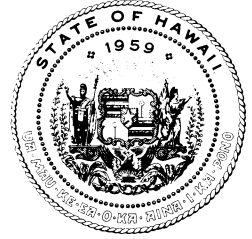


ROBERT BUNDA  
PRESIDENT  
DONNA MERCADO KIM  
VICE PRESIDENT  
COLLEEN HANABUSA  
MAJORITY LEADER  
CAL KAWAMOTO  
MAJORITY FLOOR LEADER  
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FRED HEMMINGS  
MINORITY LEADER  
BOB HOGUE  
MINORITY FLOOR LEADER  
PAUL WHALEN  
MINORITY POLICY LEADER

The Senate  
The Twenty-Second Legislature  
of the  
State of Hawaii

STATE CAPITOL  
HONOLULU, HAWAII 96813



April 24, 2006

TO: Members of the Senate Committee on Judiciary and Hawaiian Affairs

FR: Senator Colleen Hanabusa, Chair  
Senate Committee on Judiciary and Hawaiian Affairs

RE: House Bills that passed out of JHW in which the House agreed to the amendments made by the Senate; Senate Bills that passed out of JHW in which the Senate agreed to the amendments made by the House; and Measures that passed out of JHW and moved out of conference with amendments

The following House bills passed out of JHW as second Committee and the House voted to agree to the amendments made by the Senate:

HB 1977, HD1, RELATING TO STRUCTURED SETTLEMENTS  
SD2 Establishes procedures for the transfer of structured settlement payment rights.

The Senate amended this bill by: (1) Allowing an application for approval of a transfer of a structured settlement payment right to be brought in any court or before any responsible administrative authority meeting specific requirements. This amendment was proposed by the National Association of Settlement Purchasers and Ringler Associates as a measure that would benefit recipients of structured settlement payments by providing the appropriate court or administrative forum with greater flexibility to consider changed circumstances when considering an application; (2) Amending the process in which a court or administrative authority considers an application by deleting language that made an oral hearing by the court optional. This amendment was proposed by Ringler Associates as a means to afford important protections to a structured settlement recipient and allow the independent assessment of an application by a court or administrative authority through the process of oral hearings; and (3) Making technical, nonsubstantive changes for clarity and style.

FIRST DISTRICT  
LORRAINE R. INOUE  
SECOND DISTRICT  
RUSSELL S. KOKUBUN  
THIRD DISTRICT  
PAUL WHALEN  
FOURTH DISTRICT  
SHAN S. TSUTSUI  
FIFTH DISTRICT  
ROSALYN H. BAKER  
SIXTH DISTRICT  
J. KALANI ENGLISH  
SEVENTH DISTRICT  
GARY L. HOOSER  
EIGHTH DISTRICT  
SAM SLOM  
NINTH DISTRICT  
LES IHARA, JR.  
TENTH DISTRICT  
BRIAN T. TANIGUCHI  
ELEVENTH DISTRICT  
CAROL FUKUNAGA  
TWELFTH DISTRICT  
GORDON TRIMBLE  
THIRTEENTH DISTRICT  
SUZANNE CHUN OAKLAND  
FOURTEENTH DISTRICT  
DONNA MERCADO KIM  
FIFTEENTH DISTRICT  
NORMAN SAKAMOTO  
SIXTEENTH DISTRICT  
DAVID Y. IGE  
SEVENTEENTH DISTRICT  
RON MENOR  
EIGHTEENTH DISTRICT  
CAL KAWAMOTO  
NINETEENTH DISTRICT  
BRIAN KANNO  
TWENTIETH DISTRICT  
WILLIE C. ESPERO  
TWENTY-FIRST DISTRICT  
COLLEEN HANABUSA  
TWENTY-SECOND DISTRICT  
ROBERT BUNDA  
TWENTY-THIRD DISTRICT  
MELODIE WILLIAMS ADUJA  
TWENTY-FOURTH DISTRICT  
BOB HOGUE  
TWENTY-FIFTH DISTRICT  
FRED HEMMINGS  
CHIEF CLERK  
PAUL T. KAWAGUCHI

HB 2133, SD1        RELATING TO THE NATURAL AREA RESERVE SYSTEM

Prohibits public vehicular access in Kaena Point natural area reserve.

The Senate amended this bill by: (1) Providing an exception for emergency vehicle access to the Natural Area Reserve; (2) Allowing the Department of Land and Natural Resources to adopt rules to allow limited vehicular access to the Natural Area Reserve for permitted fishing and camping activities; (3) Providing a savings clause; and (4) Making a technical, nonsubstantive change for style

HB 2410, HD1,        RELATING TO CONTROLLED SUBSTANCES  
SD2

Amends statutory provisions to conform with changes to the Uniform Controlled Substances Act enacted in 2005.

The Senate amended this bill by: (1) Reducing the amount of dispensable grams to 3.6 grams per day without regard to the number of transactions, or nine grams a month, except when dispensed pursuant to a prescription; (2) Requiring pseudoephedrine products to be moved behind the counter and that purchasers must provide identification to the retailer who must record identifying information of that purchaser; (3) Requiring pseudoephedrine purchasers to sign a written log or receipt; (4) Adding the drug Zopiclone, trade name Lunesta, to schedule IV of the controlled substances list; and (5) Making technical, nonsubstantive changes for clarity and style.

The following Senate bill passed out of JHW as second Committee and the Senate voted to agree to the amendments made by the House:

SB 2357, HD1        RELATING TO SECTION 13 OF ACT 380,  
SESSION LAWS OF HAWAII 1997

Extends for 5 years until 07/01/2012 the sunset date (07/01/07) on the use of new safe harbor agreements, habitat conservation plans, and incidental take licenses as recovery options for conserving and protecting the State's endangered species.

The House amended this bill by: (1) Extending the sunset date for five years instead of removing the sunset date entirely; and (2) Making technical, nonsubstantive amendments for style, clarity, and consistency.



SB 2006, SD3, HD2, CD1	PROHIBITING SALES OF OPIHI
SB 2188, SD1, HD2, CD1	RELATING TO A COMMISSION ON FATHERHOOD
SB 2248, SD2, HD1, CD1	RELATING TO SOLICITATION OF FUNDS FOR CHARITABLE PURPOSES
SB 2323, SD2, HD1, CD1	RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY
SB 2327, SD2, HD1, CD1	RELATING TO CHILD ABUSE OR NEGLECT REPORTING
SB 2358, SD2, HD2, CD1	RELATING TO PROTECTION OF FOREST RESERVES
SB 2667, SD2, HD1, CD1	RELATING TO FIREWORKS

Thank you for your attention to this matter. Please feel free to contact me if you have any questions or concerns.