

FORTIETH DAY

Thursday, March 29, 2007

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2007, convened at 12:11 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Representative James Kunane Tokioka, after which the Roll was called showing all members present with the exception of Representatives Takamine and Thielen, who were excused.

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

GOVERNOR'S MESSAGE

The following message from the Governor (Gov. Msg. No. 302) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 302, informing the House that on March 27, 2007, the following bill was signed into law:

H.B. No. 21, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS." (ACT 003)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 457 through 465) were received and announced by the Clerk:

Sen. Com. No. 457, informing the House that the Senate has disagreed to the amendments proposed by the House on the following Senate Bill:

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

Sen. Com. No. 458, transmitting H.B. No. 1226, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," which passed Third Reading in the Senate on March 27, 2007.

Sen. Com. No. 459, transmitting H.B. No. 1672, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE SERVICE AGENCIES," which passed Third Reading in the Senate on March 27, 2007.

Sen. Com. No. 460, transmitting H.B. No. 1756, entitled: "A BILL FOR AN ACT RELATING TO COUNTY CONCESSIONS," which passed Third Reading in the Senate on March 27, 2007.

Sen. Com. No. 461, transmitting H.B. No. 272, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE COMPANIES," which passed Third Reading in the Senate on March 27, 2007.

Sen. Com. No. 462, transmitting H.B. No. 349, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY REGULATION OF COMMERCIAL BICYCLE TOURS," which passed Third Reading in the Senate on March 27, 2007.

Sen. Com. No. 463, transmitting H.B. No. 931, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," which passed Third Reading in the Senate on March 27, 2007.

Sen. Com. No. 464, transmitting H.B. No. 1104, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," which passed Third Reading in the Senate on March 27, 2007.

Sen. Com. No. 465, transmitting H.B. No. 1248, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NAME CHANGES," which passed Third Reading in the Senate on March 27, 2007.

Representative Caldwell moved to disagree to the amendments made by the Senate to the following House bills, seconded by Representative B. Oshiro and carried: (Representatives Takamine and Thielen were excused.)

H.B. No. 272, HD 1, SD 1	H.B. No. 1104, HD 1, SD 1
H.B. No. 349, SD 1	H.B. No. 1248, HD 1, SD 1
H.B. No. 931, HD 1, SD 1	

DEPARTMENTAL COMMUNICATION

The following departmental communication (Dept. Com. No. 56) was received by the Clerk and was placed on file:

Dept. Com. No. 56, dated March 27, 2007, from Marion M. Higa, State Auditor, Office of the Auditor, transmitting the Hawai'i School Impact Fee Working Group Report.

INTRODUCTIONS

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

Representative Lee introduced her son, Prof. John Lee of the University of California at Santa Barbara, and her husband, Mr. Sam Lee.

Representative Ching recognized the Chinese Chamber of Commerce, sponsors of the Narcissus Festival Pageant, and the Chamber's President, Mr. Alvin Wong; President-Elect, Mr. Edward Pei; and Officer and Director, Mrs. Michelle Choy.

Representative Ching also introduced the 2007 Narcissus Queen and her Court:

4th Princess, Julia Mei Ling Sy Chen;
3rd Princess, Jennifer Jan Yen Lam;
2nd Princess Adrienne See Wun Au who was not in attendance;
1st Princess, Sibyl Vivian Hui Yu Wong; and
2007 Narcissus Queen, Jessica Mew Luan Lau.

Representative Ward introduced Colonel Craig and Mrs. Chris Cowgill of California. They were accompanied by their daughter, Rep. Ward's Office Manager, Ms. Caila Murphy and her husband, Mr. Brian Murphy.

ORDER OF THE DAY

COMMITTEE REASSIGNMENTS

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

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

68 Jointly to the Committee on Health and the Committee on Human Services & Housing, then jointly to the Committee on Education and the Committee on Labor & Public Employment, then to the Committee on Finance

H.C.R.**Nos. Re-referred to:**

- 90 Jointly to the Committee on Health and the Committee on Human Services & Housing, then jointly to the Committee on Education and the Committee on Labor & Public Employment, then to the Committee on Finance
- 179 Committee on Labor & Public Employment, then to the Committee on Legislative Management

The following bill was re-referred to committee by the Speaker:

S.B.**No. Re-referred to:**

- 1676, Committee on Health, then to the Committee on SD2 Consumer Protection & Commerce

**INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)**

The following resolution (H.R. No. 291) was announced by the Clerk and the following action taken:

H.R. No. 291, entitled: "HOUSE RESOLUTION CONGRATULATING THE KAIMUKI HIGH SCHOOL BULLDOGS VARSITY BOYS' BASKETBALL TEAM ON WINNING THE 2007 HAWAIIAN AIRLINES/HHSAA BOYS BASKETBALL DIVISION I STATE CHAMPIONSHIP," was jointly offered by Representatives Saiki, Marumoto and Nishimoto.

Representative Saiki moved that H.R. No. 291 be adopted, seconded by Representative Nishimoto.

Representative Nishimoto congratulated the Kaimuki High School Boys' Basketball team on winning the HHSAA Division I State Championship.

Representative Saiki introduced the team members seated on the floor of the House:

Seniors, Mr. Keone Reyes, Mr. Daniel Colon, Mr. Craig Cabudol, Mr. Brandon Madamba; and

Head Coach, Mr. Kelly Grant who was accompanied by Team Ball Boy, Payton Grant.

Representative Saiki also introduced other team members seated in the gallery: Mr. Chezz Ramos-Dias, Mr. Chauncey Nicola, Mr. Kamahoi Cookman, Mr. Ryan Kakitani, Mr. Perry Faleao and Assistant Coach Mr. Kendall Ellingwood.

They were accompanied by parents and supporters, Ms. Nia Grant, Ms. Nikki Holbrook, Ms. Nancy Wassman and Ms. Misty Cabudol; and Kaimuki High School Alumni Board President Ms. Fran Kagawa, and member Ms. Joy Kobashigawa-Lewis.

The motion was put to vote by the Chair and carried, and H.R. No. 291 was adopted with Representatives Nakasone, Takamine and Thielen being excused.

The following resolution (H.R. No. 292) was announced by the Clerk and the following action taken:

H.R. No. 292, entitled: "HOUSE RESOLUTION CONGRATULATING MYRON BRUMAGHIM OF NANAIAKAPONO ELEMENTARY SCHOOL, ROBERT STEVENS OF RADFORD HIGH SCHOOL, DR. TERI USHIJIMA OF

MOKULELE ELEMENTARY SCHOOL, PHYLLIS NAKAMA-KAWAMOTO OF MILILANI IKE ELEMENTARY SCHOOL, AND NATALIE RODRIGUES OF MILILANI WAENA ELEMENTARY SCHOOL FOR THEIR OUTSTANDING ACHIEVEMENT AS INNOVATORS IN EDUCATION IN THE STATE OF HAWAII," was jointly offered by Representatives Mizuno, Awana, Berg, Finnegan, Karamatsu, Lee, Morita, Nishimoto, Takai, Wakai, Bertram, Brower, Chang, Hanohano, Har, Takumi and Tsuji.

Representative Mizuno moved that H.R. No. 292 be adopted, seconded by Representative Finnegan.

Representative Mizuno introduced the educators seated on the floor of the House and recognized them for their outstanding contributions:

Mr. Robert Stevens, Principal of Radford High School and recipient of the 2007 Hawaii High School Principal of the Year.

Accompanying Mr. Stevens were Mr. Rick Nosaka, Radford Complex School Renewal Specialist; Mr. George Okino, Principal of Hickam Elementary School; Mr. Ken Lee, Principal of Nimitz Elementary School; Ms. Mona Smoot, Principal of Red Hill Elementary School; Ms. Ella Marie Savidge, Principal of Pearl Harbor Elementary School; Ms. Elyne Chung, Principal of Pearl Harbor Kai Elementary School; and Ms. Jeannie Sugimoto, Principal of Aliamanu Elementary School who were seated in the gallery.

Dr. Teri Ushijima, Principal of Mokulele Elementary School and recipient of the 2007 Milken Family Foundation National Educator Award.

Accompanying Dr. Ushijima were her parents, Mr. Thomas and Mrs. Carol Ushijima who were seated in the gallery.

Mrs. Phyllis Nakama-Kawamoto, Kindergarten and First grade math teacher at Mililani Ike Elementary School and recipient of the 2006 American Star of Teaching Award.

Accompanying Ms. Nakama-Kawamoto were her husband, Mr. Michael Kawamoto; children, Aaron, Kellie and Matthew Kawamoto; mother, Mrs. Mildred Nakama; sister, Mrs. Sharon Quitervis; in-laws, Mr. and Mrs. Junichi Kawamoto; Mililani Ike Elementary School Vice Principal, Ms. Diane Ishii and other school colleagues; and friends from Mililani Mauka Elementary School who were seated in the gallery.

Ms. Natalie Rodrigues, Fifth grade teacher at Mililani Waena Elementary School and recipient of the National Milken Educators of Hawaii's first Teacher of Promise Award.

Accompanying Ms. Rodrigues were her daughter, Baylie Rodrigues, and her mother, Ms. Rebecca Fan who were seated in the gallery.

Representative Takai then introduced other guests in the gallery:

Mr. Bob Eggleston, Principal at Aliamanu Middle School and Chair of the Military Impacted Principals Council.

Mr. Clayton Fujie, Deputy Superintendent for the Department of Education.

Representatives Magaoay and Lee further congratulated and commended the honorees.

The motion was put to vote by the Chair and carried, and H.R. No. 292 was adopted with Representatives Nakasone, Takamine and Thielen being excused.

LATE INTRODUCTION

The following late introduction was made to the members of the House:

Representative Karamatsu introduced his legislative staff, Mr. Baron Gushiken and Mr. Brandon Lee.

Representative Karamatsu also introduced Ms. Jolene Lan and Mr. Matthew Johnson of the U.S. Department of Agriculture; Mr. Alan Takemoto of the Hawaii Farm Bureau; Mr. Alec and Mrs. Kae Sou of Aloun Farms; and Mr. Derek Kurisu of KTA Stores.

At 12:44 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:54 o'clock p.m.

STANDING COMMITTEE REPORTS

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1524), recommending that H.R. No. 55, 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 H.R. No. 55, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY AND AUDIT OF THE WORKERS' COMPENSATION SYSTEM IN HAWAII," was referred to the Committee on Consumer Protection & Commerce with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1525), recommending that H.C.R. No. 79, 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 H.C.R. No. 79, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY AND AUDIT OF THE WORKERS' COMPENSATION SYSTEM IN HAWAII," was referred to the Committee on Consumer Protection & Commerce with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1526), recommending that H.R. No. 56, be referred to the Committee on Education.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 56, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATIONS TO DETERMINE THEIR FEASIBILITY AS VIABLE HEALTH INSURANCE PLANS FOR PUBLIC EMPLOYEES, RETIREES, AND THEIR DEPENDENTS," was referred to the Committee on Education with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1527),

recommending that H.C.R. No. 80, be referred to the Committee on Education.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 80, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON VOLUNTARY EMPLOYEES' BENEFICIARY ASSOCIATIONS TO DETERMINE THEIR FEASIBILITY AS VIABLE HEALTH INSURANCE PLANS FOR PUBLIC EMPLOYEES, RETIREES, AND THEIR DEPENDENTS," was referred to the Committee on Education with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Cabanilla, for the Committee on International Affairs presented two reports:

(Stand. Com. Rep. No. 1528), recommending that H.R. No. 48, as amended in HD 1, be referred to the Committee on Human Services & Housing; and

(Stand. Com. Rep. No. 1529), recommending that H.C.R. No. 69, as amended in HD 1, be referred to the Committee on Human Services & Housing.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 48, HD 1, and H.C.R. No. 69, HD 1, be referred to the Committee on Human Services & Housing, seconded by Representative B. Oshiro.

Representative Meyer rose in opposition to both measures, 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'm in opposition on HR 48, HD1. This Resolution urges the State of Hawaii to adopt the United Nations Convention on the Rights of the Child. I think it should first be noted in what sort of company we put ourselves in when we ratify any United Nations convention. For instance, North Korea, which is perhaps the most repressive and unfree nation on earth, a nation that systematically starves, indoctrinates, and enslaves its citizens, has adopted the following U.N. conventions: the Covenant on Economic, Social, and Cultural Rights; the Covenant on Civil and Political Rights; the Convention on the Elimination of All Forms of Discrimination against Women; and the Convention on the Rights of the Child. This, from a regime which systematically denies all economic, social, cultural, civil and political rights to its subjects, and which grants both women and children the same opportunity to starve to death as men.

"Maybe this was the only nation that was allowed to sign these lofty-sounding declarations despite clear and convincing proof that they did the exact opposite of what the conventions say they've committed to doing. Perhaps Saudi Arabia, which severely oppresses women, would not be permitted to be a signatory to the Convention on the Elimination of All Forms of Discrimination against Women? Nope, a signatory since October of 2000. Surely Sudan, a country that allows the torture and murder of residents of Darfur in an egregious act of ethnic cleansing, would not be permitted to be a signatory to the Convention against the Torture and Other Cruel, Inhuman or Degrading Treatment or Punishment? Nope, a signatory since June of 1986. OK, at least Sudan wouldn't be allowed to sign, or remain a signatory to, the Convention on the Elimination of All Forms of Racial Discrimination, given the incompatibility of ethnic cleansing with such a noble goal? Nope, a signatory since April of 1977.

"But, suppose for the moment we ignore the travesty of letting any and every country on earth sign, and remain signatories to, U.N. conventions that they continuously and openly violate – shouldn't the

State of Hawaii sign the Convention on the Rights of the Child anyway, if that convention reflects how we seek to treat children? Funny you should ask. If you look at the text of the convention, Article 1 defines a child as "every human being below the age of eighteen years", with no lower age limit given. Since the Hawaii Revised Statutes don't recognize unborn human beings as citizens, we'd be in violation of Article 1.

"Article 3 would have us "ensure that the institutions, services and facilities responsible for the care or protection of children shall conform to the standards established by competent authorities, particularly in the areas of safety and health". Presumably we would have to whittle down the public school repair and maintenance backlog to eliminate the numerous safety and health hazards posed by deferred maintenance, not to mention bringing our student academic performance somewhere above the bottom of the pack nationwide, before we could presume to be in compliance with Article 3.

"Article 4 would commit Hawaii to "undertake all appropriate legislative, administrative, and other measures" to protect, among other things, our "economic" rights. Since it is unlikely that the majority party would be willing to delete the large chunks of the HRS that interfere with economic rights, we'd be in violation of Article 4, too.

"Article 6 says that we would have to "recognize that every child has the inherent right to life" and that we "shall ensure to the maximum possible the survival and development of the child." Since we allow unborn human beings recognized as children in Article 1 to be killed without consequence, we'd fall well short of compliance with Article 6, too. Children under the treaty would have the right to freedom of association – preventing parents from prohibiting their children from getting involved in gangs. Children would be guaranteed the freedom of thought, conscience, and religion, empowering them to reject their parent's religious beliefs. Most of the provisions of the U.N.'s convention on the rights of the child interfere with the parent-child relationship, practically putting them on an equal basis, with the U.N. through this treaty dictating the do's and don'ts for parents.

"I could go on and on here, through all 54 articles, but suffice it to say that we comply with these articles in much the same sense that North Korea, Saudi Arabia, and Sudan comply with the conventions they've signed. Let's not engage in such hypocrisy. Let's vote "no" because it is clear we would not comply and it is not in the interest of our families to sign such a treaty."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 48, HD 1, entitled: "HOUSE RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS' CONVENTION ON THE RIGHTS OF THE CHILD AS A GUIDELINE FOR ADDRESSING CONCERNS RELATED TO HAWAII'S KEIKI," was referred to the Committee on Human Services & Housing with Representative Meyer voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 69, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS' CONVENTION ON THE RIGHTS OF THE CHILD AS A GUIDELINE FOR ADDRESSING CONCERNS RELATED TO HAWAII'S KEIKI," was referred to the Committee on Human Services & Housing with Representative Meyer voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representatives Takumi and Ito, for the Committee on Education and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1530), recommending that H.C.R. No. 107, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.C.R. No. 107, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL, PROGRAM, AND MANAGEMENT AUDIT OF THE DEPARTMENT OF EDUCATION'S HAWAIIAN STUDIES PROGRAM," was referred to the Committee on Legislative Management with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1531), recommending that H.R. No. 214, 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 H.R. No. 214, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO INCLUDE IN ALL LAND USE APPROVALS FOR RESIDENTIAL DEVELOPMENTS, CONDITIONS REQUIRING THE CONCURRENT PROVISION OF ALL INFRASTRUCTURE REQUIRED BY THE DEVELOPMENT," was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1532), recommending that H.C.R. No. 272, 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 H.C.R. No. 272, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO INCLUDE IN ALL LAND USE APPROVALS FOR RESIDENTIAL DEVELOPMENTS, CONDITIONS REQUIRING THE CONCURRENT PROVISION OF ALL INFRASTRUCTURE REQUIRED BY THE DEVELOPMENT," was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1533), recommending that H.R. No. 177, 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 H.R. No. 177, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED UNITS AT KALIHI VALLEY HOMES FROM THE LIST OF STRUCTURES SCHEDULED FOR DEMOLITION AND TO WORK WITH THE HAWAII PUBLIC HOUSING AUTHORITY TO RENOVATE THE BUILDINGS INSTEAD," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1534), recommending that H.C.R. No. 219, 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 H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

TO REMOVE DESIGNATED UNITS AT KALIHI VALLEY HOMES FROM THE LIST OF STRUCTURES SCHEDULED FOR DEMOLITION AND TO WORK WITH THE HAWAII PUBLIC HOUSING AUTHORITY TO RENOVATE THE BUILDINGS INSTEAD," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representatives Shimabukuro and Green, for the Committee on Human Services & Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 1535), recommending that H.R. No. 45, 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 H.R. No. 45, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF HUMAN SERVICES TO COLLABORATE AND APPLY FOR A FEDERAL TRAUMATIC BRAIN INJURY AND NEUROTRAUMA WAIVER," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representatives Shimabukuro and Green, for the Committee on Human Services & Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 1536), recommending that H.C.R. No. 65, 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 H.C.R. No. 65, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF HUMAN SERVICES TO COLLABORATE AND APPLY FOR A FEDERAL TRAUMATIC BRAIN INJURY AND NEUROTRAUMA WAIVER," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1537), recommending that H.R. No. 151, 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 H.R. No. 151, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH THE OFFICE OF LANGUAGE ACCESS," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1538), recommending that H.C.R. No. 193, 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 H.C.R. No. 193, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH THE OFFICE OF LANGUAGE ACCESS," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented two reports:

(Stand. Com. Rep. No. 1539), recommending that H.R. No. 136, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1540), recommending that H.C.R. No. 173, be referred to the Committee on Finance.

Representative Caldwell moved that the reports of the Committees be adopted, and that H.R. No. 136 and H.C.R. No. 173, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Ward rose to speak in opposition to both measures, stating:

"Mr. Speaker, I rise in opposition to Stand. Com. Rep. Nos. 1539 and 1540. Mr. Speaker, I rise because we still have to give the private sector a chance to get healthcare in America. I think we haven't exhausted all the options and this one says, 'Congress we've not been able to do anything and we're trying to ask you to do it.' What I think is if we look at our own State, we've tried to bend over and we have bent over backwards to make sure everybody is taken into healthcare and has healthcare. We know by the emergency appropriations. We know by the clinics. We know by even the other day that the Chair of the Health Committee even showed us a beautiful model of a mobile clinic. If any of you have ever seen the MASH 4077, this is equivalent of what we could have in the islands. So, I think instead of saying, 'Well, let's give up.' Throw our hands up and say, 'Government, you've got to do it.' I think we still have to get the private/public sector a chance to work it out. The way Hawaii is doing it, we can be a model for the others. Thank you, Mr. Speaker."

Representative Evans rose in support of both measures with reservations, and asked that the remarks of Representative Ward be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Marumoto rose in opposition to both measures and asked that the remarks of Representative Ward be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Finnegan rose in opposition to both measures and asked that the remarks of Representative Ward be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ching rose in opposition to both measures and asked that the remarks of Representative Ward be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Meyer rose in opposition to both measures and asked that the remarks of Representative Ward be entered in the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Rhoads rose to speak in support of both measures, stating:

"Mr. Speaker, in support. I wanted to respond to some of the comments that the Representative from Queen's Gate had mentioned. The private sector has had since time in memorial to provide health insurance for all its citizens and it's failed miserably. The market is not the solution in this case. The market is the problem. Thank you."

Representative Pine rose to speak in opposition to both measures, stating:

"Yes, just in opposition. I know we've debated this measure many times before. I'm just more concerned about the cost and the availability of healthcare for everybody. I think Hawaii is doing a great job, but this is being compared to Canada as a role model in some discussions. There's a lot of problems of access to healthcare because of the long wait and actually getting good care, so I'm just a little concerned about that."

Representative Ward rose to respond, stating:

"Just a footnote comment. For those who have a passport and have been overseas, everyone knows in their heart, their mind and their body that we have the best healthcare system in the world, bar none. Bar Canada, bar Sweden. And we have to make it better. But compared to the other systems, it's like what Churchill said about democracy, 'Well, it's probably not the best, but compared to all the others, it's the best that we've got.' And that's the way I think it is with the healthcare system. It's the best in the world."

Representative Shimabukuro rose in support of both measures 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 strong support of HCR 173 and HR 136, regarding the United States Health Insurance Act (HR 676).

"HR 676 is also known as the Enhanced and Expanded Medicare for All Bill. The simple logic of solving the nation's healthcare crisis by extending Medicare coverage to all Americans is gaining momentum across the nation. A comprehensive, universal, single payer system using existing private healthcare providers will provide tremendous savings in cost of care and improvements in the delivery of care.

"HR 676 establishes a new American national health insurance program by creating a single payer healthcare system. The bill would create a publicly financed, privately delivered healthcare program that uses the already existing Medicare program by expanding and improving it to all U.S. residents, and all residents living in U.S. Territories. The goal of the legislation is to ensure that all Americans, guaranteed by law, will have access to the highest quality and cost effective health care services regardless of one's employment, income, or healthcare status.

"With over 42 million uninsured Americans, and another 40 million who are under insured, the time has come to change our inefficient and costly fragmented health care system. The USNHI program would reduce overall annual health care spending by over \$50 billion in the first year. In addition, because it implements effective methods of cost-control, health spending is contained over time, ensuring affordable health care to future generations.

"In its first year, single-payer will save over \$150 billion on paperwork and \$50 billion by using rational bulk purchasing of medications. These savings are more than enough to cover all the uninsured, improve coverage for everyone else, including medication coverage and long-term care.

"Employers who currently provide coverage for their employees pay an average of 8.5% of payroll towards health coverage, while many employers can't afford to provide coverage at all. Under this Act, all employers will pay a modest 3.3% payroll tax per employee, while eliminating their payments towards private health plans. The average cost to an employer for an employee earning \$35,000 per year will be reduced to \$1,155, less than \$100 per month. 95% of families will pay less for health care under national health insurance than they do today. Seniors and younger people will all have the comprehensive medication coverage they need.

"Kentucky has already passed a resolution in support of HR 676. By unanimous voice vote, the Kentucky General Assembly passed a resolution on February 7, 2007 calling on Congress to enact HR 676. The resolution directs the House Clerk to send a copy of the official document to the Kentucky Congressional delegation and to President Bush. (The Kentucky resolution is available at <http://www.lrc.ky.gov/record/07RS/HR81/bill.doc>).

"Over 225 trade union organizations including 39 Central Labor Councils and 7 AFL-CIO state federations have endorsed HR 676. Hawaii should join these organizations and the state of Kentucky by passing HCR 173 and HR 136. We need to let Congress know that 42

million uninsured people in America is unacceptable. We can do better."

Representative Green rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. I'm in support. Just with a comment that we don't, unfortunately, have the best healthcare system in the world. We rank frequently 15th, 20th, 30th, in some cases, when it comes to infant mortality and suffering on many issues, and so we have a long way to go. I would say we're the best country in the world, but we don't have the best healthcare system in the world. I think we should bring those two things together. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 136, entitled: "HOUSE RESOLUTION URGING CONGRESS TO ENACT THE UNITED STATES NATIONAL HEALTH INSURANCE ACT," was referred to the Committee on Finance with Representatives Ching, Finnegan, Marumoto, Meyer, Pine and Ward, voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO ENACT THE UNITED STATES NATIONAL HEALTH INSURANCE ACT," was referred to the Committee on Finance with Representatives Ching, Finnegan, Marumoto, Meyer, Pine and Ward, voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented two reports:

(Stand. Com. Rep. No. 1541), recommending that H.R. No. 160, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1542), recommending that H.C.R. No. 202, be referred to the Committee on Finance.

Representative Caldwell moved that the reports of the Committees be adopted, and that H.R. No. 160 and H.C.R. No. 202 be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Lee rose in support of both measures 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, breast cancer is the most common cancer among American women and cervical cancer is the second most common cancer among women worldwide. These cancers are more deadly among low-income groups because they are less likely to have access to routine screenings. We all know that screening and early detection can be the difference between life and death. Through the Hawaii Breast and Cervical Cancer Control Program (HBCCCP), the Department of Health screens populations disproportionately affected by cervical cancer. Since its inception, DOH reports that "approximately 5,000 women have been screened; 126 breast cancers diagnosed and 90 pre-cancerous or cancerous conditions of the cervix diagnosed." Without HBCCCP, these cancers would have most likely been undetected and these women would probably have lost their lives.

"Unfortunately, this program is only funded through federal moneys which might begin to decrease in the future. These Resolutions request the Governor to establish a program to provide coverage of cancer screening for women fifty to sixty-four years of age who are low-income or have no or insufficient health insurance.

Screening and early detection work and I urge my colleagues to vote in favor of these Resolutions. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committees were adopted and H.R. No. 160, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 202, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO FUND BREAST CANCER AND CERVICAL CANCER SCREENING FOR LOW-INCOME WOMEN IN HAWAII," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representatives Shimabukuro and Green, for the Committee on Human Services & Housing and the Committee on Health presented two reports:

(Stand. Com. Rep. No. 1543), recommending that H.R. No. 257, be referred to the Committee on Judiciary; and

(Stand. Com. Rep. No. 1544), recommending that H.C.R. No. 322, be referred to the Committee on Judiciary.

Representative Caldwell moved that the reports of the Committees be adopted, and that H.R. No. 257 and H.C.R. No. 322 be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

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

"In opposition, Mr. Speaker. The only alternative that we have so far for adult care or senior care are the care homes, and there's currently a shortage of them. We need more. And the regulation after regulation that we have been imposing on these homes have caused a lot to them to either leave or not enter the business. So I would think that we should head to the opposite direction. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committees was adopted and H.R. No. 257, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF ADULT RESIDENTIAL CARE HOMES," was referred to the Committee on Judiciary with Representative Cabanilla voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 322, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF ADULT RESIDENTIAL CARE HOMES," was referred to the Committee on Judiciary with Representative Cabanilla voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representatives Shimabukuro and Green, for the Committee on Human Services & Housing and the Committee on Health presented a report (Stand. Com. Rep. No. 1545), recommending that H.C.R. No. 185, 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 H.C.R. No. 185, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT MANOA COLLEGE OF SOCIAL SCIENCES PUBLIC POLICY CENTER TO CONDUCT A COST-BENEFIT ANALYSIS FOR A FAMILY CAREGIVER TAX CREDIT," was referred to the Committee on Finance with

Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1546), recommending that H.R. No. 104, 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 H.R. No. 104, HD 1, entitled: "HOUSE RESOLUTION CONVENING AN INTERNATIONAL NETWORK ADDRESSING DOMESTIC VIOLENCE AND SEX ASSAULT," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1547), recommending that H.C.R. No. 130, 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 H.C.R. No. 130, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION CONVENING AN INTERNATIONAL NETWORK ADDRESSING DOMESTIC VIOLENCE AND SEX ASSAULT," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1548), recommending that H.R. No. 268, as amended in HD 1, be referred to the Committee on Labor & Public Employment.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 268, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, IN COLLABORATION WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON HOUSING FOR ESSENTIAL WORKERS," was referred to the Committee on Labor & Public Employment with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1549), recommending that H.C.R. No. 333, as amended in HD 1, be referred to the Committee on Labor & Public Employment.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 333, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, IN COLLABORATION WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON HOUSING FOR ESSENTIAL WORKERS," was referred to the Committee on Labor & Public Employment with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1550), recommending that H.R. No. 81, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 81, HD 1, entitled: "HOUSE

RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE MAYOR WRIGHT HOMES TENANT ASSOCIATION," was referred to the Committee on Legislative Management with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1551), recommending that H.C.R. No. 103, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 103, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A FINANCIAL AND MANAGEMENT AUDIT OF THE MAYOR WRIGHT HOMES TENANT ASSOCIATION," was referred to the Committee on Legislative Management with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1552), recommending that H.C.R. No. 51, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 51, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY AND ITS TENANTS' ASSOCIATIONS," was referred to the Committee on Legislative Management with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented two reports:

(Stand. Com. Rep. No. 1553), recommending that H.R. No. 152, as amended in HD 1, be referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns; and

(Stand. Com. Rep. No. 1554), recommending that H.C.R. No. 194, as amended in HD 1, be referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 152, HD 1, and H.C.R. No. 194, HD 1, be referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns, seconded by Representative B. Oshiro.

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

"Mr. Speaker, I would like to ask for a ruling on a potential conflict of interest. At my law firm, I am involved in the lawsuit against Turtle Bay and its expansion," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 152, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE SENATE COMMITTEE ON JUDICIARY AND LABOR AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON LABOR TO CONVENE A JOINT HEARING ON THE LABOR FORCE REQUIREMENTS OF THE PROPOSED TURTLE BAY RESORT EXPANSION AND OTHER POSSIBLE IMPACTS ON THE VIBRANT AND GROWING NORTH SHORE OF OAHU," was

referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused, and

H.C.R. No. 194, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON JUDICIARY AND LABOR AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON LABOR TO CONVENE A JOINT HEARING ON THE LABOR FORCE REQUIREMENTS OF THE PROPOSED TURTLE BAY RESORT EXPANSION AND OTHER POSSIBLE IMPACTS ON THE VIBRANT AND GROWING NORTH SHORE OF OAHU," was referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1555), recommending that H.C.R. No. 222, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF THE AUDITOR TO ASSESS AND RECOMMEND CHANGES IN THE ADMINISTRATION OF STATE WORKFORCE DEVELOPMENT PROGRAMS," was referred to the Committee on Legislative Management with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1556), recommending that H.C.R. No. 252, 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 H.C.R. No. 252, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES STUDY AND EVALUATE ALTERNATIVES IN UPGRADING THE STATE'S PAYROLL AND PERSONNEL SYSTEMS," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1557), recommending that H.R. No. 222, 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 H.R. No. 222, entitled: "HOUSE RESOLUTION URGING THE HAWAII CONGRESSIONAL DELEGATION TO SEEK AMENDMENTS TO THE MEDICARE PAYMENT SYSTEM TO INCREASE REIMBURSEMENTS TO HAWAII'S HOSPITALS," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1558), recommending that H.C.R. No. 282, 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 H.C.R. No. 282, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAII CONGRESSIONAL DELEGATION TO SEEK AMENDMENTS TO THE MEDICARE PAYMENT SYSTEM TO INCREASE

REIMBURSEMENTS TO HAWAII'S HOSPITALS," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, 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. 1559), recommending that H.C.R. No. 119, 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 H.C.R. No. 119, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE TO INVESTIGATE AND COORDINATE THE PROVISION OF MEDICAL AND SOCIAL SERVICES TO MIGRANTS FROM FREELY ASSOCIATED STATES," was referred to the Committee on Finance with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1560), recommending that H.C.R. No. 178, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 178, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE WORKERS' COMPENSATION SYSTEM OF THE DEPARTMENT OF HUMAN RESOURCES DEVELOPMENT AND DEPARTMENT OF EDUCATION," was referred to the Committee on Legislative Management with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1561), recommending that H.R. No. 60, 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 H.R. No. 60, entitled: "HOUSE RESOLUTION URGING ENDORSEMENT OF THE EARTH CHARTER AND ADOPTION OF ITS CENTRAL PRINCIPLES AS PART OF THE FRAMEWORK FOR SUSTAINABLE PLANNING AND DEVELOPMENT," was referred to the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1562), recommending that H.C.R. No. 84, 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 H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION URGING ENDORSEMENT OF THE EARTH CHARTER AND ADOPTION OF ITS CENTRAL PRINCIPLES AS PART OF THE FRAMEWORK FOR SUSTAINABLE PLANNING AND DEVELOPMENT," was referred to the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Cabanilla, for the Committee on International Affairs presented two reports:

(Stand. Com. Rep. No. 1563), recommending that H.R. No. 63, be referred to the Committee on Economic Development & Business Concerns; and

(Stand. Com. Rep. No. 1564), recommending that H.C.R. No. 87, be referred to the Committee on Economic Development & Business Concerns.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 63 and H.C.R. No. 87 be referred to the Committee on Economic Development & Business Concerns, seconded by Representative B. Oshiro.

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

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

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 63, entitled: "HOUSE RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO CREATE A REPLACEMENT FOR THE OUTDATED FAST TRACK TRADE AUTHORITY SYSTEM SO THAT UNITED STATES TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A MORE DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY," was referred to the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES CONGRESS TO CREATE A REPLACEMENT FOR THE OUTDATED FAST TRACK TRADE AUTHORITY SYSTEM SO THAT UNITED STATES TRADE AGREEMENTS ARE DEVELOPED AND IMPLEMENTED USING A MORE DEMOCRATIC, INCLUSIVE MECHANISM THAT ENSHRINES THE PRINCIPLES OF FEDERALISM AND STATE SOVEREIGNTY," was referred to the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1565), recommending that H.R. No. 57, as amended in HD 1, 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 H.R. No. 57, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO APPROVE AND AUTHORIZE THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF CAGAYAN OF THE REPUBLIC OF THE PHILIPPINES," was referred to the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1566), recommending that H.C.R. No. 81, as amended in HD 1, 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 H.C.R. No. 81, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR

TO APPROVE AND AUTHORIZE THE ESTABLISHMENT OF STATE-PROVINCE RELATIONS OF FRIENDSHIP BETWEEN THE STATE OF HAWAII OF THE UNITED STATES OF AMERICA AND THE PROVINCE OF CAGAYAN OF THE REPUBLIC OF THE PHILIPPINES," was referred to the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented two reports:

(Stand. Com. Rep. No. 1567), recommending that H.R. No. 153, as amended in HD 1, be referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns; and

(Stand. Com. Rep. No. 1568), recommending that H.C.R. No. 195, as amended in HD 1, be referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 153, HD 1, and H.C.R. No. 195, HD 1, be referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns, seconded by Representative B. Oshiro.

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

"I have the same request for a ruling on a potential conflict. I represent the community groups that sued Turtle Bay," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 153, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE SENATE COMMITTEE ON TRANSPORTATION AND INTERNATIONAL AFFAIRS AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON TRANSPORTATION TO CONVENE A JOINT HEARING WITH THE PARTICIPATION OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF PLANNING AND PERMITTING OF THE CITY AND COUNTY OF HONOLULU TO CONSIDER THE LIKELY IMPACTS ON TRAFFIC BY THE PROPOSED TURTLE BAY RESORT EXPANSION AND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION," was referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 195, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SENATE COMMITTEE ON TRANSPORTATION AND INTERNATIONAL AFFAIRS AND THE HOUSE OF REPRESENTATIVES COMMITTEE ON TRANSPORTATION TO CONVENE A JOINT HEARING WITH THE PARTICIPATION OF THE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF PLANNING AND PERMITTING OF THE CITY AND COUNTY OF HONOLULU TO CONSIDER THE LIKELY IMPACTS ON TRAFFIC BY THE PROPOSED TURTLE BAY RESORT EXPANSION AND MITIGATIVE MEASURES THAT MAY BE REQUIRED BY THE EXPANSION," was referred jointly to the Committee on Tourism & Culture and the Committee on Economic Development & Business Concerns with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Cabanilla, for the Committee on International Affairs presented two reports:

(Stand. Com. Rep. No. 1569), recommending that H.R. No. 249, as amended in HD 1, be referred to the Committee on Tourism & Culture; and

(Stand. Com. Rep. No. 1570), recommending that H.C.R. No. 314, as amended in HD 1, be referred to the Committee on Tourism & Culture.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 249, HD 1, and H.C.R. No. 314, HD 1, be referred to the Committee on Tourism & Culture, seconded by Representative B. Oshiro.

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

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

Representative Green rose and asked that the Clerk record a no vote for him on both measures, and the Chair "so ordered."

Representative Meyer rose in support of the measure with reservations on both measures, 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 am in support with reservations on HR 249, HD1. This Resolution authorizes a state-province relationship between the State of Hawaii and the province in Vietnam containing Hue City. While I support the concept of encouraging democracy and the protection of human rights in Vietnam, I do not think that Vietnam has yet broken its ties with the communist regime. Corruption is a way of life, with the exploitation of children and women tolerated by government leaders. There is a high degree of lawlessness which does not render Thua Thien-Hue as a good candidate for us to recognize in a sister-state affiliation."

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

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

Representative Cabanilla rose to speak in support of both measures, stating:

"Mr. Speaker, I realize there are a lot of votes with reservations and a couple of no votes, but I would just like to express that I rise in support of these Resolutions that would treat the persons of Vietnam with compassion.

"The subject of these Resolutions reminded me of the American Bar Association event I attended last year that featured United States Supreme Court Justice Anthony Kennedy whereby the promotion of democracy into arenas not having it is the calling of the day. Meaning, however we can formulate democracy in societies that do not embrace it, that is the challenge and barrier we must overcome. For all the injustices that transpired in Vietnam by no means does the Resolutions introduced excuse them. Rather, it exposes our generosity and ability to live by the creed that where there is injustice to one, no matter where, all of humanity suffers.

"We know the injustices, yet, rather than ignore them, it was our intent, by way of these Resolutions to partner with Vietnam to illustrate how justice is lived and adhered to in Hawaii. Hopefully, as we intended, a new spark ignites a new generation by way of the partnership proposed between the State and their Province which would bring to them a greater understanding of humanity and

democracy as a result. To embrace the expansion of democracy into Vietnam through a sister-state relationship as was proposed in these Resolutions, is an act worthy of passage in my opinion. Bringing a taste of democracy, not by war, but by partnership to the next generation of Vietnamese that we're not the murders is a noble act worthy of my support, and I hope you and I can agree on that cause as a just cause.

"I also want to add Mr. Speaker, that I would like to dedicate these Resolutions to my predecessor, the Honorable Heléne Hale, who was very passionate in passing this measure last year. Thank you."

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

"Mr. Speaker, by default I stand as the only Vietman Vietnam veteran, or the only veteran that served in Vietnam. I was a translator/interpreter, and I rise conflicted with this particular Resolution."

The Chair addressed Representative Ward, stating:

"Are you standing with reservations?"

Representative Ward responded, stating:

"Representative Takai said, 'kanalua' in Committee. Can I rise with kanalua?"

Speaker Say: "Kanalua is with reservations. Please proceed."

Representative Ward continued, stating:

"That shows where the conflict is. Because as a veteran, the war is over. Let's get on with life. But there's a lot of hurt and those who served, who came to the Committee, who said, 'You know the butchery that we went through. You know the death that we experienced.' The Vietnamese who are here say, 'The Communists are not giving us any liberty, there's no freedom.' Eventually, we have to get on with our life."

"One of the Vietnamese points is that's there is so much in our favor to do this, because that the economy is growing gangbusters. The most popular country there is America and Americans. So, we have to get beyond it. This is a small nudge, but I'm not sure if it should go beyond this Floor today. - Thank you."

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

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

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

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

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

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

Representative Ito rose and asked that the Clerk record a no vote for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 249, HD 1, entitled: "HOUSE RESOLUTION ENCOURAGING THE PROLIFERATION OF DEMOCRACY, PROTECTION OF HUMAN RIGHTS AND ECONOMIC OPENNESS IN VIETNAM BY MEANS OF A SISTER-PROVINCE AFFILIATION WITH THE PROVINCE OF THUA THIEN-HUE IN VIETNAM," was referred to the Committee on Tourism & Culture with Representatives Green, Ito and Sonson, voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 314, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE PROLIFERATION OF DEMOCRACY, PROTECTION OF HUMAN RIGHTS AND ECONOMIC OPENNESS IN VIETNAM BY MEANS OF A SISTER-PROVINCE AFFILIATION WITH THE PROVINCE OF THUA THIEN-HUE IN VIETNAM," was referred to the Committee on Tourism & Culture with Representatives Green, Ito and Sonson, voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented two reports:

(Stand. Com. Rep. No. 1571) recommending that H.R. No. 61, be adopted; and

(Stand. Com. Rep. No. 1572) recommending that H.C.R. No. 85, be adopted.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 61 and H.C.R. No. 85, be adopted, seconded by Representative B. Oshiro.

Representative Meyer rose to speak in opposition to both measures, stating:

"Thank you, Mr. Speaker. I'm rising in opposition to these two measures. These Resolutions are urging the United States Congress to pass the proposed Employee Free Choice Act. That is really kind of an Orwellian' title, the Employees Free Choice Act, because this Act would deprive the employees of their freedom to freely choose without coercion whether to join a labor union."

"Currently, voting on whether to join a union is done by secret ballot. No one knows how anyone votes. This card check bill would eliminate a fundamental protection of the rights of workers. In essence, union representatives would be free to strong-arm employees individually in the employer's parking lot, in bars, restaurants, in their homes, to sign a card saying the employee favored the idea of unionizing the business. And if you decline to sign, the union organizers could keep sending people to badger or threaten you over and over again in the hope that you would finally sign the card just so they would leave you alone. If you kept on refusing to sign despite this relentless pressure, the organizers would know you were opposed to the union and they could retaliate against you."

"Why should a person's right in a union election be any less than during a political election? A cornerstone of our democracy is the right to a secret ballot. This bill, so-called the Employee Free Choice Act is anything but. Even if you really care about voter privacy or preventing voter coercion, these types of bills are fundamentally unfair. They allow labor union organizers to use cross check procedures to certify a union, but they don't allow employers to use a check cross procedures to decertify existing unions."

"These bills aren't about fairness or helping workers. They're about union bosses seeking to increase their power by using one-sided organizing tactics to force unwilling employees into a union where they will be required to pay compulsory dues. These bills

would benefit union bosses at the expense of the right to confidential ballots enjoyed by workers for over a half a century. So what is driving the push for this one-sided legislation?

"We, here in the State Legislature, also have a number of bills calling for the same type of mechanism to organize union shops. Why? Because union membership has been dropping every year since 1979. ~~Until~~ nationally now, only 7.4% among private employers are unionized.

"This past election we saw a change in the leadership in Congress. The Majority Party is now the Democrat Party. Since 1994 it's been a Republican Party. I would say that the union bosses who helped these people mightily during the last election have come to get what they feel is their due. Get the Congress to pass this, and in that way, start to get more companies unionized. I have more to say on this, but I will do that at another time. Thank you."

Representative Takumi rose to speak in support of both measures, stating:

"Thank you very much, Mr. Speaker. In support. Just a couple of points, Mr. Speaker. I'm just kind of amazed that we're talking about how union bosses, I suppose we could say union thugs, are going to intimidate workers when they seek their constitutional right to form a union and all the rest of it.

"Let me just first say, it did pass the U.S. House of Representatives. It is now in the U.S. Senate where it is expected to pass. The previous speaker mentioned that it is controlled by the Democrats. It did pass the U.S. House with a bipartisan vote. And the last time I looked, every single member of the Congress was elected by registered voters in their respective states, not by labor unions *per se*. That's why Democrats are now in control of the U.S. Senate and U.S. House, because that's what voters in each of those states decided. I'm not going to second guess the collective wisdom of those voters.

"Let me get to the heart of the real point here, though. It's the same point the U.S. Labor Secretary Elaine Chao recently made when she said that a worker's right to a secret ballot election is an intrinsic right in our democracy. Sounds good. Mr. Speaker, let's take some other countries. Kazakhstan, for example, Mr. Speaker, uses a secret ballot when they choose their leaders. I wonder if any of us here would say that the nation of Kazakhstan uses the same kind of process in electing their leadership, the same kind of American standard of free and fair elections. I hope we say that the answer to that is no. Let's not confuse the symbol for the substance.

"The representation election in the American work place doesn't work as well. Yes, there is a secret ballot, but the playing field in which that secret ballot takes place is so uneven that workers are literally sliding off that playing field. Let's look at a typical union election, Mr. Speaker. Workers sign up to have a vote and then what takes place? Months, sometimes years transpire before that secret ballot election takes place. In the best of all worlds, in an idealistic situation, the employer says, 'You know, workers, you do have that right to an election and it's a hands-off situation. I'll let you alone and I'll leave you to your own devices. You're all mature adults. You're free to make up your own mind on whether or not you want an exclusive bargaining agent to represent your interest.'

"Unfortunately, it doesn't happen that way. According to Cornell University scholar Ms. Kate Bronfenbrenner, management forces employees to attend group anti-union presentations, in 92% of union organizing drives. And, Mr. Speaker, in my previous life, when I was a union organizer, I can attest to the fact that management in the vast majority of cases, if not 100% of the cases, conducts these types of meetings either in a group setting or one on one. An employer will tell workers that their jobs are at stake. That the company doesn't need to put up with 'troublemakers'. Short of threatening someone's family or life, I would think threatening someone's job is intimidating, to say the least. Indeed, in 1988 and 1989, public sector

employers illegally fired employees with union activities in 25% of all efforts to exercise their right to organize a union which resulted in thousands of workers getting fired on the job for merely exercising that right.

"The previous speaker talked about the decrease in union membership and that is true. But let's not confuse the cause and the effect. The reason for that is that in the majority of cases when the union loses that election, it's because of intimidation by the employer, not by the union. Some 60 million U.S. workers say they would join the union if they could, and this is based on research conducted by Peter Hart Associates in 2006. Sixty million workers in this country. But when they tried to attempt to do so, what did they face? Employer intimidation, harassment, and retaliation.

"These Resolutions before us merely suggest that the Congress ought to take a look at this. And as I said, the House has already done so and I suspect the Senate will do so as well. So the workers are free to exercise their right to do what the law says. After all, Mr. Speaker, even the President of Kazakhstan doesn't have it that good. Thank you."

Representative Ching rose in opposition to both measures and asked that the remarks of Representative Meyer be entered in the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 61, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO PASS THE PROPOSED EMPLOYEE FREE CHOICE ACT," was adopted with Representatives Ching and Meyer voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO PASS THE PROPOSED EMPLOYEE FREE CHOICE ACT," was adopted with Representatives Ching and Meyer voting no, and with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented two reports:

(Stand. Com. Rep. No. 1573) recommending that H.R. No. 107, be adopted; and

(Stand. Com. Rep. No. 1574) recommending that H.C.R. No. 133, be adopted.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 107 and H.C.R. No. 133, be adopted, seconded by Representative B. Oshiro.

Representative Lee rose to speak in support of both measures, stating:

"On Stand. Com. Rep. Nos. 1573 and 1574 I rise in support and I would like to insert written comments. I'd just like to say that because we may not see this again, that this is a very important issue. I've stood on this Floor many times and given speeches about the importance of breastfeeding, but this is a Resolution which gives support to another Legislature to pass a Breastfeeding Bill of Rights, and I hope someday that we can pass one in Hawaii. Thank you."

Representative Lee's written remarks are as follows:

Mr. Speaker, I am in support of these measures. Mr. Speaker, studies have shown that breastfed infants are healthier than bottle-fed babies. We also know that it is cheaper to breastfeed than it is to buy formula. In fact, a United States Department of Agriculture analysis estimates that at least \$3,600,000,000 could be saved nationally if only fifty per cent of mothers breastfed their infants until they were

at least six months old. Furthermore, women who receive appropriate, culturally sensitive information and support about breastfeeding during and immediately following their childbirth delivery are eight times more likely to continue breastfeeding for at least six weeks compared to women who received little or no post delivery support about breastfeeding.

"It is therefore important for information about breastfeeding to be available to women. This resolution supports Senate Bill No. 1674 and Assembly Bill No. 3782 of the New York State Legislature, which proposes to codify every woman's right to be informed about the benefits of breastfeeding and to have an environment that is conducive to what all pediatricians agree to be the safest and healthiest choice for newborn and infant feeding. These bills propose adoption of a statement of rights, known as the breastfeeding mothers' bill of rights, to: provide mothers with basic breastfeeding-related rights before, during and after the birth of their baby; require that the statement of rights be conspicuously posted in a public place in maternal health care facilities, nurseries, maternity floors, and post-delivery recovery rooms; and require assistance from lactation specialists in the hospital and after discharge.

"This is an important statement and I urge my colleagues to support these Resolutions. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 107, entitled: "HOUSE RESOLUTION SUPPORTING THE BREASTFEEDING MOTHERS' BILL OF RIGHTS OFFERED AS SENATE BILL NO. 1674 AND ASSEMBLY BILL NO. 3782 IN THE NEW YORK STATE LEGISLATURE," was adopted, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused; and

H.C.R. No. 133, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING THE BREASTFEEDING MOTHERS' BILL OF RIGHTS OFFERED AS SENATE BILL NO. 1674 AND ASSEMBLY BILL NO. 3782 IN THE NEW YORK STATE LEGISLATURE," was adopted, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1575) recommending that H.R. No. 113, as amended in HD 1, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 113, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO COLLECT DATA AND REPORT STATISTICS RELATED TO CASES OF ABUSE OF VULNERABLE ADULTS," was adopted, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1576) recommending that H.C.R. No. 140, as amended in HD 1, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 140, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO COLLECT DATA AND REPORT STATISTICS RELATED TO CASES OF ABUSE OF VULNERABLE ADULTS," was adopted, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1577) recommending that H.R. No. 35, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 35, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was adopted, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1578) recommending that H.C.R. No. 55, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO STUDY THE FEASIBILITY OF INTEGRATING PEACE EDUCATION INTO THE SCHOOL CURRICULUM," was adopted, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1579) recommending that S.B. No. 776, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 776, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1580) recommending that S.B. No. 1513, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1513, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1581) recommending that S.B. No. 1509, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1509, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLE (HOV) LANES," passed Second Reading, and was placed on the calendar for Third Reading, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1582) recommending that S.B. No. 228, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 228, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," passed Second Reading, and was placed on the calendar for Third Reading, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1583) recommending that S.B. No. 755, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 755, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ETHICS COMMISSIONS," passed Second Reading, and was placed on the calendar for Third Reading, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 1584) recommending that S.B. No. 1750, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1750, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading, and was placed on the calendar for Third Reading, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, 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 a bill on Third Reading on the basis of a modified consent calendar. (Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen were excused.)

THIRD READING

S.B. No. 1006, SD 1:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, S.B. No. 1006, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE BROKERS AND SOLICITORS," passed Third Reading by a vote of 45 ayes, with Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen being excused.

At 1:23 o'clock p.m., the Chair noted that S.B. No. 1006, SD 1, passed Third Reading.

ANNOUNCEMENT

Speaker Say: "Members of the House, if you look on pages A through K of your Order of the Day, those are your public hearing notices of the respective Committees. I hope Members ~~of~~ this Chamber attend their public hearings as we move into the next six weeks.

"I've been hearing a lot of announcements being made in regards to not having Mmembers during the votes. This is a terrible sign when to the general public, and it reflects on how this House is being run, which is efficiently, openly and honestly. So, please be aware of what is happening as far as your attendance at your particular Committee hearings and decision making."

ADJOURNMENT

At 1:24 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 tomorrow,

Friday, March 30, 2007. (Representatives Hanohano, Nakasone, Nishimoto, Saiki, Takamine and Thielen were excused.)