

## FORTIETH DAY

**Thursday, March 29, 2007**

The Senate of the Twenty-Fourth Legislature of the State of Hawai'i, Regular Session of 2007, convened at 11:36 o'clock a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor John Vaughn, Kalihi Baptist Church, after which the Roll was called showing all Senators present with the exception of Senator Bunda who was excused.

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

Senator Chun Oakland, with the assistance of Senators Fukunaga, Ige, Kim, Sakamoto and Tokuda, introduced the 2007 Narcissus Queen Jessica Lau and her court: First Princess Sibyl Wong; Second Princess Adrienne Au, who was not able to attend; Third Princess Jennifer Lam; and Fourth Princess Julia Chen. Accompanying the young women was Chinese Chamber of Commerce of Hawaii President Alvin Wong.

Senator Sakamoto, with the assistance of Senators Hee and Menor, introduced the following outstanding educators and congratulated them on their accomplishments: Dr. Teri Ushijima, recipient of the Milken Family Foundation National Educator Award; Robert Stevens, the 2007 Hawai'i State High School Principal of the Year; Myron Brumaghim, the 2006 Elementary School Principal of the Year; Phyllis Nakama-Kawamoto, winner of the U.S. Department of Education's "American Star of Teaching" Award; and Natalie Rodrigues, winner of the National Milken Educators of Hawai'i Teacher of Promise Award.

At 11:55 o'clock a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:02 o'clock p.m.

#### MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 563 to 672) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 563, dated March 19, 2007, transmitting a Report on the Status of All Lump Sum Capital Improvement Projects for FY 2006-2007 Appropriated Funds Under General Administration (PSD 900), prepared by the Department of Public Safety pursuant to Act 160, Section 93.2, SLH 2006, was placed on file.

Gov. Msg. No. 564, dated March 23, 2007, transmitting a Report on Nursing Services Contracts for Correctional Facilities, prepared by the Department of Public Safety, pursuant to Act 160, Section 63.1, SLH 2006, was placed on file.

Gov. Msg. No. 565, informing the Senate that on March 27, 2007, she signed into law House Bill No. 21 as Act 3, entitled: "RELATING TO SCHOOLS," was placed on file.

Gov. Msg. No. 566, advising the Senate of the withdrawal of the nomination of JO-ANN H. AHUNA to the Board of Directors of the Hawai'i Health Systems Corporation, under Gov. Msg. No. 475, dated February 28, 2007, was placed on file.

In compliance with Gov. Msg. No. 566, the nomination listed under Gov. Msg. No. 475 was returned.

Gov. Msg. No. 567, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of ROMY M. CACHOLA, term to expire June 30, 2010, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 568, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of ANITA MAE K. NAONE, term to expire June 30, 2009, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 569, submitting for consideration and confirmation to the State Board of Public Accountancy, the nomination of DOREEN LILLY GRIFFITH, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 570, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of MICHAEL HOWDEN, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 571, submitting for consideration and confirmation to the Hawai'i Community Development Authority (HCDA), the nomination of STANTON K. ENOMOTO, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 572, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of SANDRA AU FONG, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 573, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JOE D. CORDOVA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 574, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of ROSELANI MANUWAI-ROWE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 575, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of MARTIN HO'OLU BENTO, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 576, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of STEPHEN BRADY, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 577, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BART S. HUBER, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 578, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of JONAH-KUHIO KALANIANA'OLE KA'AUWAI, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 579, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of DARIN H. KAWAZOE, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 580, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BARBARA-ANN KELLER, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 581, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of PAULA T. MORELLI PHD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 582, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of TAMAH-LANI S.K. NOH, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 583, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of JODY SHIROMA PERREIRA, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 584, submitting for consideration and confirmation to the Hawai'i Advisory Commission on Drug Abuse and Controlled Substances, the nomination of BYRON NAOYUKI YOSHINO, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 585, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of GAIL ANN CHEW, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 586, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of BERTHA F.K. LEONG, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 587, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of JAMES HENRY-EDWARD IRELAND MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 588, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of MARY L. MARASOVICH, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 589, submitting for consideration and confirmation to the Emergency Medical Services Advisory Committee, the nomination of MILES T. NAKATSU, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 590, submitting for consideration and confirmation to the Emergency Medical Services Advisory

Committee, the nomination of THINH TIEN NGUYEN MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 591, submitting for consideration and confirmation to the Endangered Species Recovery Committee, the nomination of PATRICK JAMES HART, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 592, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of RICHARD Y. MITSUMORI, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 593, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of PAUL H. MURRAY LPLS, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 594, submitting for consideration and confirmation to the Board of Professional Engineers, Architects, Surveyors, and Landscape Architects, the nomination of ROBERTO B. YUMOL AIA, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 595, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of BARRETT KEOKI AWAI, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 596, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of BERNARD P. CARVALHO JR., term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 597, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MICHAEL R. DIAS, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 598, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MYRNA B. MURDOCH, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 599, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MARIKA RIPKE PHD, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 600, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of SYLVIA H.L. YUEN PHD, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 601, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of GAE BERGQUIST-TROMMALD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 602, submitting for consideration and confirmation to the Health Planning Council, Windward Oahu Subarea, the nomination of GAE BERGQUIST-TROMMALD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 603, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of CLAYTON D.K. CHONG, term to expire June 30, 2007, was referred to the Committee on Health.

Gov. Msg. No. 604, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of CLAYTON D.K. CHONG, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 605, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of KEITH ALAN LEE, term to expire June 30, 2007, was referred to the Committee on Health.

Gov. Msg. No. 606, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of KEITH ALAN LEE, term to expire June 30, 2008, was referred to the Committee on Health.

Gov. Msg. No. 607, submitting for consideration and confirmation to the Statewide Health Coordinating Council, the nomination of BONNIE LEE S. L. PANG, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 608, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of KRISTI SCHULENBERG, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 609, submitting for consideration and confirmation to the State Highway Safety Council, the nomination of MARK JOSEPH SCRIBNER, term to expire June 30, 2011, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 610, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Housing Finance and Development Corporation (HFD), the nomination of ALLAN LOS BANOS JR., term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 611, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of LILLIAN GONZALES BROWN, term to expire June 30, 2008, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 612, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of BRIAN KESSLER, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 613, submitting for consideration and confirmation to the Statewide Council on Independent Living, the nomination of SANDRA K. MEEHAN, term to expire June 30, 2008, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 614, submitting for consideration and confirmation to the Statewide Council on Independent Living,

the nomination of MARC ANTOINE MORTIMER, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 615, submitting for consideration and confirmation to the Kaho'olawe Island Reserve Commission, the nomination of CRAIG A. NEFF, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 616, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of ELAINE NICKIE HINES, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 617, submitting for consideration and confirmation to the King Kamehameha Celebration Commission, the nomination of JENNIFER L. VIERNES, term to expire June 30, 2011, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 618, submitting for consideration and confirmation to the Land Use Commission, the nomination of HOWARD H. HAMAMOTO, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 619, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of CARL J. BERG JR., term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 620, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of JOAN E. CANFIELD, term to expire June 30, 2008, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 621, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of CHARLES H. FLETCHER III, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 622, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of HERBERT MONTEGUE RICHARDS JR., term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 623, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of ROBERT J. SHALLENBERGER, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 624, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of JASON YUAKA SUMIYE, term to expire June 30, 2008, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 625, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of WESLEY KAIWI NUI YOON, term to expire June 30, 2010, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 626, submitting for consideration and confirmation to the Legacy Land Conservation Commission, the nomination of KAREN GS YOUNG, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 627, submitting for consideration and confirmation to the Medical Advisory Board, the nomination of DENNIS M. CROWLEY MD, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 628, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Hawai'i Service Area Board, the nomination of PATRICIA ELLEN N. RICHARDS, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 629, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Kaua'i Service Area Board, the nomination of KURT KIYOSHI NAGATA, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 630, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of KURA MOANA MARIE AKAU, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 631, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of ELLEN ALISSA HEID, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 632, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of THOMAS J. MCCORMACK, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 633, submitting for consideration and confirmation to the Mental Health and Substance Abuse, Oahu Service Area Board, the nomination of SYLVIA L. STONE, term to expire June 30, 2010, was referred to the Committee on Health.

Gov. Msg. No. 634, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of STEVEN M. SHIRAKI, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 635, submitting for consideration and confirmation to the State Council on Mental Health, the nomination of AMY C.L.C. TSARK, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 636, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of STEVEN L. ARCE, term to expire June 30, 2009, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 637, submitting for consideration and confirmation to the Molokai Irrigation System Water Users Advisory Board, the nomination of KATHY M. HANCOCK, term to expire June 30, 2011, was referred to the Committee on Water, Land, Agriculture and Hawaiian Affairs.

Gov. Msg. No. 638, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board,

the nomination of STANLEY TOSHIYA MASAMITSU, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 639, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of DONALD K. TOUCHI, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 640, submitting for consideration and confirmation to the Motor Vehicle Industry Licensing Board, the nomination of WERNER UMBHAU, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 641, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of KENNETH L. TAYLOR, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 642, submitting for consideration and confirmation to the Hawai'i Commission for National and Community Service, the nomination of FLORDELIN B. VILA, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 643, submitting for consideration and confirmation to the Board of Directors of the Natural Energy Laboratory of Hawai'i Authority, the nomination of JASON C.K. IKAIKA HAUANIO, term to expire June 30, 2010, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 644, submitting for consideration and confirmation to the Center for Nursing Advisory Board, the nomination of NEIL S. MACNAUGHTON RN, PHD, term to expire June 30, 2011, was referred to the Committee on Education.

Gov. Msg. No. 645, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of KEVIN K. LUI OD, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 646, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of HENRY LYMAN MAKINI, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 647, submitting for consideration and confirmation to the Pest Control Board, the nomination of ALVIN F. FUKUYAMA, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 648, submitting for consideration and confirmation to the Pest Control Board, the nomination of ROBERT H. KOIDE, term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 649, submitting for consideration and confirmation to the Pest Control Board, the nomination of RONALD S. WEINBERG, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 650, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of PATRICK LEE ADAMS, term to expire June 30, 2008, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 651, submitting for consideration and confirmation to the Board of Pharmacy, the nomination of STANLEY M. CHOW, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 652, submitting for consideration and confirmation to the Board of Physical Therapy, the nomination of ROBERT KISSENBERGER MSPT, term to expire June 30, 2011, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 653, submitting for consideration and confirmation to the Board of Registration of the Islands of Kaaui and Ni'ihau, the nomination of PAULA A. ZINA, term to expire June 30, 2008, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 654, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of PINA S. LEMUSU, term to expire June 30, 2007, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 655, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of PINA S. LEMUSU, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 656, submitting for consideration and confirmation to the State Rehabilitation Council, the nomination of DONALD THOMSON, term to expire June 30, 2010, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 657, submitting for consideration and confirmation to the Hawai'i Sister State Committee, the nomination of THANH-LO SANANIKONE, term to expire June 30, 2008, was referred to the Committee on Transportation and International Affairs.

Gov. Msg. No. 658, submitting for consideration and confirmation to the Board of Taxation Review, 4th Taxation District (Kaua'i), the nomination of JOSE RICARDO DA SILVA DIOGO, term to expire June 30, 2009, was referred to the Committee on Economic Development and Taxation.

Gov. Msg. No. 659, submitting for consideration and confirmation to the Board of Directors of the Hawai'i Tourism Authority, the nomination of STEPHEN K. YAMASHIRO, term to expire June 30, 2010, was referred to the Committee on Tourism and Government Operations.

Gov. Msg. No. 660, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of ELWOOD ICHIRO KITA, term to expire June 30, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 661, submitting for consideration and confirmation to the Board of Veterinary Examiners, the nomination of REBECCA H. RHOADES D.V.M., term to expire June 30, 2009, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

Gov. Msg. No. 662, submitting for consideration and confirmation to the Board of Certification of Operating Personnel in Wastewater Treatment Plants, the nomination of DANA P. RIDDLE, term to expire June 30, 2009, was referred to the Committee on Health.

Gov. Msg. No. 663, submitting for consideration and confirmation to the Board of Certification of Personnel in Wastewater Treatment Plants, the nomination of BERT S. UYENO, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 664, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of WENDY M.F. LOH, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 665, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of ANNA M. MAYEDA, term to expire June 30, 2011, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 666, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of BARRETT KEOKI AWAI, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 667, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MICHAEL R. DIAS, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 668, submitting for consideration and confirmation to the Commission on Fatherhood, the nomination of MYRNA B. MURDOCH, term to expire June 30, 2009, was referred to the Committee on Human Services and Public Housing.

Gov. Msg. No. 669, submitting for consideration and confirmation to the Health Planning Council, Honolulu Subarea, the nomination of KEITH ALAN LEE, term to expire June 30, 2011, was referred to the Committee on Health.

Gov. Msg. No. 670, advising the Senate of the withdrawal of the nomination of KENNETH L. TAYLOR to the Motor Vehicle Repair Industry Board, under Gov. Msg. No. 641, dated March 27, 2007, was placed on file.

In compliance with Gov. Msg. No. 670, the nomination listed under Gov. Msg. No. 641 was returned.

Gov. Msg. No. 671, advising the Senate of the withdrawal of the nomination of MARK E. RECKTENWALD as Director of the Department of Commerce and Consumer Affairs, under Gov. Msg. No. 270, dated February 2, 2007, was placed on file.

In compliance with Gov. Msg. No. 671, the nomination listed under Gov. Msg. No. 270 was returned.

Gov. Msg. No. 672, submitting for consideration and confirmation as Director of the Department of Commerce and Consumer Affairs, the nomination of LAWRENCE M. REIFURTH, term to expire December 6, 2010, was referred to the Committee on Commerce, Consumer Protection and Affordable Housing.

**DEPARTMENTAL COMMUNICATION**

Dept. Com. No. 33, from the State Auditor, dated March 27, 2007, transmitting the Hawaii School Impact Fee Working Group Report, prepared by Duncan Associates and Group 70 International, Inc., was read by the Clerk and was placed on file.

**HOUSE COMMUNICATIONS**

The following communications from the House (Hse. Com. Nos. 477 to 480) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 477, informing the Senate that the House disagreed to the amendments proposed by the Senate to H.B. No. 714, H.D. 2, was placed on file.

Hse. Com. No. 478, informing the Senate that the House disagreed to the amendments proposed by the Senate to the following House bills:

H.B. No. 25, H.D. 1 (S.D. 1);  
H.B. No. 158 (S.D. 1);  
H.B. No. 389, H.D. 1 (S.D. 1);  
H.B. No. 1253, H.D. 1 (S.D. 1);  
H.B. No. 1423 (S.D. 1); and  
H.B. No. 1513, H.D. 1 (S.D. 1),

was placed on file.

Hse. Com. No. 479, returning S.B. No. 14, S.D. 1, which passed Third Reading in the House of Representatives on March 27, 2007, in an amended form, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Tokuda and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 14, S.D. 1, and S.B. No. 14, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was placed on the calendar for Final Reading on Friday, March 30, 2007.

Hse. Com. No. 480, transmitting H.C.R. No. 83, which was adopted by the House of Representatives on March 27, 2007, was placed on file.

By unanimous consent, H.C.R. No. 83, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO ASSESS THE EXTENT TO WHICH SUPPLEMENTAL ACADEMIC ACTIVITIES ARE INCLUDED IN THE A PLUS AFTER-SCHOOL PROGRAM," was referred to the Committee on Education.

**STANDING COMMITTEE REPORTS**

Senators Espero and Chun Oakland, for the Committee on Public Safety and the Committee on Human Services and Public Housing, presented a joint report (Stand. Com. Rep. No. 1353) recommending that H.B. No. 1358, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1353 and H.B. No. 1358, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PURPOSE OF THE HAWAII YOUTH CORRECTIONAL FACILITY," was deferred until Monday, April 2, 2007.

Senator Kokubun, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1354) recommending that the Senate advise and

consent to the nomination of SANDRA LEE KUNIMOTO as Chairperson of the Board of Agriculture, in accordance with Gov. Msg. No. 266.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1354 and Gov. Msg. No. 266 was deferred until Friday, March 30, 2007.

**ORDER OF THE DAY****ADVISE AND CONSENT**

Stand. Com. Rep. No. 1346 (Gov. Msg. No. 463):

Senator Sakamoto moved that Stand. Com. Rep. No. 1346 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of JOELLE SEGAWA KANE to the Board of Directors of the Research Corporation of the University of Hawai'i, term to expire June 30, 2011, seconded by Senator Tokuda.

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

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

Stand. Com. Rep. No. 1347 (Gov. Msg. No. 498):

Senator Sakamoto moved that Stand. Com. Rep. No. 1347 be received and placed on file, seconded by Senator Tokuda and carried.

Senator Sakamoto then moved that the Senate advise and consent to the nomination of CAROL E. SEIELSTAD to the Hawai'i Teacher Standards Board, term to expire June 30, 2010, seconded by Senator Tokuda.

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

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

**ADOPTION OF RESOLUTIONS****MATTERS DEFERRED FROM TUESDAY, MARCH 27, 2007**

Stand. Com. Rep. No. 1348 (S.R. No. 21):

Senator Ige moved that Stand. Com. Rep. No. 1348 and S.R. No. 21 be adopted, seconded by Senator Whalen.

Senator Hemmings rose to speak in favor of the resolution and said:

"Madam President, I rise to speak in favor of S.R. No. 21.

"I think it's very important for this Body to note what Congress and the Executive Branch have done in failing the legal immigrants of this nation. This resolution addresses that through implication, but it also underscores the problem.

"This resolution condemns the federal government through the citizen and immigration services for increasing fees on legal immigrants. It is an incredible hypocrisy on the part of our national government to reward the law breakers who are sneaking into this country and punish the law-abiding citizens and law-abiding immigrants who are trying to come into this

country legally by increasing their fees. This is especially true in Hawaii where there is a very long backlog of immigrants trying to legally come into this country while the southern borders of the United States of America, especially along the Mexican border, are hemorrhaging illegal immigrants, many of whom could threaten the security of this nation and also the health and welfare regarding all the benefits they are automatically entitled to.

“So what kind of country are we that we keep legal immigrants off our citizenship rosters but extend all the benefits to all the illegals coming in? This is especially disastrous for the legal immigrants who are trying to come from the Philippines to join their families here in Hawaii.

“So I urge my colleagues to not only vote in favor of this resolution, but also to be acutely aware of the larger problem we face in this nation with illegal immigrants.

“Thank you, Madam President.”

Senator Inouye requested remarks on S.R. No. 21 be inserted into the Journal. The Chair having so ordered, the remarks read as follows:

“I rise in support of S.R. No. 21, condemning the U.S. citizenship and immigration services fee increase. I did so because I believe that the fee increase from \$400 to \$675 will place a significant financial burden on immigrants who are legally going through the process of naturalization. I think it sends the wrong message to those applying for citizenship – that yes, there is a legal way to gain citizenship, but you will have to pay. Many may not be able to pay – limiting their options.

“I urge my colleagues to vote in favor of this measure.”

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 21, entitled: “SENATE RESOLUTION CONDEMNING THE UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES’ FEE INCREASE,” was adopted.

Stand. Com. Rep. No. 1349 (S.R. No. 34):

Senator Ige moved that Stand. Com. Rep. No. 1349 and S.R. No. 34 be adopted, seconded by Senator Whalen.

Senator Inouye requested remarks on S.R. No. 34 be inserted into the Journal. The Chair having so ordered, the remarks read as follows:

“Colleagues, I rise in support of S.R. No. 34, which urges the Civil Defense Division of the State Department of Defense to designate a lead staff to address the needs of individuals with disabilities and special health needs. The IGM and Health committees received considerable support for this measure. In the event of a natural or man-made disaster, our state needs to be prepared to service our residents and visitors, many of whom have special needs. Their needs are best understood and addressed by someone who is designated to this task.

“I urge my colleagues to vote in support of this measure.”

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.R. No. 34, entitled: “SENATE RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS,” was adopted.

Stand. Com. Rep. No. 1350 (S.C.R. No. 58):

Senator Ige moved that Stand. Com. Rep. No. 1350 and S.C.R. No. 58 be adopted, seconded by Senator Whalen.

Senator Inouye requested remarks on S.C.R. No. 58 be inserted into the Journal. The Chair having so ordered, the remarks read as follows:

“Colleagues, I rise in support of S.C.R. No. 58, which urges the Civil Defense Division of the State Department of Defense to designate a lead staff to address the needs of individuals with disabilities and special health needs. The IGM and Health committees received considerable support for this measure. In the event of a natural or man-made disaster, our state needs to be prepared to service our residents and visitors, many of whom have special needs. Their needs are best understood and addressed by someone who is designated to this task.

“I urge my colleagues to vote in support of this measure.”

The motion was put by the Chair and carried, the joint report of the Committees was adopted and S.C.R. No. 58, entitled: “SENATE CONCURRENT RESOLUTION URGING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO DESIGNATE A LEAD STAFF TO ADDRESS THE NEEDS OF INDIVIDUALS WITH DISABILITIES AND SPECIAL HEALTH NEEDS,” was adopted.

Stand. Com. Rep. No. 1351 (S.R. No. 12):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.R. No. 12, entitled: “SENATE RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS WITH THE PEDESTRIAN’S RIGHT OF WAY IN CROSSWALK LAW,” was adopted.

Stand. Com. Rep. No. 1352 (S.C.R. No. 30):

On motion by Senator Ige, seconded by Senator Whalen and carried, the joint report of the Committees was adopted and S.C.R. No. 30, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE DEPARTMENT OF TRANSPORTATION AND THE DEPARTMENT OF TRANSPORTATION SERVICES OF THE CITY AND COUNTY OF HONOLULU TO COOPERATE AND COORDINATE EFFORTS TO HARMONIZE PEDESTRIAN WALK SIGNAL LIGHTS WITH THE PEDESTRIAN’S RIGHT OF WAY IN CROSSWALK LAW,” was adopted.

#### RE-REFERRAL OF HOUSE BILLS

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

House Bill	Referred to:
No. 1379, H.D. 1	Committee on Ways and Means
No. 1818, H.D. 2	Committee on Judiciary and Labor

**RE-REFERRAL OF A  
SENATE CONCURRENT RESOLUTION**

The Chair re-referred the following Senate concurrent resolution that was offered:

Senate  
Concurrent  
Resolution                      Referred to:

No. 154                      Jointly to the Committee on Intergovernmental and Military Affairs and the Committee on Transportation and International Affairs

Senator Kokubun rose on a point of personal privilege and said:

“Madam President, I rise on a point of personal privilege.

“I wanted to acknowledge the freshman, but intimidating, Senator from the Windward side who has done a great job in putting together our Foodbank effort this year. Senator Tokuda has encouraged all of us to participate as best we can. Today, through her initiation and guidance, we actually were able to pull together the farmers as well as doing a farmers’ market as a benefit for the Foodbank. So I appreciate her initiative in moving us in that direction.

“She is such an intimidator. My understanding is that she has challenged the House to a number of competitions with respect to the Foodbank. They have declined them all. (Laughter.) So, I think that speaks very highly of her. She will continue her efforts in that regard and heaven help us with all the other efforts that she’s going to put here before all of our colleagues.

“Really, on behalf of all of us, Senator Tokuda, thank you very much for your efforts.”

**ADJOURNMENT**

At 12:10 o’clock p.m., on motion by Senator Ige, seconded by Senator Whalen and carried, the Senate adjourned until 11:30 o’clock a.m., Friday, March 30, 2007.