.R. No. 199, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1682 and S.C.R. No. 199, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO COORDINATE STUDIES, WITH THE ASSISTANCE OF THE DEPARTMENT OF HEALTH, TO EVALUATE THE IMPACT OF THE PHYSICIAN ON-CALL CRISIS ON THE QUEEN'S MEDICAL CENTER TRAUMA CENTER TO PROVIDE EMERGENCY MEDICAL SERVICES IN THE STATE OF HAWAII AND TO RECOMMEND ANY APPROPRIATE GOVERNMENT AND PRIVATE SECTOR RESPONSES TO THE 'ON-CALL' CRISIS TO ENSURE CONTINUED ACCESS TO TRAUMA LEVEL CARE," was deferred until Friday, April 15, 2005.

Senator Hanabusa, for the Committee on Judiciary and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1683) recommending that S.C.R. No. 141, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1683 and S.C.R. No. 141, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO DETERMINE WHETHER CLASSIFICATION OF THE OFFENSES OF ASSAULT AND TERRORISTIC THREATENING BASED ON THE OCCUPATION OF THE VICTIM IS STILL NECESSARY," was deferred until Friday, April 15, 2005.

Senators Sakamoto and Hee, for the Committee on Education and Military Affairs and the Committee on Higher Education, presented a joint report (Stand. Com. Rep. No. 1684) recommending that S.C.R. No. 121 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1684 and S.C.R. No. 121, entitled: "SENATE CONCURRENT

RESOLUTION REQUESTING THE FORMATION OF A WORKING GROUP ON ADULT EDUCATION," was deferred until Friday, April 15, 2005.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1685) recommending that S.C.R. No. 64 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1685 and S.C.R. No. 64, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE LEGAL SERVICES CORPORATION TO REMOVE THE RESTRICTIONS ON ACCESS TO PUBLIC LEGAL SERVICES FOR CITIZENS OF THE FREELY ASSOCIATED STATES RESIDING IN THE STATE OF HAWAII AND OTHER AFFECTED JURISDICTIONS AND REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION IN CONGRESS CALLING FOR THE INCLUSION OF THE PROVISION OF LEGAL SERVICES TO CITIZENS OF THE FREELY ASSOCIATED STATES RESIDING IN THE STATE OF HAWAII AND OTHER AFFECTED JURISDICTIONS UNDER THE COMPACT OF FREE ASSOCIATION, AND ANY SUBSEQUENTLY RENEGOTIATED COMPACT," was deferred until Friday, April 15, 2005.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1686) recommending that S.C.R. No. 176 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1686 and S.C.R. No. 176, entitled: "SENATE CONCURRENT RESOLUTION URGING THE LEGISLATURE TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES," was deferred until Friday, April 15, 2005.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1687) recommending that S.R. No. 100 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1687 and S.R. No. 100, entitled: "SENATE RESOLUTION URGING THE LEGISLATURE TO ADOPT THE UNITED NATIONS DECLARATION ON THE RIGHTS OF INDIGENOUS PEOPLES," was deferred until Friday, April 15, 2005.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1688) recommending that H.C.R. No. 62 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1688 and H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE GOVERNMENT AND THE PEOPLE OF THE REPUBLIC OF KIRIBATI IN THEIR EFFORTS TO ADDRESS WAR REPARATIONS," was deferred until Friday, April 15, 2005.

Senator Taniguchi, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1689) recommending that S.C.R. No. 37, S.D. 1, as amended in S.D. 2, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1689 and S.C.R. No. 37, S.D. 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO INVESTIGATE ALTERNATE MEANS OF FINANCING A NEW PUBLIC HIGH SCHOOL IN KIHEI, MAUI," was deferred until Friday, April 15, 2005.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1690) recommending that S.C.R. No. 186, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1690 and S.C.R. No. 186, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FEDERAL, STATE, AND COUNTY GOVERNMENTS TO PLACE A MORATORIUM ON THE REMOVAL OF HOMELESS PEOPLE FROM PUBLIC AREAS," was deferred until Friday, April 15, 2005.

Senators Chun Oakland and Ige, for the Committee on Human Services and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1691) recommending that S.C.R. No. 154, as amended in S.D. 1, be referred to the Committee on Ways and Means.

On motion by Senator Hee, seconded by Senator Hogue and carried, the joint report of the Committees was adopted and S.C.R. No. 154, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES, IN PARTNERSHIP WITH THE CITY AND COUNTY OF HONOLULU AND COMMUNITY PARTNERS, TO PILOT TRANSITIONAL HOUSING OPTIONS FOR HOMELESS FAMILIES, COUPLES, AND INDIVIDUALS," was referred to the Committee on Ways and Means.

Senators Sakamoto, Chun Oakland and Ige, for the Committee on Education and Military Affairs, the Committee on Human Services and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1692) recommending that S.C.R. No. 62 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1692 and S.C.R. No. 62, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO SUPPORT AND DEVELOP PARTNERSHIPS WITH COMMUNITY-ORIENTED AGENCIES, ORGANIZATIONS, AND STUDENTS OF THE ISLAND OF HAWAII TO PROMOTE ACTIVITIES THAT ENCOURAGE POSITIVE YOUTH OUTCOMES," was deferred until Friday, April 15, 2005.

Senators Sakamoto and Ige, for the Committee on Education and Military Affairs and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1693) recommending that S.C.R. No. 70, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1693 and S.C.R. No. 70, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO REEVALUATE THE DEPARTMENT OF DEFENSE ENLISTMENT POLICY FOR HOMESCHOOLERS," was deferred until Friday, April 15, 2005.

Senators Kokubun and Espero, for the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 1694) recommending that S.C.R. No. 137 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1694 and S.C.R. No. 137, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE COASTAL ZONE MANAGEMENT PROGRAM OF THE OFFICE OF PLANNING TO COORDINATE THE UPDATING AND

IMPLEMENTATION OF THE HAWAII OCEAN RESOURCES MANAGEMENT PLAN," was deferred until Friday, April 15, 2005.

Senators Kokubun and Espero, for the Committee on Water, Land, and Agriculture and the Committee on Business and Economic Development, presented a joint report (Stand. Com. Rep. No. 1695) recommending that S.R. No. 75 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1695 and S.R. No. 75, entitled: "SENATE RESOLUTION REQUESTING THE COASTAL ZONE MANAGEMENT PROGRAM OF THE OFFICE OF PLANNING TO COORDINATE THE UPDATING AND IMPLEMENTATION OF THE HAWAII OCEAN RESOURCES MANAGEMENT PLAN," was deferred until Friday, April 15, 2005.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1696) recommending that S.C.R. No. 92, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1696 and S.C.R. No. 92, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING OUR CONGRESSIONAL DELEGATION TO WORK TOWARD NATIONAL PARK STATUS FOR THE KAWAINUI MARSH COMPLEX," was deferred until Friday, April 15, 2005.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1697) recommending that S.R. No. 51, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1697 and S.R. No. 51, S.D. 1, entitled: "SENATE RESOLUTION URGING OUR CONGRESSIONAL DELEGATION TO WORK TOWARD NATIONAL PARK STATUS FOR THE KAWAINUI MARSH COMPLEX," was deferred until Friday, April 15, 2005.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1698) recommending that S.C.R. No. 143 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1698 and S.C.R. No. 143, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PARTICIPATION IN THE FEDERAL PROGRAM TO ASSIST STATES IN OBTAINING SCRAPPED FEDERAL SHIPS TO USE AS ARTIFICIAL REEFS IN THE WATERS OF THE STATE OF HAWAII," was deferred until Friday, April 15, 2005.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental Affairs, presented a joint report (Stand. Com. Rep. No. 1699) recommending that S.R. No. 81 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1699 and S.R. No. 81, entitled: "SENATE RESOLUTION REQUESTING PARTICIPATION IN THE FEDERAL PROGRAM TO ASSIST STATES IN OBTAINING SCRAPPED FEDERAL SHIPS TO USE AS ARTIFICIAL REEFS IN THE WATERS OF THE STATE OF HAWAII," was deferred until Friday, April 15, 2005.

Senators Kokubun and Ige, for the Committee on Water, Land, and Agriculture and the Committee on Intergovernmental

Affairs, presented a joint report (Stand. Com. Rep. No. 1700) recommending that S.C.R. No. 177, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1700 and S.C.R. No. 177, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT, THE STATE OF HAWAII, AND THE CITY AND COUNTY OF HONOLULU TO WORK COOPERATIVELY TO PROTECT KAWAI NUI MARSH," was deferred until Friday, April 15, 2005.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1701) recommending that the Senate advise and consent to the nominations to the Board of Trustees of the Deferred Compensation Plan of the following:

WAYNE L. CHU, in accordance with Gov. Msg. No. 392; and

CAROL T. RABER, in accordance with Gov. Msg. No. 393.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1701 and Gov. Msg. Nos. 392 and 393 was deferred until Friday, April 15, 2005.

Senator Kanno, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1702) recommending that the Senate advise and consent to the nominations to the Hawaii Workforce Development Council of the following:

CORIANNE W. LAU, in accordance with Gov. Msg. No. 403; and

GARY L. WISEMAN, in accordance with Gov. Msg. No. 404.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1702 and Gov. Msg. Nos. 403 and 404 was deferred until Friday, April 15, 2005.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1703) recommending that the Senate advise and consent to the nominations to the Western Interstate Commission for Higher Education (WICHE) of the following:

ROY T. OGAWA, in accordance with Gov. Msg. No. 434; and

ROBERTA M. RICHARDS, in accordance with Gov. Msg. No. 529.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1703 and Gov. Msg. Nos. 434 and 529 was deferred until Friday, April 15, 2005.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 1704) recommending that the Senate advise and consent to the nomination of ANITA DIMAURO to the State Highway Safety Council, in accordance with Gov. Msg. No. 475.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1704 and Gov. Msg. No. 475 was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1705) recommending that the Senate advise and consent to the nomination of MICHAEL TRAUB ND, DHANP to the

Board of Examiners in Naturopathy, in accordance with Gov. Msg. No. 230.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1705 and Gov. Msg. No. 230 was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1706) recommending that the Senate advise and consent to the nomination of TIMOTHY H. MOON O.D. to the Board of Examiners in Optometry, in accordance with Gov. Msg. No. 231.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1706 and Gov. Msg. No. 231 was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1707) recommending that the Senate advise and consent to the nomination of RANDALL J. BURNETT to the Pest Control Board, in accordance with Gov. Msg. No. 232.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1707 and Gov. Msg. No. 232 was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1708) recommending that the Senate advise and consent to the nominations to the Board of Private Detectives and Guards of the following:

RANDALL W. MACK III, CPP, CFE, CHS, in accordance with Gov. Msg. No. 243;

LAWRENCE K. MAHUNA, in accordance with Gov. Msg. No. 244;

THOMAS PHILLIPS, in accordance with Gov. Msg. No. 245; and

PATRICK W. SOUZA, in accordance with Gov. Msg. No. 246.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1708 and Gov. Msg. Nos. 243, 244, 245 and 246 was deferred until Friday, April 15, 2005.

Senator Menor, for the Committee on Commerce, Consumer Protection and Housing, presented a report (Stand. Com. Rep. No. 1709) recommending that the Senate advise and consent to the nominations to the Board of Psychology of the following:

STANLEY LUKE PH.D., in accordance with Gov. Msg. No. 249; and

G. SUE MCCANN PSY.D., in accordance with Gov. Msg. No. 250.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1709 and Gov. Msg. Nos. 249 and 250 was deferred until Friday, April 15, 2005.

Senator Inouye, for the Committee on Transportation and Government Operations, presented a report (Stand. Com. Rep. No. 1710) recommending that the Senate advise and consent to the nominations to the Civil Defense Advisory Council of the following:

CREIGHTON W. GOLDSMITH, in accordance with Gov. Msg. No. 440; and

RANDY L. PROTHERO, in accordance with Gov. Msg. No. 441.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1710 and Gov. Msg. Nos. 440 and 441 was deferred until Friday, April 15, 2005.

Senator English, for the Committee on Energy, Environment, and International Affairs, presented a report (Stand. Com. Rep. No. 1711) recommending that the Senate advise and consent to the nomination of MONALISA G. GALLEGO to the Environmental Council, in accordance with Gov. Msg. No. 467.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1711 and Gov. Msg. No. 467 was deferred until Friday, April 15, 2005.

Senator Hanabusa, for the majority of the Committee on Judiciary and Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1712) recommending that the Senate not consent to the nomination of BRANDI M.L. JIM ON to the Commission on the Status of Women, in accordance with Gov. Msg. No. 402.

By unanimous consent Stand. Com. Rep. No. 1712 and Gov. Msg. No. 402 were recommitted to the Committee on Judiciary and Hawaiian Affairs.

Senator Hee, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1713) recommending that S.C.R. No. 68, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1713 and S.C.R. No. 68, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE APPROVAL AND DECISION-MAKING PROCEDURES, AND THE PROJECT APPROVAL PROCESS OF THE MAUNA KEA SCIENCE RESERVE," was deferred until Friday, April 15, 2005.

Senators Hee and Sakamoto, for the Committee on Higher Education and the Committee on Education and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1714) recommending that S.C.R. No. 172, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1714 and S.C.R. No. 172, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO HOLD HEARINGS AND REPORT ON THE UNIVERSITY AFFILIATED RESEARCH CENTER DESIGNATION BY THE NAVY, APPLIED RESEARCH LABORATORY PROPOSAL, CLASSIFIED RESEARCH POLICY AND THEIR RELATIONSHIP TO THE UNIVERSITY'S MISSION AND STRATEGIC PLAN," was deferred until Friday, April 15, 2005.

At 11:51 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:55 o'clock p.m.

**ORDER OF THE DAY**

**ADOPTION OF RESOLUTION**



**MATTER DEFERRED FROM  
TUESDAY, APRIL 12, 2005**

Stand. Com. Rep. No. 1625 (S.C.R. No. 134, S.D. 1):

Senator Hee moved that Stand. Com. Rep. No. 1625 and S.C.R. No. 134, S.D. 1, be adopted, seconded by Senator Hogue.

Senator Chun Oakland rose in support of the measure with reservations and stated:

“Mr. President, I stand in support of this resolution, but with reservations.

“My reservations are that the HCDA and DLNR had not notified the area Legislators and community groups of this proposal. And so in going forward, I hope that there will be opportunity for the community groups to have some input on this before we finally take action on this resolution.

“Thank you.”

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

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 134, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION AUTHORIZING THE LEASE OF SUBMERGED LANDS AT KEEHI SMALL BOAT HARBOR FOR REDEVELOPMENT, MANAGEMENT, AND OPERATION BY HONOLULU MARINE, INC., FOR A COMMERCIAL SHIP REPAIR FACILITY,” was adopted.”

**FINAL READING**

S.B. No. 608, H.D. 1:

On motion by Senator Inouye, seconded by Senator Menor and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 608, and S.B. No. 608, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DUTY OF PHYSICIAN, SURGEON, HOSPITAL, CLINIC, ETC., TO REPORT WOUNDS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, none. Excused, 2 (Fukunaga, Ige).

**RE-REFERRAL OF  
GOVERNOR’S MESSAGES**

The Chair re-referred the following governor’s messages that were received:

Governor’s Message	Referred to:
No. 488	Committee on Higher Education
No. 489	Committee on Higher Education
No. 490	Committee on Higher Education
No. 491	Committee on Higher Education
No. 492	Committee on Higher Education
No. 493	Committee on Higher Education
No. 494	Committee on Higher Education

No. 495 Committee on Higher Education

No. 496 Committee on Higher Education

**RECONSIDERATION OF ACTION TAKEN**

S.B. No. 74, S.D. 1 (H.D. 1):

Senator Inouye moved that the Senate reconsider its action taken on April 7, 2005, in disagreeing to the amendments proposed by the House to S.B. No. 74, S.D. 1, seconded by Senator Menor and carried.

Senator Inouye moved that the Senate agree to the amendments proposed by the House to S.B. No. 74, S.D. 1, seconded by Senator Menor.

Senator Inouye noted:

“Mr. President, this measure permits drivers who are at least 18 years of age to receive a commercial driver’s license. It also prohibits the operation of tractor-trailers by persons under the age of 18.

“The House version adds a provision that allows drivers not less than 18 years of age to obtain their commercial driver’s license except in the transport of school students, hazardous materials, or in the driving of tractor trailers, which are the largest vehicles.

“The House version also takes out references to the definition of intrastate driver, which conflicted with federal laws and inadvertently excluded all other commercial drivers such as the intrastate driver.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 74, S.D. 1, and S.B. No. 74, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY,” was placed on the calendar for Final Reading on Friday, April 15, 2005.

At 11:58 o’clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:59 o’clock a.m.

Senator Sakamoto, Chair of the Committee on Education and Military Affairs, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 249.

Senator Sakamoto noted:

“Mr. President, H.C.R. No. 249, proposed S.D. 1, urges congress to support the Filipino Veterans Equity Act of 2005.”

The Chair then granted the waiver.

Senator Hanabusa, Chair of the Committee on Judiciary and Hawaiian Affairs, requested that the referrals of S.C.R. Nos. 140, 142, 178, 200 and S.R. No. 78 to the Committee on Judiciary and Hawaiian Affairs be waived.

Senator Hanabusa noted:

“Mr. President, S.C.R. No. 140 and S.R. No. 78 requests the Department of Health to develop, adopt and issue a guidance document on environmental justice policy applicable to all levels of the environmental review process.

"S.C.R. No. 142, S.D. 1, requests the Governor to establish a task force on sportsmanship in youth sports.

"S.C.R. No. 178, S.D. 1, opposes the transfer of the Waiahole Valley agricultural park and residential lots subdivision by the Housing and Development Corporation of Hawaii to the Department of Hawaiian Home Lands.

"S.C.R. No. 200, S.D. 1, requests a study and recommendations relating to the feasibility of stem cell research for Hawaii."

"Mr. President, these SCR's were all heard by their subject matter Committees and the Judiciary and Hawaiian Affairs Committee is waiving primarily due to time constraints."

The Chair then granted the waiver.

By unanimous consent, the following resolutions were placed on the calendar for Adoption on Friday, April 15, 2005:

S.C.R. No. 140, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP, ADOPT, AND ISSUE A GUIDANCE DOCUMENT ON ENVIRONMENTAL JUSTICE POLICY APPLICABLE TO ALL LEVELS OF THE ENVIRONMENTAL REVIEW PROCESS";

S.C.R. No. 142, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE ON SPORTSMANSHIP IN YOUTH SPORTS";

S.C.R. No. 178, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION OPPOSING THE TRANSFER OF THE WAIHOLE VALLEY AGRICULTURAL PARK AND RESIDENTIAL LOTS SUBDIVISION BY THE HOUSING AND COMMUNITY DEVELOPMENT CORPORATION OF HAWAII TO THE DEPARTMENT OF HAWAIIAN HOME LANDS";

S.C.R. No. 200, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY AND RECOMMENDATIONS RELATING TO THE FEASIBILITY OF STEM CELL RESEARCH FOR HAWAII"; and

S.R. No. 78, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO DEVELOP, ADOPT, AND ISSUE A GUIDANCE DOCUMENT ON ENVIRONMENTAL JUSTICE POLICY APPLICABLE TO ALL LEVELS OF THE ENVIRONMENTAL REVIEW PROCESS."

Senator Hee, Chair of the Higher Education, requested a waiver of the notice requirement pursuant to Senate Rule 21 for the following governor's messages:

Gov. Msg. No. 488;  
Gov. Msg. No. 489;  
Gov. Msg. No. 490;  
Gov. Msg. No. 491;  
Gov. Msg. No. 492;  
Gov. Msg. No. 493;  
Gov. Msg. No. 494;  
Gov. Msg. No. 495; and  
Gov. Msg. No. 496,

and the Chair granted the waiver.

Senator Menor, Chair of the Committee on Commerce, Consumer Protection and Housing, requested a waiver of the notice requirement pursuant to Senate Rule 21 for H.C.R. No. 170.

Senator Menor noted:

"Mr. President, H.C.R. No. 170 requests the counties to apply tax increment financing to finance the development of infrastructure for affordable housing projects.

"I believe that this resolution should be heard because it raises an important affordable housing issue. It proposes the implementation of creative financing for affordable housing projects that had been recommended by the Governor's affordable housing task force. However, your Committee only recently received this resolution and so therefore a waiver is necessary."

The Chair then granted the waiver.

Senator Kim rose on a point of personal privilege as follows:

"Mr. President, I rise on a point of personal privilege.

"Mr. President, I want to publicly put an end to a malicious lie that's being spread that somehow I am the one orchestrating the news stories about the Senator from Kapolei and that I'm doing this to teach the Senator a lesson for not joining me to oust you, Mr. President. The only way I know how to do this is to publicly state on this Floor that this is patently false. I'm certain that the Senator from Kapolei will attest to the fact that I've never asked him to join me to do any such thing.

"I urge you to go check through the newspaper reporters, the TV stations, and even our good Republicans across the way and ask them if I am orchestrating or behind any of these stories. Better yet, why don't you ask Richard Borreca, who's here, and also Derrick DePledge standing behind me if I have given them any documentation or put them up to any of these stories.

"And to those of you who are saying that I am a party to this by talking about it on the radio show, I suggest that you go on the radio every morning and field the calls from the listeners who ask me what Senate Leadership is doing about this, or spar with the good Senator from Kailua regarding the Republicans' criticisms of the Senate Majority. Our good Senator from Waianae faced these calls this morning for 30 minutes. I face it every morning.

"So finally, Mr. President, I want to say to the individual – and you know who you are – who is spreading these malicious lies, that I say karma has a way of dealing with people like you. So, please – GET A LIFE!

"Thank you."

#### APPOINTMENT OF CONFEREES

S.B. No. 527, 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. 527, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Baker, chair; Chun Oakland, Taniguchi, co-chairs; Fukunaga, Inouye, Whalen as managers on the part of the Senate at such conference.

S.B. No. 693, 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. 693, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 702, 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. 702, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Hanabusa, co-chair; Baker, Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 819, 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. 819, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Taniguchi, co-chair; English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 971, 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. 971, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; Nishihara, Tsutsui, Slom as managers on the part of the Senate at such conference.

S.B. No. 1065, 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. 1065, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Kokubun, Taniguchi, co-chairs; Trimble as managers on the part of the Senate at such conference.

S.B. No. 1141, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1141, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Kim, chair; Menor, co-chair; Espero, Nishihara, Slom as managers on the part of the Senate at such conference.

S.B. No. 1348, 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. 1348, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1349, 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. 1349, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1695, 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. 1695, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Espero, Taniguchi, co-chairs; Ige, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1698, 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. 1698, S.D. 2, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Espero, Taniguchi, co-chairs; Ige, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1702, S.D. 1 (H.D. 2):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1702, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Espero, Taniguchi, co-chairs; English, Ige, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1792, 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. 1792, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Fukunaga, chair; Espero, Taniguchi, co-chairs; English, Hogue as managers on the part of the Senate at such conference.

S.B. No. 1798 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 1798, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

H.B. No. 161, 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. 161, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, Hogue as managers on the part of the Senate at such conference.

H.B. No. 214, 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. 214, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

H.B. No. 644, 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. 644, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Baker, Hogue as managers on the part of the Senate at such conference.

H.B. No. 785, 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. 785, H.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Menor, chair; Espero, Hogue as managers on the part of the Senate at such conference.

**ADJOURNMENT**

At 12:05 o'clock p.m., on motion by Senator Hee, seconded by Senator Hogue and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, April 15, 2005.

Respectfully submitted,

Clerk of the Senate

Approved:

President of the Senate