

THIRTY-EIGHTH DAY

Friday, March 23, 2007

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, convened at 12:09 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Representative Roy M. Takumi, after which the Roll was called showing all members present with the exception of Representatives Berg, Meyer, B. Oshiro, Takamine, Thielen and Ward, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Seventh Day was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 300 and 301) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 300, dated March 19, 2007, transmitting the Department of Public Safety's response to Act 160, Section 93.2, Session Laws of Hawaii 2006, requiring a report on the status of all lump sum capital improvement projects for FY 2006-2007 appropriated funds under general administration (PSD 900).

Gov. Msg. No. 301, dated March 23, 2007, transmitting the Department of Public Safety's response to Act 160, Section 63.1, Session Laws of Hawaii 2006, requiring a report on nursing services contracts for correctional facilities.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 438 through 443) were received and announced by the Clerk:

Sen. Com. No. 438, informing the House that the Senate has disagreed to the amendments proposed by the House on the following Senate Bill:

S.B. No. 921, SD 1, HD 1

Sen. Com. No. 439, transmitting H.B. No. 1108, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," which passed Third Reading in the Senate on March 22, 2007.

Sen. Com. No. 440, transmitting H.B. No. 1158, entitled: "A BILL FOR AN ACT RELATING TO ARSON," which passed Third Reading in the Senate on March 22, 2007.

Sen. Com. No. 441, transmitting H.B. No. 1393, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM INFORMATION PRACTICES ACT (MODIFIED)," which passed Third Reading in the Senate on March 22, 2007.

Sen. Com. No. 442, transmitting H.B. No. 1427, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," which passed Third Reading in the Senate on March 22, 2007.

Sen. Com. No. 443, transmitting H.B. No. 714, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," which passed Third Reading in the Senate on March 22, 2007.

Representative Caldwell moved to disagree to the amendments made by the Senate to H.B. No. 714, HD 2, SD 1, seconded by Representative Karamatsu and carried. (Representatives Meyer, Takamine and Thielen were excused.)

DEPARTMENTAL COMMUNICATION

The following departmental communication (Dept. Com. No. 55) was received by the Clerk and was placed on file:

Dept. Com. No. 55, dated March 2007, from David Shimabukuro, Administrator, Employees' Retirement System, transmitting their Comprehensive Annual Financial Report for the fiscal year ended June 2006.

INTRODUCTIONS

The following introductions were made to the members of the House:

Representative Lee introduced Girl Scouts, leaders and parents here for Girl Scouts Day at the Capitol.

Representative Lee then introduced members of Girl Scout Troop 1075 of Mililani: Ms. Emily Poirier and Ms. Samantha Bergan; and Junior Troop 289: Ms. Janelle Lau, Ms. Gini Gustafson, Ms. Rachel Watanabe, Ms. Malia Luke and Ms. Alanna Machado.

Representative Manahan introduced Ms. Donna Kahakui with Kai Makana environmental organization, and recipient of the Women of the Earth award. She was accompanied by her family and members of Kai Makana.

Representative Tsuji introduced Girl Scout Troop 15 from St. Joseph School in Hilo: Ms. Chloe Craft, Ms. Alicia Santos, Ms. Fiona Follet, and their chaperone, Ms. Lea Craft.

Representative Pine, on behalf of Representative Cabanilla and herself, introduced Girl Scout Troop 461 in Ewa Beach: Ms. Kayla deRuiter, Ms. Nicole Araujo, and Ms. Sara McGuire; and their leaders, Ms. Liz Holmes, Ms. Chris Avaujo and Ms. Julie McGuire.

Representative Pine also introduced Girl Scout Troops 397 and 973: Teya Montoya, Chandelle Montoya, Neva Montoya and Alix Montoya, and their mother, Mrs. Debbie Montoya.

Representative Har introduced her friends, Ms. Lois Hashimoto and her mother, Mrs. Yoshiko Hashimoto; and former Representative Clarice Hashimoto and her daughter, Emi Omori.

Representative Ching introduced Liliha Neighborhood Board member, Mr. Arvid Youngquist.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

The following resolution and concurrent resolution were referred to committee by the Speaker:

H.R.
No.

Re-referred to:

269 Committee on International Affairs, then to the Committee on Economic Development & Business Concerns

H.C.R.**No. Re-referred to:**

169 Committee on Agriculture, then to the Committee on Transportation

The following bills were re-referred to committee by the Speaker:

S.B.**Nos. Re-referred to:**

1133, Committee on Finance
SD3

1402, Committee on Finance
SD1

At this time, the Chair announced:

"Members of the House, we have 26 pages of bills for Second Reading. I believe some of our colleagues have to catch a flight back before 1:30 so I would like to get through this as quickly as possible."

STANDING COMMITTEE REPORTS

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1366) recommending that S.B. No. 1281, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1281, entitled: "A BILL FOR AN ACT RELATING TO STATE OFFICERS AND EMPLOYEES EXCLUDED FROM COLLECTIVE BARGAINING AND MAKING APPROPRIATIONS AND OTHER ADJUSTMENTS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Takumi and Sonson, for the Committee on Education and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1367) recommending that S.B. No. 686, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 686, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATIONAL ASSISTANTS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1368) recommending that S.B. No. 897, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 897, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY TRAINING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1369) recommending that S.B. No. 618, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 618, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Public Safety & Military Affairs with Representatives Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1370) recommending that S.B. No. 1447, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1447, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1371) recommending that S.B. No. 1116, SD 1, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1116, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL APPLICATION FEES," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1372) recommending that S.B. No. 58, SD 2, HD 1, be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 58, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1373) recommending that S.B. No. 1654, SD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1654, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM MANAGEMENT DISPUTE RESOLUTION," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1374) recommending that S.B. No. 1697, SD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1697, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF 'CONTRACTOR' UNDER THE CONTRACTOR REPAIR ACT," passed Second

Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1375) recommending that S.B. No. 795, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 795, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING CODES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1376) recommending that S.B. No. 990, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 990, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM INDUSTRY MONITORING," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1377) recommending that S.B. No. 1675, SD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1675, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AUTOMATED EXTERNAL DEFIBRILLATORS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1378) recommending that S.B. No. 1676, SD 2, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1676, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1379) recommending that S.B. No. 820, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 820, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1380) recommending that S.B. No. 11, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 11, SD 3, HD 1, pass Second Reading

and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Rhoads rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Finnegan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 11, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXCISE TAX ON HEALTH CARE," passed Second Reading and was referred to the Committee on Finance with Representative Rhoads voting no, and with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1381) recommending that S.B. No. 1381, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1381, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1382) recommending that S.B. No. 1382, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1382, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1383) recommending that S.B. No. 1383, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1383, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1384) recommending that S.B. No. 1384, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1384, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1385)

recommending that S.B. No. 1385, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1385, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1386) recommending that S.B. No. 1386, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1386, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1387) recommending that S.B. No. 1387, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1387, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1388) recommending that S.B. No. 1388, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1388, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1389) recommending that S.B. No. 1389, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1389, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1390) recommending that S.B. No. 1390, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1390, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was

referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1391) recommending that S.B. No. 1988, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1988, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HONEY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Takamine and Thielen being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1392) recommending that S.B. No. 662, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 662, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS LOAN GUARANTY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Tsuji and Yamashita, for the Committee on Agriculture and the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1393) recommending that S.B. No. 1221, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 1221, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Berg rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wakai rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1221, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Tsuji and Yamashita, for the Committee on Agriculture and the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1394) recommending that S.B. No. 885, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 885, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1395) recommending that S.B. No. 973, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 973, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HEALTH," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1396) recommending that S.B. No. 1918, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 1918, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S HEALTH CARE PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Magaoy, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 1397) recommending that S.B. No. 1083, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1083, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE LEGISLATIVE BROADCAST PROGRAM," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1398) recommending that S.B. No. 1380, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1380, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1399) recommending that S.B. No. 1391, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1391, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1400) recommending that S.B. No. 1833, SD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1833, SD 1, pass Second Reading and

be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Pine rose to speak in support of the measure with reservations, stating:

"I just want to note my reservations on Stand. Com. Rep. No. 1400. I think there's a lot of good intent behind this bill to help those that need family leave and sick leave, but I'm just really concerned on the negative impact it would have on the small businesses in Hawaii."

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Marumoto rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll vote with reservations on 1400. I was just concerned with the generosity of the paid leave in the original version of the bill."

Representative Finnegan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1833, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1401) recommending that S.B. No. 1284, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1284, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1402) recommending that S.B. No. 1926, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1926, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WHISTLEBLOWERS' PROTECTION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1403) recommending that S.B. No. 1933, SD 2, HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1933, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the

Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1404) recommending that S.B. No. 69, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 69, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1405) recommending that S.B. No. 1365, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1365, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE INNOVATION ECONOMY," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1406) recommending that S.B. No. 1636, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1636, SD 2, HD 2, be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Bertram rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1636, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," was referred to the Committee on Judiciary with Representative Bertram voting no, and with Representatives Takamine and Thielen being excused.

Representatives Yamashita and Ito, for the Committee on Economic Development & Business Concerns and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1407) recommending that S.B. No. 896, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 896, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1408) recommending that S.B. No. 323, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 323, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1409) recommending that S.B. No. 907, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 907, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1410) recommending that S.B. No. 1315, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1315, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ACCESS HAWAII COMMITTEE," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1411) recommending that S.B. No. 1929, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1929, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC PROCUREMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1412) recommending that S.B. No. 1026, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1026, SD 2, HD 2, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Meyer rose to speak in opposition to the measure, stating:

"I'd like to register a no vote on Stand. Com. Rep. No. 1412 which is going to put a deposit on the larger bottles, the 64 ounce up to 68 ounce. Thank you."

Representative Finnegan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1026, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE," was referred to the Committee on Finance with Representative Meyer voting no, and with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1413) recommending that S.B. No. 138, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee

was adopted and S.B. No. 138, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DIAMOND HEAD STATE MONUMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1414) recommending that S.B. No. 1090, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1090, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1415) recommending that S.B. No. 1093, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1093, SD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN HEALTH CONSENSUS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1416) recommending that S.B. No. 1818, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1818, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1417) recommending that S.B. No. 816, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 816, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1418) recommending that S.B. No. 1709, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1709, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1419) recommending that S.B. No. 1034, SD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1034, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1420) recommending that S.B. No. 1066, SD 2, HD 1, be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1066, SD 2, HD 1, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Meyer rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I would like to register an aye with reservations on Stand. Com. Rep. No. 1420. While I know it seems like it's an important thing to have money to beef up our efforts in finding invasive species, this bill has the ability to add daily to the cost of everything in Hawaii. It'll put a fee on everything that is shipped in. I know the auto dealers are very concerned about it. I know there's a lot that can be changed in it, but the way it is right now, I'm with strong reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1066, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1421) recommending that S.B. No. 1046, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1046, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEES FOR WINDSHIELD PLACARDS FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1422) recommending that S.B. No. 1500, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1500, SD 3, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR DEPARTMENT OF TAXATION COUNTY SURCHARGE IMPLEMENTATION COSTS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1423) recommending that S.B. No. 1677, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1677, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC CONTROL," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1424) recommending that S.B. No. 768, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 768, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY VEHICLES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1425) recommending that S.B. No. 784, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 784, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRIVER LICENSING," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1426) recommending that S.B. No. 946, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 946, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Evans rose to speak in support of the measure with reservations, stating:

"On Stand. Com. Rep. No. 1426, I'd like to stand with reservations and make a comment. Thank you. The purpose of the bill is to enable a driver whose license has been administratively revoked for life due to multiple convictions of driving under the influence.

"My only comment would be hopefully Judiciary will address the fact that this is an opportunity for someone after ten years of substance abuse counseling or whatever, to go back and ask for a license which I think is a good idea. But what it doesn't have which the Senate had in the Senate version was that, what happens if you give it to them and then they go back and get a DWI again? In the Senate version it said, well you'd go back to life revocation with no chance of coming back after ten years. It did address that and this bill right now in its form does not address that."

Representative Finnegan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 946, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE LICENSE REVOCATION," passed Second Reading and was referred to the Committee on Judiciary with Representative Finnegan voting no, and with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1427) recommending that S.B. No. 1237, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee

was adopted and S.B. No. 1237, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1428) recommending that S.B. No. 1528, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1528, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1429) recommending that S.B. No. 12, SD 2, HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 12, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATE REGULATION," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Chang and Cabanilla, for the Committee on Higher Education and the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1430) recommending that S.B. No. 1177, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1177, SD 2, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A GLOBAL YOUTH CENTER IN HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Chang and Green, for the Committee on Higher Education and the Committee on Health presented a report (Stand. Com. Rep. No. 1431) recommending that S.B. No. 1283, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1283, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Rhoads rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Takai rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition to this measure. Thank you, Mr. Speaker. I'm kind of puzzled and concerned with the fact that this measure is on the Floor today. For those of you who don't recall, in 2001, after the September 11 bombings, we came back in Special Session in October to address a number of things, one of which was the building of a UH medical school in Kakaako. At the time we were told, Mr. Speaker, that the University was requesting a \$150 million bond for the construction of the Medical School, utilizing the funds from the Tobacco Special Fund. We were also told in October of 2001 that the University would raise \$150 million for a number of things, including the operations of this new facility.

"We have since learned that it wasn't really a \$150 million bond that they requested and received, but more like a \$300 million commitment from that Tobacco Fund. Because as you know, Mr. Speaker, a 30 year bond commitment of \$150 million is equivalent to about double. So I believe based on figures we received in 2004 and 2005, that commitment is in excess of \$302 million coming from the Tobacco Special Fund.

"Today we see a bill before us that takes additional funds from the Tobacco Fund to be utilized for the operations of the Medical School. I'm very disappointed that we're looking at this really because we were told by the University first of all, that they would absorb the cost of operating this new facility.

"Two years ago as we shaped the fiscal biennium budget, we were told that all they need was about \$3.2 million for the next two years, which we gave them. This year we were told that not only do they need the \$3.2 million, but they need an additional \$3.5 million, or more than that. In fact, it's about \$7 million to operate this facility.

"We really need to get down to the bottom of this situation and figure out once and for all, what we were told, what the commitments were by the University. And moving forward, what the commitments are today. I just hope that the Finance Committee can take a look at this and hopefully we won't see it on Third Reading because this is just a problem that I thought we had solved a few years ago. Thank you, Mr. Speaker."

Representative Takumi rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Evans rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Berg rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Finnegan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Luke rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Sonson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Pine rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Bertram rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1283, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance with Representatives Belatti, Berg, Bertram, Evans, Luke, Pine, Rhoads, Sonson, Takai and Takumi voting no, and with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1432) recommending that S.B. No. 1515, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1515, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1433) recommending that S.B. No. 1529, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1529, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC INFRACTIONS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1434) recommending that S.B. No. 1191, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1191, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PEDESTRIAN SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1435) recommending that S.B. No. 1419, SD 1, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1419, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE PRICE GOUGING," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1436) recommending that S.B. No. 651, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 651, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECYCLING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1437) recommending that S.B. No. 1612, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1612, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Meyer rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1612, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS," passed Second Reading and was referred to the Committee on Finance with Representative Meyer voting no, and with Representatives Takamine and Thielen being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1438) recommending that S.B. No. 987, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 987, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Takamine and Thielen being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1439) recommending that S.B. No. 992, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business Concerns.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 992, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Economic Development & Business Concerns with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1440) recommending that S.B. No. 1400, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1400, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL ABUSE," was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1441) recommending that S.B. No. 1060, SD 1, HD 1, be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1060, SD 1, HD 1, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Meyer rose to speak in opposition to the measure, stating:

"I'd like to register a no vote on this measure, Relating to the Worker's Compensation Law. While this bill has one good thing in it, it has so many other damaging things that you have to wonder if anybody will support it who would benefit from the one good item in it. It reminds me of a person who had a bowl of Jell-O and a fly landed on it. She would often still eat it, but how many flies can land on there before you push the Jell-O aside. Thank you, Mr. Speaker."

Representative Marumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I am in opposition to this measure. My objections are outlined in the Minority Report so I will simply just point that out in the interest of time."

Representative Finnegan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Pine rose to speak in support of the measure with reservations, stating:

"Also vote with reservations. Not sure about the no vote yet. There might be one little piece left."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1060, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW," was referred to the Committee on Finance with Representatives Marumoto and Meyer voting no, and with Representatives Takamine and Thielen being excused.

Dissent to Stand. Com. Rep. No. 1441 was submitted as follows:

DISSENT TO STAND. COM. REP. NO. 1441-07
March 23, 2007
RE: Senate Bill 1060, S.D. 1, H.D. 1

Honorable Calvin K.Y. Say
Speaker, House of Representatives
Twenty-Fourth State Legislature
Regular Session of 2007
State of Hawaii

Sir:

I respectfully dissent from the recommendation of your Committee on Consumer Protection and Commerce favoring passage of Senate Bill No. 1060, S.D. 1, H.D. 1, "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION LAW". The purpose of the bill is to:

- (1) Allow for alternative dispute resolution for workers' compensation claims;
- (2) Establish criteria for the use of optional evidence-based guidelines for treatment and for the denial and dispute processes;
- (3) Exempt individuals holding ownership of at least 50% in an employing unit, including corporations, partnerships, limited liability partnerships, and sole proprietorships from workers' compensation requirements if the individual chooses to be excluded, provided that the exclusion shall be irrevocable for five years;
- (4) Exempt service performed by a partner for the for the partnership, a partner of a limited liability partnership, and sole proprietor for the sole proprietorship from workers' compensation requirements;
- (5) Prevent essential medical services from being discontinued in the event of a dispute, until the Director of Labor renders a decision on whether medical treatment should be continued;

- (6) Allow for the recovery of costs from a claimant's personal health care provider or other appropriate occupational or non-occupational insurer by an employer or employer's insurer in the event unwarranted medical treatment was provided;
- (7) Allow injured workers to be referred for vocational rehabilitation where the employee has achieved maximum medical improvement and the employer has made no offer of permanent suitable work;
- (8) Allow for requests for hearings by employees and employers;
- (9) Provide for reimbursement of medical treatment expenses which should have been denied;
- (10) Limit the rulemaking powers of the Director;
- (11) Establishes requirements and standards for independent medical examiners to perform independent medical exams;
- (12) Clarifies authorization for claims for attorney's services; and
- (13) Require the submission of annual reports by workers' compensation insurers to the Director of Department of Commerce and Consumer Affairs and the Insurance Commissioner.

The Committee on Consumer Protection and Commerce passed the bill in an unamended form.

I do not agree with many of the provisions of the bill in its current form. The language in Section 8 of this bill alters the selection process for an independent medical examiner. Under current law, the employer designates and pays for the independent medical examiner. It is one of the few cost-managing options for the employer in the workers' compensation arena. The proposed language calls for the independent medical examiner to be selected by mutual agreement of the claimant and employer, removing a cost-containment tool for the employer.

The language is also ambiguous as to what will happen if there is no mutual agreement between the parties as to the independent medical examiner. The proposed language calls for the director to provide the parties "with the names of three duly qualified independent medical examiners within ten calendar days from the notification of failure to reach mutual agreement, compiled and maintained by the director, to the employer and employee from which they shall choose." However, what happens upon further disagreement is unclear. The language on page 27-28 states, "If the employer and employee, within ten calendar days." Without statutory guidance, this situation would go unresolved, resulting in no resolution for the employer, and no care for the employee.

In addition, current law allows for the employee to have their own physician present at the examination. This is to allow the employee verification of the medical examination conducted by the employer's IME and allows for balance in the process. Current law mandates that the employer has the right to select the physician, but also has the obligation to pay. The language of this section switches the burden of payment onto the employer, further weakening cost containment potential, and creating a conflict of interest situation for the employee's physician and a punitive situation for the employer.

Second, the proposed language in Section 4 of the bill creates a situation that further penalizes the employer. Under the proposed language, even if the physician determines that the employee can return to work, by disputing the opinion, the employee can continue to receive medical services until the Director of Labor and Industrial Relations renders a ruling to the contrary. This continuing medical care contributes to higher costs to the system and in insurance premiums.

In addition, should the Director rule in favor of an employer, the employer or the employer's insurer may initiate an action to recover all of the sums paid for medical services rendered after the date designated by the Director. However, the recovery can only be made against the claimant's personal health care provider, or any appropriate occupational or non-occupational insurer, not the claimant themselves. This will have the effect of further increasing health insurance premiums, which are paid by the employer. In other words, the employer will end up paying either way under these provisions.

Third, the language in Section 6 of the bill allows an employer to request in writing for the issuance of a credit for the amount of temporary total disability benefits paid by an employer after the date which the Director of Labor and Industrial Relations determines should have been the last date of payment of benefits. This language supposedly allows a credit against future medical or indemnity payments. What remains unanswered is where such a credit will come from. If the credit is to come from the injured employee's future settlement, the procedure for such recovery is not specified in this bill. Without such specification, the employer has no realistic possibility of reimbursement for paying future medical or indemnity benefits.

Fourth, the National Council on Compensation Insurance, Inc., in their testimony on House Bill 763, H.D. 2, which is the language currently adopted in Senate Bill 1060, S.D. 1, H.D. 1, stated that the language in Section 5 of the bill, allowing the Director of Labor and Industrial Relations to refer workers who are not permanently disabled but have reached maximum medical improvement and whose employers have not offered them permanent employment as nearly as possible to their pre-injury wage level for vocational rehabilitation services, and the language in Section 10 of the bill, expanding the prohibition on unscheduled reporting, will increase costs. Specifically, the National Council on Compensation Insurance, Inc. testified that, under the scenarios run by the council, the combined overall impact of just these two proposed sections could range from a potential cost impact of \$6 to \$20 million. At a time when the direction should be to lower the cost of workers' compensation insurance premiums and system expenses, this is a move in the wrong direction.

Additionally, the expansion of the prohibition on unscheduled reporting in Section 10 may conflict with the language of Section 1 of the bill, starting on page 5, which requires the attending physician to submit a treatment plan to the employer.

Finally, the language in Sections 2, 7, and 12, combine to severely restrict the rulemaking authority of the Director of Labor and Industrial Relations. Legislative approval of proposed rules merely frustrates and prevents the ability of the Director to perform. Such a system will prevent prompt responses to the changing needs of the workers' compensation program. This proposed inefficiency only serves to frustrate the Director's ability to facilitate and promote the efficient execution of the workers' compensation laws, hurting both employer and injured employee.

Many others have drawn the same conclusions regarding this bill. Among those who testified against the bill include the Retail Merchants of Hawaii, the National Council on Compensation Insurance, Inc., the State Attorney General, the Department of Human Resources Development, the Hawaii Insurers Council, the Hawaii Medical Association, the National Federation of Independent Businesses, Klein Chiropractic Center, the Department of Human Resources of the City and County of Honolulu, Bay Harbor Honolulu, LLC, Pearl County Club, Zippy's Restaurants, the Chamber of Commerce of Hawaii, Itoen, ILWU Local 142, HEMIC, and the Hawaii Government Employees Association. Several chiropractors also testified in limited opposition to the bill.

For the reasons discussed above, I cannot, in good conscience, support the proposed legislation.

Respectfully submitted by the following member of your Committee on Consumer Protection and Commerce

/s/ Barbara Marumoto
Barbara Marumoto,
Ranking Minority Member

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1442) recommending that S.B. No. 1352, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1352, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Shimabukuro and Ito, for the Committee on Human Services & Housing and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1443) recommending that S.B. No. 1917, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 1917, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1444) recommending that S.B. No. 1919, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1919, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1445) recommending that S.B. No. 424, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 424, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1446) recommending that S.B. No. 1603, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1603, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Second Reading and was referred to the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1447) recommending that S.B. No. 162, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 162, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IOLANI PALACE," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1448) recommending that S.B. No. 1923, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1923, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1449) recommending that S.B. No. 1924, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1924, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANDS CONTROLLED BY THE STATE," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1450) recommending that S.B. No. 1004, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1004, SD 2, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

Representative Shimabukuro rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Shimabukuro's written remarks are as follows:

"Mr. Speaker, I am in support of senate Bill 1004 SD2, HD1

"I firmly believe that this bill will help meet the urgent need for timely, appropriate and cost-effective therapeutic mental health services in rural areas. I support it with the same conviction that prompted me to speak in favor of its companion, HB 1456, when it came to the Floor earlier in this session.

"The House Bill was introduced by the Representative from Kailua-Kona—a physician who knows first-hand the needs of people living in medically underserved areas of our islands. I too represent a rural district. Our district's only medical facility is a federally qualified health center (FQHC), one of a handful of such centers throughout the state. It is also an area in which access to psychiatric care is severely limited. This bill, with its narrow focus, applies only

to licensed psychologists practicing in an FQHC and in collaboration with the patient's primary physician.

"I have great respect for many of those representing medical, health and advocacy organizations who have testified and lobbied against this bill. However, I have been convinced by testimony of others within the medical community who support the bill.

"One testimony, in particular, that caught my attention was that of Marvin Oleshansky, M.D., a retired colonel in the US Army Medical Corps. Drawing on his experience as director of a military program that trained psychologists to prescribe psychoactive medications, he believes that the training outlined in the bill before us measures up to the standards of the program he once administered.

To deny the people of rural Hawaii the specialized care—and medication—that appropriately trained psychologists can provide is both unfair and unnecessary. I urge my colleagues to vote favorably for this bill."

Representative Ching rose in opposition to the measure, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ching's written remarks are as follows:

"I strongly oppose S.B. 1004--Relating to Psychologists. While I can understand that there is a great need for psychiatric care in rural areas that is not currently met, and that SB 1004 seeks to remedy this need, it does not assure that the proposed prescribers will be able to prescribe safely or that they will serve in rural areas. A comprehensive medical education is necessary to safely prescribe psychotropic medications.

"Most importantly, mentally ill patients may be prone to suicide ideations and one common means of suicide is overdosing on prescription medications. The practitioner must understand, acknowledge, and be aware that intentional or accidental overdose will occur; they must understand the treatment protocols for each medication and the sometimes obscure side effects of each medication. There is clear and present danger in an attempt to rapidly educate clinical psychologists and allow prescriptive privilege after a short period of study. Allowing psychologists to prescribe medications puts patients' safety at risk."

Representative Finnegan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. A no vote and I'll just save my comments on Third Reading."

Representative Meyer rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Green rose to speak in support of the measure, stating:

"Mr. Speaker, just one sentence in support. Brief statement. A lot of Members have legitimate concerns about curriculum so in this latest draft we've increased the curriculum significantly. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1004, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with

Representatives Ching, Finnegan, Meyer and Ward voting no, and with Representatives Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1451) recommending that S.B. No. 1792, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1792, SD 3, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Ward rose to speak in support of the measure with reservations, stating:

"With reservations on 1451 with a few remarks if I may. On 1451, Relating to the Hawaii Healthcare System and the possibility of having regional corporations. This bill will allow the possible breakup of HHSC if passed. I'm a big fan of homerule and I have all the most respect of those on Maui who need a second hospital, who deserve a second hospital, but the timing of it now, because of two major factors, Mr. Speaker.

"One, Triad that was going to build Maululani, the second hospital, has just been bought out. And if you bought out a company, generally you're not going to get in bed with those who may have a questionable amount of profitability in the making.

"Number two, in great surprise was the fact that Maui Memorial, which heretofore had been known as a 'cash cow' is actually going to actually lose \$28 million in FY 08. Because of that, HHSC is shaking and wobbling again, the way it was when we first formed it a number of years ago.

"My sense is that the timing is not right. And some have even said if this bill passes, the Kahuku Hospital buyout, embraced by HHSC may be jeopardized and I think that's a very serious proposition. So I think everybody should contemplate very seriously the passage of this bill."

Representative Cabanilla rose to speak in support of the measure with reservations, stating:

"Reservations, Mr. Speaker. Mainly because there are a lot of concerns and I think this is one of the things we need to proceed very, very carefully. Our medical system right now is so impacted by a lot of things and adding this matter would make it worse."

Representative Morita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Meyer rose in support of the measure with reservations, and asked that the remarks of Representatives Cabanilla and Ward be entered in the Journal as his her, and the Chair "so ordered." (By reference only.)

Representative Bertram rose to speak in support of the measure, stating:

"In strong support. I'm supporting this mainly because it's just what everyone's brought up. You know, Senator Inouye said the whole thing about this healthcare crisis coming up. That the 'perfect storm' is coming up. And we can't just stay in our old ways. We can't just rely on what's been going on so far to get us out of this. That's how we got to this point.

"So we really do need to look at new ways and especially bringing it to the local level and allowing more flexibility on the islands to actually face these challenges in ways that are appropriate to them. And although this doesn't really affect the second hospital, this is really just for Maui Memorial. It is important that we have a strong partner in creating a healthcare system for Maui, so I support this."

Representative Finnegan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose in support of the measure, stating:

"In strong support, Mr. Speaker."

Representative B. Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to ask for a ruling on a potential conflict of interest. At my law firm I represent HHSC in some matters. I notice that on page 33 there's an exemption from Chapter 102, and I do deal with some things in Chapter 102 for HHSC," and the Chair ruled "no conflict."

Representative Takai rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1792, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1452) recommending that S.B. No. 675, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 675, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Pine rose to speak in opposition to the measure, stating:

"I just wanted to register a no vote. I just don't think it's a good idea to change the appointment of a Tax Review Commission to every ten years instead of five. I think this is an area that deals with our economy in some way. It's moving so fast in Hawaii in terms of how things are expensive and what not, and we need to keep where it's at right now."

Representative Meyer rose to speak in opposition to the measure, stating:

"I'd also like to register a no vote. They meet every five years now and they give a very comprehensive report. The Legislature quite often doesn't pay any attention to it, but with the accumulated five year report, I think things begin to have more weight so I don't want to see that changed. Thank you."

Representative Finnegan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Evans rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 675, entitled: "A BILL

FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 3, OF THE HAWAII CONSTITUTION, TO CHANGE THE APPOINTMENT OF THE TAX REVIEW COMMISSION TO EVERY TEN YEARS," passed Second Reading and was referred to the Committee on Finance with Representatives Belatti, Evans, Finnegan, Meyer, Pine and Ward voting no, and with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1453) recommending that S.B. No. 1068, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1068, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1454) recommending that S.B. No. 1113, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1113, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Lee rose to speak in support of the measure, stating:

"I rise in strong support of this measure and I would like to put some written comments into the Journal. This is a Women's Caucus bill that I think is very important for all of us. And it's a way for us to use new technology in the field of locating missing persons."

Representative Lee's written remarks are as follows:

"Mr. Speaker, I am in support of this measure. Mr. Speaker, the 21st Century continues to bring us technologies that increase our capacity to do good in this world. As a State, we should incorporate new technologies into fields where the betterment of people will take place. One field where new technology can, and should be used is in the field of locating missing persons.

"This bill, Mr. Speaker, authorizes law enforcement agencies to use sophisticated technology and databases to solve missing persons and other cases. In addition, this bill protects our children and improves the State of Hawaii's existing procedures to locate missing persons.

"Through national databases and DNA, missing persons can be found faster and families can find closure sooner. I urge my colleagues to support this bill. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1113, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MISSING PERSONS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1455) recommending that S.B. No. 1184, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1184, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTION," was

referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1456) recommending that S.B. No. 1672, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1672, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1457) recommending that S.B. No. 966, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 966, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 1, OF THE HAWAII CONSTITUTION, TO CHANGE THE AGE QUALIFICATION FOR THE OFFICES OF GOVERNOR AND LIEUTENANT GOVERNOR FROM THE AGE OF THIRTY YEARS TO THE AGE OF TWENTY-FIVE YEARS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Yamane and Yamashita, for the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1458) recommending that S.B. No. 750, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 750, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Yamane and Yamashita, for the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1459) recommending that S.B. No. 1920, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 1920, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Berg rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I rise to request a ruling on a potential conflict with 1459. This is my other career, and I'm also a teacher in the performing arts field," and the Chair ruled "no conflict."

Representative Berg then asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1920, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 1460) recommending that

S.B. No. 1438, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1438, SD 2, HD 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO PLAN FOR THE FIFTIETH ANNIVERSARY OF HAWAII STATEHOOD," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 1461) recommending that S.B. No. 1823, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1823, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 1462) recommending that S.B. No. 1816, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1816, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Takamine and Thielen being excused.

Representatives Sonson and Yamashita, for the Committee on Labor & Public Employment and the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1463) recommending that S.B. No. 1931, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 1931, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Sonson and Shimabukuro, for the Committee on Labor & Public Employment and the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1464) recommending that S.B. No. 1780, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 1780, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Shimabukuro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support of this bill with some reservations. I wanted to just ask the next Committee, which is Finance, to strongly consider the insertion of language that service providers, in this bill, show evidence of compliance with the federal Unemployment Tax Act. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1780, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1465) recommending that S.B. No. 1642, SD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1642, SD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1642, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1466) recommending that S.B. No. 1950, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1950, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Evans rose to speak in support of the measure with reservations, stating:

"I stand with reservations on Stand. Com. Rep. No. 1466. Thank you. I think this bill has a lot of merit. There's one thing missing that I hope gets addressed as it moves along. This is a bill that is dealing with our upcoming problem of the shortage of qualified people for certain positions. This actually is I think, being promoted by SHOPO and the police department because they're having so many issues filling their positions.

"What they're finding is we have a lot of people of retirement age, and this is true across all of government in Hawaii. What's happening is these people retire, and they find they can't find a qualified workforce, so they want the ability to hire back people who have retired. This is what this bill is addressing.

"I think it's better than when we originally got it because we've now amended it to say it's only to fill critical positions, to fill our labor shortage positions. So they should try to have a test before they go out. Because I think people need to remember that these people will be retired and will have full retirement benefits and their retirement paycheck coming in. Then they can go back to work and then they get paid to do that.

"My biggest concern was that people can leave and come back, get all the benefits and actually make more money for the same job that they had before retirement. In the bill now, they have to wait one calendar year before returning to government employment. The thing I would like to see and ask as it moves forward is that I'd like to see that it people do get hired, it's 'at will'. So that when people come in they know that if they find someone, if there are other people that are available who qualify, that they really be employed 'at will'.

"The way this bill is structured now is they're protected by the union. They will be a union member when they come back in

because that's written in the bill too. I just want to make sure that if they come back on a contract, that in it, it really says that they're 'at will' because the whole point is we need to move people in Hawaii, up the career ladder. We have to retrain people, send them back and I want to make sure that people have upward mobility in our State and that the retirees don't go in and get comfortable. The reality is that they're there because there's a work shortage. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1950, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REEMPLOYMENT OF RETIREES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1467) recommending that S.B. No. 17, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 17, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1468) recommending that S.B. No. 1779, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1779, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1469) recommending that S.B. No. 1932, SD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1932, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Green and Evans, for the Committee on Health and the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1470) recommending that S.B. No. 153, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 153, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATURAL DISASTER PREPAREDNESS IN HEALTH CARE FACILITIES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1471) recommending that S.B. No. 53, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 53, entitled: "A BILL FOR AN ACT

RELATING TO MARRIAGE AND FAMILY THERAPISTS," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1472) recommending that S.B. No. 600, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 600, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEASEHOLD CONVERSION," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 1473) recommending that S.B. No. 1678, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1678, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL REIMBURSEMENT," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 1474) recommending that S.B. No. 1916, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1916, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 1475) recommending that S.B. No. 1084, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1084, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE PROCEEDINGS ON THE INTERNET," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Magaoay, for the Committee on Legislative Management presented a report (Stand. Com. Rep. No. 1476) recommending that S.B. No. 1711, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1711, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Magaoay and Waters, for the Committee on Legislative Management and the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1477) recommending that S.B. No. 331, SD 3, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees

was adopted and S.B. No. 331, SD 3, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC DATA AND INFORMATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1478) recommending that S.B. No. 959, SD 2, HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 959, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL PROCEDURE," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1479) recommending that S.B. No. 1163, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1163, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CHILDREN'S TRANSITION TO ADULTHOOD," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1480) recommending that S.B. No. 156, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 156, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Marumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Finnegan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 156, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Finance with Representatives Ching, Finnegan, Marumoto, Meyer and Ward voting no, and with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1481) recommending that S.B. No. 948, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 948, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Finnegan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Meyer rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Bertram rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 948, SD 1, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO REDUCE THE NUMBER OF NOMINEES FOR JUDICIAL VACANCIES," passed Second Reading and was referred to the Committee on Finance with Representative Finnegan voting no, and with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1482) recommending that S.B. No. 1499, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1499, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX ADMINISTRATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1483) recommending that S.B. No. 1154, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1154, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1484) recommending that S.B. No. 781, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 781, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1485) recommending that S.B. No. 796, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 796, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL DEFENSE," passed Second

Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1486) recommending that S.B. No. 798, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 798, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1487) recommending that S.B. No. 917, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 917, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Evans and Sonson, for the Committee on Public Safety & Military Affairs and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1488) recommending that S.B. No. 932, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 932, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A COMPREHENSIVE OFFENDER REENTRY SYSTEM," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1489) recommending that S.B. No. 914, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 914, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH ISSUES OF COMMITTED PERSONS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1490) recommending that S.B. No. 1112, SD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1112, SD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Lee rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lee's written remarks are as follows:

"Mr. Speaker, I am in support of this measure. Mr. Speaker, current community based programs are less costly and more effective than incarceration and are a better solution to prison over-crowding

for women offenders than sending prisoners to mainland prisons. Nevertheless, the current gender-responsive community based programs for women and girls in the State are inadequate. This bill appropriates funds to the Department of Public Safety and the Office of Youth Services for the expansion of gender-responsive community based programs for women and girls.

"Mr. Speaker, incarcerating women and girls in environments that are designed primarily for men and boys without appropriate programming to address their needs has resulted in recidivism caused primarily by parole violations and minor offenses. Women and girls need comprehensive reentry services and community wrap-around services with case management services. Effective programs link substance abuse, criminal justice, public health, housing, and employment services.

"I urge my colleagues to vote in favor of this measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1112, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1491) recommending that S.B. No. 1174, SD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1174, SD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Lee rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lee's written remarks are as follows:

"Mr. Speaker, I am in support of this measure. Mr. Speaker, Hawaii has more than 6,000 people behind bars – with more than 1,900 serving their sentences abroad. It is estimated that there are around 6,665 children who have parents incarcerated within our system. Research shows that children who have incarcerated parents suffer strong emotional reactions and are up to six times more likely of becoming a part of the criminal justice system themselves.

Mr. Speaker, this bill seeks to help reduce those numbers. This program supports the expansion of parent-child interaction programs such as the SKIP program, at other State correctional facilities to facilitate appropriate child visitation of incarcerated parents. These programs strengthen family relationships and have a positive effect on preventing recidivism. Mr. Speaker, in the words of one of the testifiers on a similar bill who is with the Makua Keiki Program:

"This program is such a valuable and important resource for families of incarcerated parents. It gives them hope and an opportunity to become functioning, loving, nurturing fathers, mothers and/or parents. It empowers people and families who are at rock bottom and believe the only alternative left to them is hurt and pain and to lash out at others. It is a lifeline, to better, secure, loving relationships. It empowers families and communities, and society."

"I urge all of my colleagues to vote in favor of this measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1174, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCARCERATED PARENTS," passed Second Reading and was referred to the

Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1492) recommending that S.B. No. 1968, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1968, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1493) recommending that S.B. No. 1969, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1969, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1494) recommending that S.B. No. 1425, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1425, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTOR LICENSING REQUIREMENTS DURING A STATE OF EMERGENCY OR DISASTER," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Takamine and Thielen being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1495) recommending that S.B. No. 1946, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1946, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Ito and Morita, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1496) recommending that S.B. No. 1943, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 1943, SD 2, HD 1, pass Second Reading and be referred to the Committee on Agriculture, seconded by Representative B. Oshiro.

Representative Meyer rose and asked that the Clerk record an eye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1943, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY,"

passed Second Reading and was referred to the Committee on Agriculture with Representatives Takamine and Thielen being excused.

Representatives Ito and Tsuji, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1497) recommending that S.B. No. 1756, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 1756, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Ito and Tsuji, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1498) recommending that S.B. No. 1219, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 1219, SD 1, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Berg rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1219, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Judiciary with Representative Berg voting no, and with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1499) recommending that S.B. No. 96, SD 3, as amended in HD 1, be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 96, SD 3, HD 1, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Bertram rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Finnegan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm voting with reservations on this bill. I just wanted to see that we consider the random drug testing along with reasonable suspicion. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 96, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," was referred to the Committee on Finance with Representative Bertram voting no, and with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1500) recommending that S.B. No. 1928, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1928, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE AUDITOR," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1501) recommending that S.B. No. 1412, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1412, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE FRAUD," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1502) recommending that S.B. No. 188, SD 2, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 188, SD 2, HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Meyer rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Meyer's written remarks are as follows:

"I support SB 188, SD2, HD1, which modifies the Small Business Regulatory Flexibility Act by improving the procedures by which rules that impact small businesses are reviewed. This bill would increase the probability that proposed rules that would adversely impact small businesses would be caught early in the process and be modified so as to minimize or eliminate the unintended consequences. Since small businesses are the economic engine that drives most of our State's economy, we need to be diligent in protecting them. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 188, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1503) recommending that S.B. No. 707, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 707, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A NEW MARKETS TAX CREDIT," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1504) recommending that S.B. No. 898, SD 1, as amended

in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 898, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY TAX INCENTIVES," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 1505) recommending that S.B. No. 1688, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1688, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Yamashita and Yamane, for the Committee on Economic Development & Business Concerns and the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 1506) recommending that S.B. No. 1249, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 1249, SD 1, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Brower rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 1249, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Yamashita and Yamane, for the Committee on Economic Development & Business Concerns and the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 1507) recommending that S.B. No. 1922, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 1922, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREATIVE MEDIA," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1508) recommending that S.B. No. 1176, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1176, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1509) recommending that S.B. No. 603, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 603, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1510) recommending that S.B. No. 613, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 613, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representatives Takumi and Morita, for the Committee on Education and the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1511) recommending that S.B. No. 871, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and S.B. No. 871, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD WASTE RECYCLING," passed Second Reading and was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1512) recommending that S.B. No. 1804, SD 2, as amended in HD 1, be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 1804, SD 2, HD 1, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Meyer rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have some reservations on Stand. Com. Rep. No. 1512. It has to do with the special fund and the fees that will be charged, whether there's really a nexus between the two."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1804, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRAUMA SYSTEM SPECIAL FUND," was referred to the Committee on Finance with Representatives Takamine and Thielen being excused.

SUSPENSION OF RULES

On motion by Representative B. Oshiro, seconded by Representative Meyer and carried, the rules were suspended for the purpose of considering certain bills on Third Reading on the basis of a modified consent calendar. (Representatives Takamine and Thielen were excused.)

THIRD READING

S.B. No. 56, SD 1, HD 1:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, S.B. No. 56, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JURY SERVICE," passed Third Reading by a vote of 48 ayes to 1 no, with

Representative Evans voting no, and with Representatives Takamine and Thielen being excused.

S.B. No. 1260, SD 2:

Representative Caldwell moved that S.B. No. 1260, SD 2, pass Third Reading, seconded by Representative B. Oshiro.

Representative Magaoay rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. On this measure, I stand in strong support. This measure will help the community on Kahuku and especially the North Shore. It will provide \$950,000 in assistance for Kahuku Hospital from March until the end of the Session.

"There's a lot of discussion regarding the Hawaii Health System that we had this morning. But you have to reassure yourself that this is a measure that is going to help us on the North Shore as we move forward in this legislative process.

"The bill that we have in front of us is a clean bill. We approve it and it goes straight up to the Governor, and the money will be released. This is a coming together of the community and the Department of Health, Dr. Fukino. I want to thank them and also the Lingle Administration. Also to Representative Meyer and Senator Hee. It's a collaborative effort as we work together since before Session started, last fall of 2006. It's a coming together as a community.

"There are two parts of the step for us to be successful. So I'm asking the body of this Chamber to support me as we move forward. Because we have other areas that we have to look within this good State that we have in Hawaii, but this is one measure for us on the North Shore to provide a critical service that we need to help our community."

Representative Yamane rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm standing in strong support. Mr. Speaker, I've had the privilege of providing social work services out in that community since 1999. I've dealt with children and families as far as Shark's Cove all the way down to Waimanalo. And this Hospital is a needed hospital out there.

"This is definitely a place where not only people and those with medical needs can come to, but also where the community come and can gather. The Hospital used to be a place where they housed the Children's Community Council meetings once a month in which providers were able to come and work together to provide the needs for our children. So I stand in strong support. Thank you."

Representative McKelvey rose in support of the measure, stating:

"In strong support, Mr. Speaker."

Representative Ching rose to speak in support of the measure, stating:

"In strong support. I think that this measure is something we can all be proud of, and I'd like to ask that the words of the Representative from North Shore be incorporated as my own," and the Chair "so ordered." (By reference only.)

Representative Meyer rose to speak in support of the measure, stating:

"Mr. Speaker, I think I expressed myself yesterday on Second Reading. We are extremely grateful that the Legislature has moved on this as quickly as it has. Thank you."

Representative Tokioka rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm in strong support of this, and may the words from the Representative from the North Shore be inserted as my own," and the Chair "so ordered." (By reference only.)

Representative Bertram rose to speak in support of the measure, stating:

"I'm in strong support."

The motion was put to vote by the Chair and carried, and S.B. No. 1260, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A GRANT TO KAHUKU HOSPITAL," passed Third Reading by a vote of 49 ayes, with Representatives Takamine and Thielen being excused.

At 12:57 o'clock p.m., the Chair noted that the follow bills passed Third Reading:

S.B. No. 56, SD 1, HD 1

S.B. No. 1260, SD 2

ANNOUNCEMENT

Representative Ching: "I did just want to make one announcement. On Monday, March 26, we all enjoy our holiday, this celebration of Prince Jonah Kuhio Kalaniana'ole. It's celebrated because of Prince Kuhio who was born in Koloa, Kauai, the youngest son of High Chief Kahano'e Houli Piikoi and Princess Kekamiki.

"Prince Kuhio was known as *ke alii makaainanan*, citizen prince. He was to become king when the monarchy was overthrown in 1893. However, he died of heart disease, January 7 at the age of 50. He was buried in my district, in Maunaala, the Royal Mausoleum of Nuuanu valley.

"He was best remembered for his successful effort to encourage Congress to pass the 1920 Hawaiian Homes Commission Act which provides homesteads. It was his dream to save the rapidly declining Hawaiian race from extinction, and his plan was to return tenement dwellers to the land and encourage them to be self-sufficient. And I just want to make that announcement. Monday is Prince Kuhio Day."

ADJOURNMENT

At 12:59 o'clock p.m. on motion by Representative B. Oshiro, seconded by Representative Meyer and carried, the House of Representatives adjourned until 12:00 o'clock noon, Tuesday, March 27, 2007. (Representatives Takamine and Thielen were excused.)