

SECOND DAY

Thursday, January 18, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:47 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Rosalyn H. Baker, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the First Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 1 and 2) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 1, transmitting H.C.R. No. 1, which was adopted by the House of Representatives on January 17, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2007," was adopted.

Hse. Com. No. 2, transmitting H.C.R. No. 2, which was adopted by the House of Representatives on January 17, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was adopted.

JUDICIARY COMMUNICATION

Jud. Com. No. 1, submitting for consideration and consent, the nomination of KEITH E. TANAKA to the Office of Judge, District Court of the Second Circuit, in accordance with the provisions of Article VI, Section 3, of the Hawaii State Constitution, for a term of six years, was read by the Clerk and was referred to the Committee on Judiciary and Labor.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 3 and 4) were read by the Clerk and were disposed of as follows:

Senate Resolution

No. 3 "SENATE RESOLUTION ESTABLISHING POLICIES FOR THE LEGISLATIVE BROADCAST PROGRAM'S CABLECASTS OF SENATE PROCEEDINGS."

Offered by: Senators Hooser, Hemmings.

On motion by Senator Ige, seconded by Senator Whalen and carried, S.R. No. 3 was adopted.

No. 4 "SENATE RESOLUTION ADOPTING THE SENATE ADMINISTRATIVE AND FINANCIAL MANUAL OF THE SENATE OF THE TWENTY-FOURTH LEGISLATURE."

Offered by: Senators Kim, Ihara, Ige.

Senator Ige moved that S.R. No. 4 be adopted, seconded by Senator Whalen.

Senator Kim rose to speak in favor of the measure and said:

"Madam President, I rise in support of this resolution.

"I'd like to really commend everyone who was involved in helping to prepare in getting this manual together so we can adopt it on the Floor this morning. I think that this is monumental. The fact is that I don't think the Senate has ever had an administrative manual in the past.

"I certainly want to thank the good Senator from Pearl City and the good Senator from Palolo. Together we worked on the manual. We want to thank the Clerk's Office, the SMA Office for working with us in putting this together, and of course our Leadership and your leadership, Madam President, in putting all of this together.

"Hopefully, this document will put more transparency in how we do things. It will give assurances to each member and to our staffs as to what are the responsibilities and what are the benefits that we get as Senator and as staff of this Body.

"So members, I hope all of you will vote in support of this measure. Thank you."

The motion was then put by the Chair and carried, and S.R. No. 4 was adopted.

INTRODUCTION OF SENATE BILLS

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

Senate Bill

No. 87 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Sakamoto.

No. 88 "A BILL FOR AN ACT RELATING TO TEACHERS."

Introduced by: Senators Sakamoto, Tokuda.

No. 89 "A BILL FOR AN ACT RELATING TO EMPLOYER WORKFORCE ASSISTANCE."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda.

No. 90 "A BILL FOR AN ACT RELATING TO VOCATIONAL AGRICULTURE AND LANDSCAPE EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 91 "A BILL FOR AN ACT RELATING TO NURSING EDUCATION."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda, Ige, Fukunaga.

No. 92 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Senators Sakamoto, Chun Oakland, Ige, Fukunaga.

No. 93 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR UNIVERSITY OF HAWAII HEALTHCARE WORKFORCE SIMULATION RESOURCE LABORATORIES."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda, Ige, Fukunaga.

No. 94 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 95 "A BILL FOR AN ACT RELATING TO VACANT POSITIONS IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 96 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Senator Sakamoto.

No. 97 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SCIENCE EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 98 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 99 "A BILL FOR AN ACT RELATING TO THE COMMITTEE ON WEIGHTS IN THE DEPARTMENT OF EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 100 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senators Sakamoto, Tokuda.

No. 101 "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Senators Sakamoto, Chun Oakland.

No. 102 "A BILL FOR AN ACT RELATING TO STATE BUILDING CODE."

Introduced by: Senators Sakamoto, Chun Oakland.

No. 103 "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda.

No. 104 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX."

Introduced by: Senator Sakamoto.

No. 105 "A BILL FOR AN ACT RELATING TO COMMUNITY RESTITUTION."

Introduced by: Senators Sakamoto, Chun Oakland, Tokuda.

No. 106 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON TWENTY-FOUR-HOUR COVERAGE."

Introduced by: Senators Sakamoto, Chun Oakland.

No. 107 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Senator Inouye.

No. 108 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Senator Slom.

No. 109 "A BILL FOR AN ACT RELATING TO A GENERAL EXCISE TAX HOLIDAY."

Introduced by: Senator Slom.

No. 110 "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS."

Introduced by: Senator Slom.

No. 111 "A BILL FOR AN ACT RELATING TO FUEL TAX."

Introduced by: Senator Slom.

No. 112 "A BILL FOR AN ACT RELATING TO TAXATION OF PREMIUMS."

Introduced by: Senator Slom.

No. 113 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Senator Slom.

No. 114 "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND."

Introduced by: Senator Slom.

No. 115 "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Senator Slom.

No. 116 "A BILL FOR AN ACT RELATING TO MANDATED HEALTH COVERAGE."

Introduced by: Senator Slom.

No. 117 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Slom.

No. 118 "A BILL FOR AN ACT RELATING TO THE MINIMUM WAGE FOR TIPPED EMPLOYEES."

Introduced by: Senator Slom.

No. 119 "A BILL FOR AN ACT RELATING TO LABOR AND INDUSTRIAL RELATIONS."

Introduced by: Senator Slom.

No. 120 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Senator Slom.

No. 121 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Senator Slom.

No. 122 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII IN ORDER TO CHANGE THE GOVERNANCE, INTERNAL STRUCTURE, MANAGEMENT AND OPERATION OF THE PUBLIC SCHOOLS IN HAWAII."

Introduced by: Senator Slom.

No. 123 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Senator Slom.

No. 124 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."

Introduced by: Senator Slom.

No. 125 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V OF THE HAWAII CONSTITUTION TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL."

Introduced by: Senator Slom.

No. 126 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR A UNICAMERAL LEGISLATURE."

Introduced by: Senator Slom.

No. 127 "A BILL FOR AN ACT RELATING TO CORRUPT PRACTICES INTENDED TO INFLUENCE 'OFFICIAL ACTS,' AS THAT TERM IS DEFINED BY SECTION 84-3, HAWAII REVISED STATUTES."

Introduced by: Senator Slom.

No. 128 "A BILL FOR AN ACT RELATING TO PENAL RESPONSIBILITY."

Introduced by: Senator Slom.

No. 129 "A BILL FOR AN ACT RELATING TO ABORTION."

Introduced by: Senator Slom.

No. 130 "A BILL FOR AN ACT RELATING TO CRIMES AGAINST UNBORN CHILDREN."

Introduced by: Senator Slom.

No. 131 "A BILL FOR AN ACT RELATING TO OPEN CARRY LICENSE OF FIREARMS."

Introduced by: Senator Slom.

No. 132 "A BILL FOR AN ACT RELATING TO OPEN CARRY LICENSE OF FIREARMS."

Introduced by: Senator Slom.

No. 133 "A BILL FOR AN ACT RELATING TO HIGH CAPACITY AMMUNITION MAGAZINE FOR FIREARMS."

Introduced by: Senator Slom.

No. 134 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 135 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Senator Slom.

No. 136 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Senator Slom.

No. 137 "A BILL FOR AN ACT RELATING TO TRAFFIC VIOLATIONS."

Introduced by: Senator Slom.

No. 138 "A BILL FOR AN ACT RELATING TO DIAMOND HEAD STATE MONUMENT."

Introduced by: Senator Slom.

Senator Hee rose at this time and said:

"Madam President, your Committee on Judiciary and Labor will be holding a public hearing on Friday, January 19, 2007 at 10:00 a.m. in conference room 229. The purpose of this public hearing is to receive testimony on Judiciary Communication No. 1, the nomination of Keith E. Tanaka, judicial nominee to the District Court of the Second Circuit.

"The Senate received this communication from Chief Justice Ronal Moon on January 4, 2007. In anticipation of its referral to your Committee on Judiciary and Labor, your Committee filed a notice of hearing on January 8, 2007, to ensure that adequate public notice was provided and that the Senate has adequate time to consider the nomination."

ADJOURNMENT

At 11:55 o'clock a.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o'clock a.m., Friday, January 19, 2007.