

THIRTIETH DAY

Tuesday, March 13, 2007

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:37 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable J. Kalani English, Hawai'i State Senate, after which the Roll was called showing all Senators present with the exception of Senator Menor who was excused.

The President announced that she had read and approved the Journal of the Twenty-Ninth Day.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 468 to 470) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 468, transmitting H.B. No. 500, H.D. 1, which passed Third Reading in the House of Representatives on March 12, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 500, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed First Reading by title and was referred to the Committee on Ways and Means.

Hse. Com. No. 469, transmitting H.B. No. 1200, H.D. 1, which passed Third Reading in the House of Representatives on March 12, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1200, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed First Reading by title and was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Ways and Means.

Hse. Com. No. 470, transmitting H.B. No. 1212, H.D. 2, which passed Third Reading in the House of Representatives on March 12, 2007, was placed on file.

On motion by Senator Ige, seconded by Senator Whalen and carried, H.B. No. 1212, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed First Reading by title and was referred to the Committee on Judiciary and Labor, then to the Committee on Ways and Means.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 65 to 72) were read by the Clerk and were deferred:

Senate Concurrent Resolution

No. 65 "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'Ī'Ī BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'Ī'Ī DAY."

Offered by: Senators Menor, English, Espero, Hemmings, Chun Oakland, Whalen, Slom, Tokuda, Fukunaga, Bunda, Hee, Baker, Kim, Inouye, Nishihara, Gabbard, Sakamoto, Ihara, Ige, Kokubun, Hooser.

No. 66 "SENATE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO CHARGE RESIDENT TUITION TO PACIFIC ISLAND STUDENTS."

Offered by: Senators Gabbard, English, Slom, Fukunaga, Espero, Tsutsui, Trimble, Hanabusa, Bunda, Chun Oakland, Ige.

No. 67 "SENATE CONCURRENT RESOLUTION REQUESTING THE P-20 COUNCIL AND THE UNIVERSITY OF HAWAII TO REPORT ON EARLY COLLEGE AWARENESS PROGRAMS FOR ELEMENTARY AND MIDDLE SCHOOL STUDENTS."

Offered by: Senators Nishihara, Tokuda.

No. 68 "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON PUBLIC CONTRACTS."

Offered by: Senators Hee, Kokubun, Nishihara, Gabbard.

No. 69 "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION."

Offered by: Senators Kim, Sakamoto, Gabbard, Chun Oakland, Inouye, Nishihara, Tsutsui, Hooser, Ihara, Ige, Hanabusa, Tokuda.

No. 70 "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO COLLABORATE WITH THE UNITED STATES DEPARTMENT OF AGRICULTURE TO DEVELOP A TREE CROP INSURANCE PROGRAM FOR TREE FARMS IN HAWAII."

Offered by: Senators Hooser, Chun Oakland, Espero, Trimble, Tsutsui, Fukunaga, Ige, Kim, English, Sakamoto, Kokubun, Taniguchi.

No. 71 "SENATE CONCURRENT RESOLUTION ESTABLISHING A LEGISLATIVE INTERIM TASK FORCE TO STUDY AND MAKE RECOMMENDATIONS FOR THE CREATION OF UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS."

Offered by: Senators Hooser, Chun Oakland, Sakamoto, Espero, Tsutsui, English, Fukunaga, Ige, Kim, Kokubun, Taniguchi.

No. 72 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON PREDATORY MORTGAGE LENDING IN HAWAII."

Offered by: Senators Hooser, Chun Oakland, Espero, Trimble, English, Tsutsui, Sakamoto, Fukunaga, Kokubun, Kim, Ige, Taniguchi.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 39 to 42) were read by the Clerk and were deferred:

Senate Resolution

No. 39 "SENATE RESOLUTION URGING THE GOVERNOR TO HONOR JOHN PAPA 'ĪĪ BY DECLARING AUGUST 3, 2007, AS JOHN PAPA 'ĪĪ DAY."

Offered by: Senators Menor, English, Espero, Hemmings, Whalen, Slom, Tokuda, Fukunaga, Bunda, Hee, Kokubun, Hooser, Baker, Kim, Inouye, Nishihara, Gabbard, Trimble, Sakamoto, Ihara, Ige.

No. 40 "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EVALUATE AND STUDY THE POSSIBILITY OF IMPLEMENTING A FINANCIAL LITERACY CURRICULUM IN PUBLIC MIDDLE AND HIGH SCHOOLS."

Offered by: Senators Gabbard, Slom, Fukunaga, Espero, Tsutsui, Trimble, English, Hanabusa, Bunda, Chun Oakland, Ige.

No. 41 "SENATE RESOLUTION REQUESTING A STUDY ON PUBLIC CONTRACTS."

Offered by: Senators Hee, Kokubun, Nishihara, Gabbard.

No. 42 "SENATE RESOLUTION URGING THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REMOVE DESIGNATED BUILDINGS AT KALIHI VALLEY HOMES SCHEDULED FOR DEMOLITION."

Offered by: Senators Kim, Sakamoto, Chun Oakland, Inouye, Nishihara, Tsutsui, Hooser, Ihara, Gabbard, Ige, Hanabusa, Tokuda.

STANDING COMMITTEE REPORT

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1035) recommending that H.B. No. 853, H.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and H.B. No. 853, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORK PROJECTS," passed Second Reading and was placed on the calendar for Third Reading on Wednesday, March 14, 2007.

ORDER OF THE DAY

ADVISE AND CONSENT

Stand. Com. Rep. No. 1034 (Gov. Msg. Nos. 493 and 494):

Senator Inouye moved that Stand. Com. Rep. No. 1034 be received and placed on file, seconded by Senator Tsutsui and carried.

Senator Inouye then moved that the Senate advise and consent to the nominations to the Advisory Board on Veterans' Services of the following:

ANNE V. STEVENS, term to expire June 30, 2008 (Gov. Msg. No. 493); and

PATRICIA ANN WIELAND, term to expire June 30, 2009 (Gov. Msg. No. 494),

seconded by Senator Tsutsui.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 24. Noes, none. Excused, 1 (Menor).

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM MONDAY, MARCH 12, 2007

Stand. Com. Rep. No. 1032 (S.R. No. 13, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.R. No. 13, S.D. 1, entitled: "SENATE RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005," was adopted with Senators Hemmings and Whalen voting "No."

Stand. Com. Rep. No. 1033 (S.C.R. No. 31, S.D. 1):

On motion by Senator Ige, seconded by Senator Whalen and carried, the report of the Committee was adopted and S.C.R. No. 31, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION OPPOSING THE CREATION OF A NATIONAL IDENTIFICATION CARD AND THE IMPLEMENTATION OF THE REAL ID ACT OF 2005," was adopted with Senators Hemmings and Whalen voting "No."

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions that were offered on Friday, March 9, 2007, and Monday, March 12, 2007:

Senate Concurrent Resolution	Referred to:
No. 55	Committee on Education
No. 56	Committee on Education
No. 57	Jointly to the Committee on Education and the Committee on Intergovernmental and Military Affairs
No. 58	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health
No. 59	Committee on Health
No. 60	Committee on Tourism and Government Operations
No. 61	Jointly to the Committee on Health and the Committee on Public Safety
No. 62	Committee on Economic Development and Taxation

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Friday, March 9, 2007, and Monday, March 12, 2007:

Senate Resolution	Referred to:	RE-REFERRAL OF A SENATE RESOLUTION
No. 30	Committee on Education	The Chair re-referred the following Senate resolution that was offered:
No. 31	Committee on Education	
No. 32	Committee on Education	Senate Resolution Referred to:
No. 33	Jointly to the Committee on Education and the Committee on Intergovernmental and Military Affairs	No. 21 Committee on Intergovernmental and Military Affairs
No. 34	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Health	ADJOURNMENT
No. 35	Committee on Health	At 11:44 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., Wednesday, March 14, 2007.
No. 36	Committee on Tourism and Government Operations	
No. 37	Jointly to the Committee on Health and the Committee on Public Safety	

**REFERRAL OF
HOUSE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of House concurrent resolutions that were received on Friday, March 9, 2007, and Monday, March 12, 2007:

House Concurrent Resolution	Referred to:
No. 25	Committee on Human Services and Public Housing
No. 27	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Human Services and Public Housing
No. 36, H.D. 1	Committee on Transportation and International Affairs
No. 38, H.D. 1	Jointly to the Committee on Transportation and International Affairs and the Committee on Tourism and Government Operations
No. 42, H.D. 1	Committee on Transportation and International Affairs

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

House Bill	Referred to:
No. 150, H.D. 2	Jointly to the Committee on Human Services and Public Housing and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means
No. 259, H.D. 1	Committee on Ways and Means
No. 1006, H.D. 2	Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Commerce, Consumer Protection and Affordable Housing, then to the Committee on Ways and Means