

## SECOND DAY

**Thursday, January 17, 2008**

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2008, convened at 12:05 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Kahu Curt P. Kekuna of Kawaiaha'o Church, after which the Roll was called showing all members present with the exception of Representatives Pine and Souki, who were excused.

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

**GOVERNOR'S MESSAGES**

The following messages from the Governor (Gov. Msg. Nos. 1 through 211) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1, dated August 20, 2007, transmitting the Pay Equity Task Force Report.

Gov. Msg. No. 2, dated September 12, 2007, transmitting the Department of Land and Natural Resources' report Authorizing The Grant Of A Term, Non-Exclusive Easement Covering Portion Of Submerged Lands At Lahaina, Maui, For Dive Site For Commercial Submarine Tours.

Gov. Msg. No. 3, dated August 24, 2007, transmitting the Department of Land and Natural Resources' report Position(s) Not Authorized By The Legislature – Kaho'olawe Island Reserve Commission.

Gov. Msg. No. 4, dated October 29, 2007, transmitting the Report on the Operations of Qualified High Technology Businesses From 2002 Through 2006.

Gov. Msg. No. 5, dated November 1, 2007, transmitting the Department of Labor and Industrial Relations' (DLIR) Report on the following Non-General Fund Information: Employment and Training Fund; Premium Supplementation Fund; Special Compensation Fund; Special Fund for Temporary Disability Benefits; Unemployment Insurance Trust Fund; Special Unemployment Insurance Administration Fund.

Gov. Msg. No. 6, dated November 5, 2007, transmitting the Report Pursuant to Section 20, Act 78, Session Laws of Hawaii 2006.

Gov. Msg. No. 7, dated November 5, 2007, transmitting the Report Pursuant to Section 20, Act 78, Session Laws of Hawaii 2006.

Gov. Msg. No. 8, dated November 8, 2007, transmitting the Report Pursuant to Senate Concurrent Resolution No. 202, Requesting the Department of Health to Review the State's Vaccination Requirements and Determine Whether Vaccination for Pneumococcal Disease for Children Entering Child Care Should be Added to the Current List of Required Vaccinations.

Gov. Msg. No. 9, dated November 8, 2007, transmitting the Report Pursuant to Section 321-291 Hawaii Revised Statutes, Requiring the Department of Health to Give an Annual Financial Report for the Newborn Metabolic Screening Special Fund.

Gov. Msg. No. 10, dated November 15, 2007, transmitting the Office of Youth Services and Hawaii Youth Correctional Facility Annual Report for Fiscal Year 2006.

Gov. Msg. No. 11, dated November 13, 2007, transmitting the Report Pursuant to Section 321-22.5 (g) Hawaii Revised Statutes,

Requiring the Department of Health to Submit an Annual Report on the Receipt and Expenditures from the Trauma System Special Fund.

Gov. Msg. No. 12, dated November 14, 2007, transmitting the Report Pursuant to Section 321-63 Hawaii Revised Statutes, Requiring the Department of Health to Submit an Annual Report on Dental Health Activities, Expenditures and Recommendations.

Gov. Msg. No. 13, dated November 16, 2007, transmitting the Department of Land and Natural Resources' report on Identification Of Rivers And Streams Worthy Of Protection.

Gov. Msg. No. 14, dated November 14, 2007, transmitting the Report Pursuant to Section 321-1.4, Hawaii Revised Statutes, Requesting the Department of Health to Submit an Annual Report that Outlines the Status of the Office of Health Care Assurance Special Fund, Including the Amount of Monies Deposited into and Expended from the Fund, and Sources of Receipts and Uses of Expenditures.

Gov. Msg. No. 15, dated November 16, 2007, transmitting the Department of Land and Natural Resources' report Status Of The Kaho'olawe Rehabilitation Trust Fund.

Gov. Msg. No. 16, dated November 19, 2007, transmitting the Report Pursuant to Section 31 of Act 213, SLH 2007, Requiring the Department of Health to Increase the Annual Pensions for the Residents of Kalaupapa Settlement.

Gov. Msg. No. 17, dated November 16, 2007, transmitting the Department of Land and Natural Resources' report Relating To Public Land Liability.

Gov. Msg. No. 18, dated November 16, 2007, transmitting the Department of Land and Natural Resources' report Status Of The Program For Environmentally-Themed Products To Support The Environment.

Gov. Msg. No. 19, dated November 14, 2007, transmitting the Report Pursuant to Section 348F-4, Hawaii Revised Statutes, Disability and Communication Access Board Annual Report, Fiscal Year 2006-2007.

Gov. Msg. No. 20, dated November 27, 2007, transmitting the Report Pursuant to Senate Concurrent Resolution 70, HD 1, SLH 2006, Requesting the Director of Health to Convene a Task Force to Determine a Means for a Child to be Screened Prior to the Start of the Child's Education, at the Child's First Entry into Preschool and Elementary School, to Provide for Diagnosis, Referral, Correction or Treatment, and to Integrate the Efforts of Community and State Organizations Related to Screening Under this Hawaii Childhood Screening Initiative.

Gov. Msg. No. 21, dated November 28, 2007, transmitting the Department of Transportation Report as required by Act 213, Section 127, Session Laws of Hawaii 2007.

Gov. Msg. No. 22, dated November 28, 2007, transmitting the Department of Transportation Interim Report on Act 10, Special Session of 2007.

Gov. Msg. No. 23, dated November 14, 2007, transmitting the Department of Labor and Industrial Relations' (DLIR) Employment and Training Fund report for fiscal year ending June 30, 2007.

Gov. Msg. No. 24, dated November 30, 2007, transmitting the Department of Labor and Industrial Relations' (DLIR) Hoisting Machine Operator's Advisory Board's report for fiscal year ending June 30, 2007.

Gov. Msg. No. 25, dated November 13, 2007, transmitting the Department of Labor and Industrial Relations' (DLIR) Occupational Safety and Health Report of Contested Cases for fiscal year ending June 30, 2007.

Gov. Msg. No. 26, dated November 30, 2007, transmitting the Department of Land and Natural Resources' report on Administratively Established Accounts And Funds Of The Department Of Land And Natural Resources.

Gov. Msg. No. 27, dated November 28, 2007, transmitting the Pesticide Use Revolving Fund Annual Report for fiscal year ending June 30, 2007.

Gov. Msg. No. 28, dated November 30, 2007, transmitting the Department of Land and Natural Resources' report on Implementation Of Chapter 190D, Hawaii Revised Statutes, Ocean And Submerged Lands Leasing.

Gov. Msg. No. 29, dated November 30, 2007, transmitting the Department of Land and Natural Resources' report on Revenues Generated From General Administrative Penalties Imposed Under Chapter 183, Hawaii Revised Statutes.

Gov. Msg. No. 30, dated November 30, 2007, transmitting the Department of Land and Natural Resources' report on Geothermal Royalties Dispositions And Status Of Geothermal And Cable System Development.

Gov. Msg. No. 31, dated November 30, 2007, transmitting the Department of Land and Natural Resources' report on The Dam and Reservoir Safety Program For Fiscal Year 2007.

Gov. Msg. No. 32, dated November 30, 2007, transmitting the Department of Land and Natural Resources' report Requesting The Department Of Land And Natural Resources To Report To The Legislature On Certain Aquatic Surf Resources In The State Including The Cost Of Funding A Study On The Feasibility Of Constructing Artificial Reefs.

Gov. Msg. No. 33, dated December 3, 2007, transmitting the Department of Taxation's report on efforts to improve revenue forecasting accuracy for the Council on Revenues.

Gov. Msg. No. 34, dated December 3, 2007, transmitting the Department of Taxation's Annual Report as required of Act 213, Session Laws of Hawaii (SLH) 2007, Section 119.

Gov. Msg. No. 35, dated December 11, 2007, transmitting the Department of Transportation consolidated Report on Sections 18, 21, and 26 of Act 213, Session Laws of Hawaii 2007.

Gov. Msg. No. 36, dated December 11, 2007, transmitting the Department of Transportation Report on Section 22 of Act 213, Session Laws of Hawaii 2007.

Gov. Msg. No. 37, dated December 11, 2007, transmitting the Department of Transportation Report on Section 19 of Act 213, Session Laws of Hawaii 2007.

Gov. Msg. No. 38, dated December 3, 2007, transmitting the Department of Transportation Report as required by Act 213, Section 128, Session Laws of Hawaii 2007.

Gov. Msg. No. 39, dated December 10, 2007, transmitting the Report Pursuant to Section 51 of Act 213 Session Laws of Hawaii 2007, Requiring a Report by the Department of Health on Purchasing Equipment for the State Laboratory.

Gov. Msg. No. 40, dated December 11, 2007, transmitting the Department of the Attorney General's Report on Receipts and Expenditures of the Antitrust Trust Fund for Fiscal Year 2006-2007.

Gov. Msg. No. 41, dated December 7, 2007, transmitting the Report on Establishment of the Hawaii Health Systems Corporation Board of Directors.

Gov. Msg. No. 42, dated December 12, 2007, transmitting the Department of Labor and Industrial Relations' (DLIR) Hawai'i Civil Rights Commission report for fiscal year ending June 30, 2007.

Gov. Msg. No. 43, dated December 13, 2007, transmitting the Department of Transportation Report on Act 100, Session Laws of Hawaii 1999.

Gov. Msg. No. 44, dated December 17, 2007, transmitting the Department of Accounting and General Services' Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for fiscal year ending June 30, 2007.

Gov. Msg. No. 45, dated December 14, 2007, transmitting the Annual Report on Goals and Objectives, as required by Act 100, SLH 1999.

Gov. Msg. No. 46, dated December 14, 2007, informing that the Department of Human Resources Development reports that there was no selection of Separation Incentives by any employee as there was no Reduction-in-Force (RIF) in the Executive Branch for the 2007 calendar year.

Gov. Msg. No. 47, dated December 14, 2007, transmitting the Report on Parental Preferences in Government Contracts, Programs, and Services.

Gov. Msg. No. 48, dated December 14, 2007, transmitting the 2008 Exempt Study Report.

Gov. Msg. No. 49, dated December 14, 2007, transmitting the Department of Accounting and General Services' Annual Report of the Stadium Authority – Stadium Special Fund for fiscal year ended June 30, 2007.

Gov. Msg. No. 50, dated December 14, 2007, transmitting the Department of Taxation's Annual Report 2006-2007 as required by section 231-3(8) Hawaii Revised Statutes (HRS).

Gov. Msg. No. 51, dated December 17, 2007, transmitting the compact disc of the Executive Supplemental Budget for the Period 2007-2009, compact disc of the Variance Report for FYs 2007-08, and Budget in Brief for FY 2009.

Gov. Msg. No. 52, dated December 17, 2007, transmitting the Department of Taxation's Electronic Funds Transfer Report.

Gov. Msg. No. 53, dated December 17, 2007, transmitting the Department of Taxation's Annual Report as required by Act 213, SLH 2007, Section 121.

Gov. Msg. No. 54, dated December 17, 2007, transmitting the Department of Taxation's Goals and Objectives Report.

Gov. Msg. No. 55, dated December 17, 2007, transmitting the Report on Establishment of the Hawaii Health Systems Corporation, Kauai Regional Board of Directors.

Gov. Msg. No. 56, dated December 18, 2007, transmitting the Department of the Attorney General's Annual Report of the Tobacco Enforcement Unit for Fiscal Year 2006-2007.

Gov. Msg. No. 57, dated December 18, 2007, transmitting the Department of the Attorney General's Report on Litigation Deposits Trust Fund Transactions and Collections Made on Behalf of Other Departments and Agencies for Fiscal Year 2006-2007.

Gov. Msg. No. 58, dated December 18, 2007, transmitting the Department of the Attorney General's Report on the Number of Pen

Register Orders and Orders for Trap and Trace Devices Applied for by Law Enforcement Agencies of the State.

Gov. Msg. No. 59, dated December 18, 2007, transmitting the Department of the Attorney General's Annual Report of Proceedings Under the Hawaii Omnibus Criminal Forfeiture Act for Fiscal Year 2006-2007.

Gov. Msg. No. 60, dated December 18, 2007, transmitting the Department of the Attorney General's Study of the Impact of Cigarette Fire Safety Standards Established in Other States.

Gov. Msg. No. 61, dated December 18, 2007, transmitting the Department of the Attorney General's Report on the Case-Based Strategy Pilot Project of the Child Support Enforcement Agency.

Gov. Msg. No. 62, dated December 18, 2007, transmitting the Report Pursuant to Section 321-234 (d) Hawaii Revised Statutes, Requiring the Department of Health to Submit an Annual Report on the Receipt and Expenditures from the Emergency Medical Services Special Fund.

Gov. Msg. No. 63, dated December 18, 2007, transmitting the Report Pursuant to Part III, Section 32, 33, 34, 36, 37 of Act 213, Session Laws of Hawaii 2007, Requiring the Department of Health to Submit a Report that Breaks Down Emergency Ambulance Services by Contracts, Cost Categories, and Expenditure Amounts; and Report Expenditures for an Emergency Medical Technician Training Stipend Program.

Gov. Msg. No. 64, dated December 18, 2007, transmitting the Report Pursuant to Section 326-25.5, Hawaii Revised Statutes, Requiring the Department of Health to Submit an Annual Report to the Legislature on Initiatives and Improvements in Kalaupapa Settlement and to Track Patient and Non-Patient Costs Separately, Whenever Appropriate and Possible.

Gov. Msg. No. 65, dated December 12, 2007, transmitting the Hawaii Brownfields Cleanup Revolving Loan Fund Annual Report.

Gov. Msg. No. 66, dated December 18, 2007, transmitting the Report Pursuant to Act 040, Session Laws of 2007 Entitled, "A Bill for an Act Relating to Developmental Disabilities" Requiring the State Council on Developmental Disabilities to Submit a Progress Report on the Number of Individuals with Developmental Disabilities or Mental Retardation Who Choose to Live Independently as Provided by Act 303, Session Laws of Hawaii 2006 and the Financial Impact Act 303 Has Had on the State.

Gov. Msg. No. 67, dated December 18, 2007, transmitting the Report Pursuant to Act 213, Session Laws of Hawaii 2007 Entitled, "A Bill for an Act Relating to the State Budget" Requiring the State Council on Development Disabilities to Submit an Expenditure and Progress Report of Its Activities to Support a Statewide Self-Avocacy Network.

Gov. Msg. No. 68, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report on the Recommendations Of The Task Force On Beach And Water Safety.

Gov. Msg. No. 69, dated December 19, 2007, transmitting the Public Utilities Commission's Report Pursuant to Senate Concurrent Resolution No. 3, S.D. 1 (2007 Regular Session), Requesting the Public Utilities to study the rate structures or private entities that furnish water used for agricultural purposes.

Gov. Msg. No. 70, dated December 19, 2007, transmitting the 2006 Annual Report – Special Purpose Revenue Bonds Authorized Under Act 262, Session Laws of Hawaii 1998.

Gov. Msg. No. 71, dated December 19, 2007, transmitting the Public Utilities Commission's Petroleum Industry Monitoring, Analysis and Reporting Program Summary Report for 2007.

Gov. Msg. No. 72, dated December 19, 2007, transmitting the Report on Administratively Established Appropriations as required by Act 178, Session Laws of Hawaii 2002.

Gov. Msg. No. 73, dated December 19, 2007, transmitting the Annual Report as required by Act 100, Session Laws of Hawaii 1999.

Gov. Msg. No. 74, dated December 20, 2007, transmitting the Department of Education's School Impact Fees report.

Gov. Msg. No. 75, dated December 20, 2007, transmitting the Department of Education's Superintendent's Fund report.

Gov. Msg. No. 76, dated December 20, 2007, transmitting the Department of Education's Relating to the State Budget eCSSS report.

Gov. Msg. No. 77, dated December 20, 2007, transmitting the Department of Education's Relating to the State Budget eSIS report.

Gov. Msg. No. 78, dated December 20, 2007, transmitting the Department of Education's Relating to the State Budget Mentor and Para-Educator Programs report.

Gov. Msg. No. 79, dated December 20, 2007, transmitting the Department of Education's Relating to the State Budget School Food Services report.

Gov. Msg. No. 80, dated December 20, 2007, transmitting the Department of Education's Relating to the State Budget Student Transportation Services report.

Gov. Msg. No. 81, dated December 20, 2007, transmitting the Department of Education's Relating to the State Budget Current and Projected Usage and Costs of Electricity, Sewer, and Water Services report.

Gov. Msg. No. 82, dated December 20, 2007, transmitting the Department of Education's Relating to the State Budget Various Energy Efficiency Projects and Change in Energy Usage report.

Gov. Msg. No. 83, dated December 20, 2007, transmitting the Department of Education's Relating to Educational Assistants report.

Gov. Msg. No. 84, dated December 20, 2007, transmitting the Department of Education's Agriculture Education report.

Gov. Msg. No. 85, dated December 20, 2007, transmitting the Department of Education's Integrating Peace Education Into the School Curriculum report.

Gov. Msg. No. 86, dated December 20, 2007, transmitting the Department of Education's Extent to Which Supplemental Academic Activities are Included in the A Plus After-School Program report.

Gov. Msg. No. 87, dated December 20, 2007, transmitting the Department of Education's Special Needs of Preschool Age Children with Developmental Disabilities report.

Gov. Msg. No. 88, dated December 20, 2007, transmitting the Department of Education's Providing More Opportunities for Potentially High Achieving Students report.

Gov. Msg. No. 89, dated December 20, 2007, transmitting the Department of Education's Relating to Energy report.

Gov. Msg. No. 90, dated December 20, 2007, transmitting the Department of Education's Mandatory Expulsion Policy For Possession Of A Firearm School Year 2006-07 report.

Gov. Msg. No. 91, dated December 20, 2007, transmitting the Department of Education's Educational Assessment And Accountability Annual Reports.

Gov. Msg. No. 92, dated December 20, 2007, transmitting the Department of Education's Annual Report on the Teacher Education Coordinating Council.

Gov. Msg. No. 93, dated December 20, 2007, transmitting the Department of Education's Federal And Trust Funds report.

Gov. Msg. No. 94, dated December 20, 2007, transmitting the Department of Education's Federal Grants Search, Development, And Application Revolving Fund report.

Gov. Msg. No. 95, dated December 20, 2007, transmitting the Department of Education's Carryover Of Funds report.

Gov. Msg. No. 96, dated December 20, 2007, transmitting the Department of Education's Transfers Of Appropriated Funds And Positions report.

Gov. Msg. No. 97, dated December 20, 2007, transmitting the Department of Education's School-Level Minor R & M Accounts report.

Gov. Msg. No. 98, dated December 20, 2007, transmitting the Department of Education's Relating to Energy report.

Gov. Msg. No. 99, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Relating To Activities By All Conservation And Resources Enforcement Officers That Denote General Locations, Dates, And Outcomes And The Improvements Made Due To Increased Funding For Equipment Upgrades And Clerical Staff.

Gov. Msg. No. 100, dated December 21, 2007, transmitting the Department of Land and Natural Resources' Status On The Environmental Baseline Study Of The Waianae Ocean Area.

Gov. Msg. No. 101, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Requiring All Departments And Agencies To Identify Their Goals, Objectives, And Policies, To Provide A Basis For Determining Priorities And Allocating Limited Public Funds And Human Resources.

Gov. Msg. No. 102, dated December 21, 2007, transmitting the Report Pursuant to Part III, Section 35 of the General Appropriation Act of 2007, (Act 213), Session Laws of Hawaii 2007, Requiring the Department of Health to Establish and Implement a Suicide Early Intervention and Prevention Program and Prepare and Submit a Detailed Report to the Legislature to Include Expenditures and All Activities Performed.

Gov. Msg. No. 103, dated December 18, 2007, transmitting the Report Pursuant to Section 321-1.5(6), Hawaii Revised Statutes, Primary Care Incentive Program.

Gov. Msg. No. 104, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Authorizing the Issuance Of A Term, Non-Exclusive Surface Easement At Kahaluu, North Kona, Hawaii.

Gov. Msg. No. 105, dated December 21, 2007, transmitting the Department of Transportation's Report on Section 25 of Act 213, Session Laws of Hawaii 2007.

Gov. Msg. No. 106, dated December 21, 2007, transmitting the Department of Transportation's Report on Section 24 of Act 213, Session Laws of Hawaii 2007.

Gov. Msg. No. 107, dated December 18, 2007, transmitting the Department of Transportation's Report on Section 130 of Act 213, Session Laws of Hawaii 2007.

Gov. Msg. No. 108, dated December 18, 2007, transmitting the Report Pursuant to Act 289, Hawaii State Legislature, 2007, Relating to Children.

Gov. Msg. No. 109, dated December 21, 2007, transmitting the Report Pursuant to Section 321-1.3, Hawaii Revised Statutes, Requiring the Department of Health to Submit an Annual Report for the Domestic Violence and Sexual Assault Special Fund.

Gov. Msg. No. 110, dated December 21, 2007, transmitting the Report Pursuant to Act 213, General Appropriations Act 2007, Section 41, Regarding a Report on Purchase of Family Planning Services for Women's Health for FY 2008.

Gov. Msg. No. 111, dated December 21, 2007, transmitting the Report Pursuant to Section 342G-15, Hawaii Revised Statutes, Requiring the Office of Solid Waste Management to give an Annual Report on Solid Waste Management.

Gov. Msg. No. 112, dated December 18, 2007, transmitting the Report Pursuant to Section 342D-82, Hawaii Revised Statutes, Relating to the State Water Pollution Control Revolving Fund of the Department of Health.

Gov. Msg. No. 113, dated December 18, 2007, transmitting the Report Pursuant to Section 340B-12 Hawaii Revised Statutes, Requiring The Department of Health to Provide an Annual Report of the Activities of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities.

Gov. Msg. No. 114, dated December 18, 2007, transmitting Report Pursuant to Section 340E-33, Hawaii Revised Statutes, Relating to the Drinking Water Treatment Revolving Loan Fund of the Department of Health.

Gov. Msg. No. 115, dated December 18, 2007, transmitting the Report Related to House Concurrent Resolution H.C.R. No. 162 Requesting Certain Action Concerning the Conducting of a Test to Convert H-Power Ash to Reusable Material.

Gov. Msg. No. 116, dated December 18, 2007, transmitting the Report Pursuant to Chapter 321-27.5, Hawaii Revised Statutes, Requiring the Department of Health to Submit an Annual Audit Report of the Sanitation Branch.

Gov. Msg. No. 117, dated December 18, 2007, transmitting the Report Pursuant to Section 3, Act 170, 2006, Session Laws Directing the Department of Health to Evaluate the Requirements for a Statewide Process to Decontaminate Illegal Methamphetamine Manufacturing Sites.

Gov. Msg. No. 118, dated December 18, 2007, transmitting the Report Pursuant to Chapter 321-27, Hawaii Revised Statutes, Requesting the Department of Health to Submit a Report on the Status of the Environmental Health Education Fund.

Gov. Msg. No. 119, dated December 21, 2007, transmitting the Report Pursuant to Act 213 (2007), Section 38, A Bill Relating to the State Budget Requiring the Department of Health to Prepare a Report on the Implementation of Medicaid Home & Community-Based Services.

Gov. Msg. No. 120, dated December 21, 2007, transmitting the Report Pursuant to Section 16, Act 176, Twenty-First Legislature 2002, Section 2, Act 228, Twenty-Third Legislature 2005, and Section 2, Act 231, Twenty-Fourth Legislature 2006 (Amending Section 6, Session Laws of Hawaii 2005) Requiring the Department of Health to give a Report on the Activities of the Deposit Beverage Container Program.

Gov. Msg. No. 121, dated December 20, 2007, transmitting the Department of Education's Incentive And Innovation Grant Trust Fund report.

Gov. Msg. No. 122, dated December 19, 2007, transmitting the Department of Budget and Finance's report on goals and action plans.

Gov. Msg. No. 123, dated December 26, 2007, transmitting the Restructuring Status Report of the Public Utilities Commission for Fiscal Year 2006-07.

Gov. Msg. No. 124, dated December 19, 2007, transmitting the Public Utilities Commission's Special Fund Report for fiscal year ending June 30, 2007.

Gov. Msg. No. 125, dated December 19, 2007, transmitting the Public Utilities Commission's Annual Report for fiscal year ending June 30, 2007.

Gov. Msg. No. 126, dated December 18, 2007, transmitting the Report Pursuant to Act 213 (H.B. No. 500, H.D.1, S.D.1, C.D.1), Part 3, Section 64, Requesting the Executive Office on Aging to Coordinate Family Caregiver Support Services.

Gov. Msg. No. 127, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report on the Hawaii Statewide Trail And Access System "Na Ala Hele."

Gov. Msg. No. 128, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Requesting The Department Of Land And Natural Resources To Conduct An Analysis Of Incentives To Promote Landowner Protection Of Important Mauka Lands.

Gov. Msg. No. 129, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report on the Status Of The Issuance Of Incidental Take Licenses For Endangered, Threatened, Proposed, And Candidate Species; And The Condition Of the Endangered Species Trust Fund For The Period July 1, 2006 – June 30, 2007.

Gov. Msg. No. 130, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Relating To The Wildlife Revolving Fund Fiscal Year 2006-2007.

Gov. Msg. No. 131, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Relating To The Natural Area Reserves System, Natural Area Partnership Program, And The Financial Condition Of The Natural Area Reserve Fund.

Gov. Msg. No. 132, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Relating To The Forest Stewardship Program.

Gov. Msg. No. 133, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Relating To The Land Conservation Fund And The Legacy Land Conservation Program.

Gov. Msg. No. 134, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report on the Operations Of The Filing Office For Financing Statements Under The Uniform Commercial Code, Secured Transactions (Revised Article 9).

Gov. Msg. No. 135, dated December 21, 2007, transmitting the Department of Land Natural Resources' report on Disaster Relief Expenditures Resulting From The October 15, 2006 Kiholo Bay Earthquake.

Gov. Msg. No. 136, dated December 26, 2007, transmitting the Hawaii Real Estate Commission's Annual Report for fiscal year ending June 30, 2007.

Gov. Msg. No. 137, dated December 26, 2007, transmitting the Medical Claims Conciliation Panel Annual Report.

Gov. Msg. No. 138, dated December 20, 2007, transmitting the Report pursuant to Senate Concurrent Resolution 164, Regular Session 2007.

Gov. Msg. No. 139, dated December 26, 2007, transmitting the Department of Commerce and Consumer Affairs' Annual Compliance Resolution Fund Report for fiscal year ending June 30, 2007.

Gov. Msg. No. 140, dated December 26, 2007, transmitting the Institutional Network ("INET") Report, pursuant to HB 500, H.D. 1, S.D. 1, C.D. 1.

Gov. Msg. No. 141, dated December 26, 2007, transmitting the Condominium Management Dispute Resolution Process Pilot Program Report.

Gov. Msg. No. 142, dated December 26, 2007, transmitting the Report on How the Department of Commerce and Consumer Affairs' Expenditures will be Aligned with its Special Fund Revenue Collections.

Gov. Msg. No. 143, dated December 26, 2007, transmitting the Report of the Division of Consumer Advocacy, Department of Commerce and Consumer Affairs, Relating to the Emergency Appropriation to Investigate the Major Power Outages that Occurred on October 15, 2006, on the Islands of Oahu, Maui and Hawaii.

Gov. Msg. No. 144, dated December 26, 2007, transmitting the Lost [sic] Mitigation Grant Program Report, pursuant to Section 431:22-102(c), Hawaii Revised Statutes.

Gov. Msg. No. 145, dated December 26, 2007, transmitting the External Review Report, pursuant to Section 432E-13, Hawaii Revised Statutes.

Gov. Msg. No. 146, dated December 27, 2007, transmitting the Office of Information Practices' Annual Report for fiscal year ending June 30, 2007.

Gov. Msg. No. 147, dated December 26, 2007, transmitting the Department of Taxation's Report providing draft legislation to recodify the Capital Goods Excise Tax Credit.

Gov. Msg. No. 148, dated December 27, 2007, transmitting the Report on Establishment of the Hawaii Health Systems Corporation, Maui Regional Board of Directors, pursuant to Act 290, SLH 2007.

Gov. Msg. No. 149, dated December 27, 2007, transmitting the Department of Education's Relating to Education Online Learning Task Force report.

Gov. Msg. No. 150, dated December 27, 2007, transmitting the Department of the Attorney General's Interim Report of the Compacts of Free Association Task Force.

Gov. Msg. No. 151, dated December 27, 2007, transmitting the Department of Education's Relating to the State Budget General Fund Appropriation of \$5,000,000 for Restructuring Schools Under No Child Left Behind report.

Gov. Msg. No. 152, dated December 27, 2007, transmitting the Department of Education's Comprehensive Accountability System report.

Gov. Msg. No. 153, dated December 27, 2007, transmitting the Department of Education's report Air Cooling Needs of Each School Complex and Use of Alternative Air Cooling Methods.

Gov. Msg. No. 154, dated December 27, 2007, transmitting the Department of Education's School-by-School Expenditure Report.

Gov. Msg. No. 155, dated December 20, 2007, transmitting the Department of Education's Early Childhood Education report.

Gov. Msg. No. 156, dated December 31, 2007, transmitting the Report from the Department of Transportation and the Department of Health on Act 72, Section 12, Session Laws of Hawaii 2005.

Gov. Msg. No. 157, dated December 21, 2007, transmitting the Report from the Department of Transportation on House Concurrent Resolution No. 28, Session Laws of Hawaii 2007.

Gov. Msg. No. 158, dated December 21, 2007, transmitting the Report Pursuant to ACT 213, Section 48, Session Laws of Hawaii 2007, Requiring the Department of Health to Submit a Report on the Adult Mental Health Division's Purchase of Service Contracts.

Gov. Msg. No. 159, dated December 27, 2007, transmitting the Annual Report on Homeless Programs pursuant to Section 2 of Act 100, SLH 2006.

Gov. Msg. No. 160, dated December 26, 2007, transmitting the Energy Feedstock Program Report as required by Act 159, Session Laws of Hawaii 2007.

Gov. Msg. No. 161, dated December 27, 2007, transmitting the Report on the Narcotics Enforcement Division as required by Section 329-11, Hawaii Revised Statutes.

Gov. Msg. No. 162, dated December 21, 2007, transmitting the Report Pursuant to Chapter 321H-4, Hawaii Revised Statutes Requiring the Department of Health to Provide an Annual Report on the Activities Under the Neurotrauma Special Fund.

Gov. Msg. No. 163, dated December 21, 2007, transmitting the Report Pursuant to Act 213 (2007), Section 39, A Bill Relating to the State Budget Requiring the Department of Health to Prepare a Report on the Subsidizing of Residents Living in Apartments and Developmental Disabilities Domiciliary Homes for Individuals.

Gov. Msg. No. 164, dated December 21, 2007, transmitting the Report Pursuant to Chapter 333F, Section 6, Hawaii Revised Statutes, Regarding Services for Persons with Developmental Disabilities or Mental Retardation, Directing the Department of Health to Keep Waiting Lists of All Individuals Who are Eligible for Services and Supports, But for Whom Services and Supports have not been Provided, and the Reasons for the Lack of Services and Supports.

Gov. Msg. No. 165, dated December 27, 2007, transmitting the Department of the Attorney General's 2007 Annual Report Recommendations for Denial of Claims for Legislative Relief.

Gov. Msg. No. 166, dated December 27, 2007, transmitting the Annual Report on Strategic Plan, Timetable and Performance Measures.

Gov. Msg. No. 167, dated December 27, 2007, transmitting the Expenditure Report for Federal Reimbursement Maximization Special Funds.

Gov. Msg. No. 168, dated December 27, 2007, transmitting the Report on Inmates and Out-of-State Correctional Facilities Costs.

Gov. Msg. No. 169, dated December 26, 2007, transmitting the Department of Labor and Industrial Relations' (DLIR) Annual Report of the Office of Language Access for fiscal year ending June 30, 2007.

Gov. Msg. No. 170, dated December 26, 2007, transmitting the Insurance Commissioner's Annual Report in compliance with Section 431:2-211, Hawaii Revised Statutes.

Gov. Msg. No. 171, dated December 28, 2007, transmitting the Report of the Temporary Hawaii Inter-Island Ferry Oversight Task Force.

Gov. Msg. No. 172, dated December 7, 2007, transmitting the 2005-2006 Annual Report prepared by the Hawai'i State Foundation on Culture and the Arts, pursuant to Chapter 9-3, Hawai'i Revised Statutes.

Gov. Msg. No. 173, dated December 26, 2007, transmitting the Department of Labor and Industrial Relations' (DLIR) Annual Evaluation of the Hawai'i Unemployment Compensation Fund for fiscal year ending June 30, 2007.

Gov. Msg. No. 174, dated December 21, 2007, transmitting the Report Pursuant to Section 321-195, Hawaii Revised Statutes, Requiring a Report on Implementation of the State Plan for Substance Abuse; Section 329-3, Hawaii Revised Statutes, Requiring a Report by the Hawaii Advisory Commission on Drug Abuse and Controlled Substances; Section 10 of Act 161 Session Laws of Hawaii 2002, Requiring a Status Report on the Coordination of Offender Substance Abuse Treatment Programs; and Section 29 of Act 40 Session Laws of Hawaii 2004, Requiring a Progress Report on the Substance Abuse Treatment Monitoring Program.

Gov. Msg. No. 175, dated December 27, 2007, transmitting the Department of the Attorney General's 2008 Goals and Objectives.

Gov. Msg. No. 176, dated December 21, 2007, transmitting the Report Pursuant to Section 349-5(b)(2) Hawaii Revised Statutes, Requiring the Executive Office on Aging to Provide an Annual Evaluation Report on Elder Programs for the Governor and to the Legislature.

Gov. Msg. No. 177, dated December 21, 2007, transmitting the Report Pursuant to Section 334-10(E), Hawaii Revised Statutes, Requiring the State Council on Mental Health to Submit an Annual Report to the Governor and the Legislature on Implementation of the State Plan.

Gov. Msg. No. 178, dated December 27, 2007, transmitting the Report Pursuant to HB 500 Part III Section 49 Hawaii State Hospital, Security Enhancements.

Gov. Msg. No. 179, dated January 4, 2008, transmitting the Report Pursuant to Act 213, SLH 2007, Part III, Section 40 Which Requests the Early Intervention Services Program to Provide a Detailed Report Evaluating its Delivery of Services and Specifically Focusing All of the Early Intervention Purchase of Service and Fee-for-Service Contracts.

Gov. Msg. No. 180, dated January 4, 2008, transmitting the Report Pursuant to House Concurrent Resolution 261, House Draft 1, Regular Session 2006, Requesting the Department of Health, with the Assistance of the Department of Land and Natural Resources, and the Department of Facilities Maintenance of the City and County of Honolulu, to Report to the Legislature on the Relationship between Various Kailua Waterways, including the Kaelepulu Pond, and the Water Quality and Natural Resources of Kailua Beach and Kailua Bay.

Gov. Msg. No. 181, dated January 4, 2008, transmitting the Report Pursuant to Chapter 128D and 128E, Hawaii Revised Statutes Requiring the Department of Health to Report Environmental Response Law and Hawaii Emergency Planning and Community Right to Know Act Financial and Environmental Site Information.

Gov. Msg. No. 182, dated December 26, 2007, transmitting the Department of Accounting and General Services' Annual Report on Goals and Objectives for fiscal year ending June 30, 2007.

Gov. Msg. No. 183, dated January 4, 2008, transmitting the Department of Human Services' Report as required by Act 302, SLH 2007.

Gov. Msg. No. 184, dated January 4, 2008, transmitting the Department of Human Services' Report as required by Act 213, Part 7, Section 209, SLH 2007.

Gov. Msg. No. 185, dated January 4, 2008, transmitting the Department of Human Services' Report as required by Act 213, Part 7, Section 210, SLH 2007.

Gov. Msg. No. 186, dated December 26, 2007, transmitting the Hawaii Employer-Union Health Benefits Trust Fund's Annual Report for fiscal year ending June 30, 2007.

Gov. Msg. No. 187, dated January 7, 2008, transmitting the Department of Land and Natural Resources' report on the Accounting Of All Receipts From Lands Described In Section 5(f) Of The Admission Act For Fiscal Year 2006-2007.

Gov. Msg. No. 188, dated December 27, 2007, transmitting the 8th Annual Report Summary of the Small Business Regulatory Review Board, prepared by the Business & Community Assistance Branch of the Department of Business, Economic Development, and Tourism.

Gov. Msg. No. 189, dated January 7, 2008, transmitting the Department of Land and Natural Resources' report On Land Dispositions Made Of Public Lands For Calendar Year 2007.

Gov. Msg. No. 190, dated January 4, 2008, transmitting the Department of Accounting and General Services' Annual Report on the Wireless Enhanced 911 Board for the period July 1, 2006 through June 30, 2007.

Gov. Msg. No. 191, dated January 4, 2008, transmitting the Department of Accounting and General Services' Annual Report on the Building Code Council for the period July 1, 2007 through December 15, 2007.

Gov. Msg. No. 192, dated January 3, 2008, transmitting the Report pursuant to Act 278, SLH 2007, on the Feasibility Study of establishing a captive insurance company for Hawaii Health Systems Corporation.

Gov. Msg. No. 193, dated January 7, 2008, transmitting the Department of Land and Natural Resources' report on Budgetary And Other Issues Regarding Invasive Species.

Gov. Msg. No. 194, dated January 9, 2008, transmitting the Department of the Attorney General's Report on Any Shortage or Condition Affecting the Supply of Petroleum Products.

Gov. Msg. No. 195, dated January 11, 2008, transmitting the Department of the Attorney General's Report of the Hawaii Anti-Trafficking Task Force.

Gov. Msg. No. 196, dated January 9, 2008, transmitting the Office of Youth Services' Safehouse Report.

Gov. Msg. No. 197, dated December 28, 2006, [sic] transmitting the Distribution and Availability of Non-Ethanol Gasoline as required by Act 130, Session Laws of Hawaii 2007.

Gov. Msg. No. 198, dated December 28, 2007, transmitting the State Energy Resources Coordinator's 2007 Annual Report pursuant to Chapter 196-4(11), Hawaii Revised Statutes.

Gov. Msg. No. 199, dated January 7, 2008, transmitting the Department of Labor and Industrial Relations' (DLIR) 2008 Report on Workforce Development for fiscal year ending June 30, 2007.

Gov. Msg. No. 200, dated January 7, 2008, transmitting the Department of Land and Natural Resources' report Memorializing Japanese Internment Camps In Hawaii.

Gov. Msg. No. 201, dated January 9, 2008, transmitting the HB 500, Act 213 (2007), Section 102, Report on Inmate Re-entry Program.

Gov. Msg. No. 202, dated January 7, 2008, transmitting the Report on the Study, Control and Mitigation of the Bee Mite Infestation.

Gov. Msg. No. 203, dated January 10, 2008, transmitting the Department of Human Services' Report as required by Act 213, Part III, Sections 56 and 60, SLH 2007.

Gov. Msg. No. 204, dated January 10, 2008, transmitting the Department of Human Services' Report as required by Act 213, Part III, Section 16, SLH 2007.

Gov. Msg. No. 205, dated January 9, 2008, transmitting the HB 500, Act 213 (2007), Section 101 - Report on Inmate Apprenticeship Program, Section 103 – Inmate Transitional Work Furlough Substance Abuse Treatment Services and Section 104 – Inmate Transition and Job Development Program.

Gov. Msg. No. 206, dated January 4, 2008, transmitting the Department of Accounting and General Services' of the State Foundation of Culture and the Arts – Report on the Committee for the Museum of Hawaiian Music and Dance for the period July 1, 2007 through December 28, 2007.

Gov. Msg. No. 207, dated January 9, 2008, transmitting the Report on Gender Responsive Community Based Programs for Women.

Gov. Msg. No. 208, dated December 24, 2007, transmitting the Report on the Department of Public Safety Capital Improvement Program Appropriations.

Gov. Msg. No. 209, dated January 11, 2008, transmitting the Access Hawaii Committee and the Department of Accounting and General Services' Annual Report on the Operation of the Internet Portal for the period January 1, 2007, through December 21, 2007.

Gov. Msg. No. 210, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report on Activities Of The Kaneohe Bay Regional Council For The Year 2007.

Gov. Msg. No. 211, dated December 21, 2007, transmitting the Department of Land and Natural Resources' report Plan to Implement So Called "Pump-Don't Dump" Stations, Where Mobile Pump Trucks Pump Sewage From Vessels And Transport The Sewage To Land-Based Sewage Treatment Facilities.

#### DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 1 through 32) were received by the Clerk and were placed on file:

Dept. Com. No. 1, dated August 22, 2007, from James B. Nicholson, Chair, Hawaii Labor Relations Board, transmitting the 2006-2007 Annual Report.

Dept. Com. No. 2, dated September 7, 2007, from Dr. Pearl Imada Iboshi, Economics Research Administrator, Department of Business, Economic Development & Tourism, transmitting the 2007 Hawaii Data Disc.

Dept. Com. No. 3, dated June 2007, from the Research & Statistics Branch, Crime Prevention & Justice Assistance Division, Department of the Attorney General, transmitting the Crime & Justice in Hawaii: 2005 Household Survey Report.

Dept. Com. No. 4, dated October 2007, from the Office of the Auditor, transmitting the Review of Revolving Funds, Trust Funds, and Trust Accounts of the Departments of Human Resources Development, Labor and Industrial Relations, Public Safety, and Taxation.

Dept. Com. No. 5, dated November 5, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the University of Hawai'i's Continued Participation in the Western Interstate Commission of Higher Education.

Dept. Com. No. 6, dated September 5, 2007, from the University of Hawai'i System, transmitting the Annual Report on Energy Efficient Design Standards for the University of Hawai'i at Manoa.

Dept. Com. No. 7, dated November 21, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on Salaries Paid to Executive/Managerial and Faculty Employees.

Dept. Com. No. 8, dated November 26, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on Teacher Education Coordinating Committee.

Dept. Com. No. 9, from the Research and Statistics Office, Department of Labor and Industrial Relations, transmitting the Workers' Compensation Data Book 2006.

Dept. Com. No. 10, dated October 2007, from the Research and Statistics Office, Department of Labor and Industrial Relations, transmitting the report, 2006 Employment and Payrolls in Hawai'i: A Report on Covered Employment and Wages.

Dept. Com. No. 11, dated December 10, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report from the Medical Education Council on a Summary of the Expenditures of Program Moneys Authorized by the Council.

Dept. Com. No. 12, dated December 10, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the Community College Conference Center Revolving Fund.

Dept. Com. No. 13, dated December 10, 2007, from David McClain, President, University of Hawai'i System, transmitting the Report on Hawaii Excellence through Science and Technology Academy Pilot Program.

Dept. Com. No. 14, dated December 10, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the Screening, Brief Intervention, and Referral to Substance Abuse Treatment (SBIRT) Initiative for 2008.

Dept. Com. No. 15, dated December 10, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the Hawai'i AIDS Research Program for 2008.

Dept. Com. No. 16, dated December 13, 2007, from David McClain, President, University of Hawai'i System, transmitting the Status Report on Making an Appropriation for Energy Efficient Transportation Strategies.

Dept. Com. No. 17, dated December 3, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the Operations of the Hawai'i Research Center for Futures Studies.

Dept. Com. No. 18, dated December 3, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the Hawai'i Natural Energy Institute.

Dept. Com. No. 19, dated December 3, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the Nursing Scholars Program.

Dept. Com. No. 20, dated December 3, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on the Hawai'i Institute for Educational Partnerships.

Dept. Com. No. 21, dated December 26, 2007, from Marion M. Higa, Auditor, Office of the Auditor, transmitting the Financial Audit of the Department of Human Resources Development.

Dept. Com. No. 22, dated December 2007, from the Office of the Auditor, transmitting the Systemwide Financial Audit of the University of Hawai'i System: Phase II.

Dept. Com. No. 23, dated December 2007, from the Hawaii Employer-Union Health Benefits Trust Fund, transmitting their Annual Report for Fiscal Year 2006-2007.

Dept. Com. No. 24, dated December 27, 2007, from Marion M. Higa, Auditor, Office of the Auditor, transmitting the Hawai'i 2050 Sustainability Task Force Report.

Dept. Com. No. 25, dated March 27, 2007, from Marion M. Higa, Auditor, Office of the Auditor, transmitting the Hawai'i Identity Theft Task Force Report.

Dept. Com. No. 26, dated December 31, 2007, from Marion M. Higa, Auditor, Office of the Auditor, transmitting the Hawai'i Broadband Task Force Initial Report.

Dept. Com. No. 27, dated December 27, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on Research and Training Revolving Fund.

Dept. Com. No. 28, dated December 27, 2007, from David McClain, President, University of Hawai'i System, transmitting the Report on Community Colleges Enrollment Growth Funding.

Dept. Com. No. 29, dated December 27, 2007, from David McClain, President, University of Hawai'i System, transmitting the Annual Report on Revenues, Distributions, Expenditures and Cash Balance from the Research & Training Revolving Fund.

Dept. Com. No. 30, dated January 7, 2008, from Marion M. Higa, State Auditor, Office of the Auditor, transmitting the report, Sunrise Analysis: Destination Clubs.

Dept. Com. No. 31, dated December 2007, from the Office of the Ombudsman, transmitting the Report of the Ombudsman For the Period July 1, 2006 – June 30, 2007 Report No. 38.

Dept. Com. No. 32, dated January 10, 2008, from David McClain, President, University of Hawai'i System, transmitting The Research Corporation of the University of Hawai'i's Annual Report for the fiscal year ending June 30, 2007.

#### MISCELLANEOUS COMMUNICATION

The following miscellaneous communication (Misc. Com. No. 1) was received by the Clerk and was placed on file:

Misc. Com. No. 1, dated January 10, 2008, from Donald B. Young, Director, Hawai'i Educational Policy Center, transmitting their Interim Report in response to SCR 56 S.D. 1.



### INTRODUCTIONS

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

Representative Green introduced a member of his staff, Mr. Nicholas Green.

Representative M. Oshiro introduced Ms. Evie Tamashiro and Mr. Manny Kuloio.

### ORDER OF THE DAY

#### COMMITTEE ASSIGNMENTS

The following bills were referred to committee by the Speaker:

#### H.B.

#### Nos.

#### Referred to:

2182 Committee on Water, Land, Ocean Resources & Hawaiian Affairs, then to the Committee on Finance

2183 Committee on Energy & Environmental Protection, then to the Committee on Finance

2184 Committee on Human Services & Housing, then to the Committee on Economic Development & Business Concerns, then to the Committee on Finance

2185 Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance

2186 Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance

2187 Committee on Health, then to the Committee on Consumer Protection & Commerce

2188 Committee on Tourism & Culture, then to the Committee on Finance

2189 Jointly to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Tourism & Culture, then to the Committee on Finance

2190 Committee on Energy & Environmental Protection, then to the Committee on Education, then to the Committee on Finance

2191 Committee on Education, then to the Committee on Finance

2192 Committee on Education, then to the Committee on Finance

2193 Committee on Education, then to the Committee on Finance

2194 Committee on Human Services & Housing, then to the Committee on Finance

2195 Committee on Human Services & Housing, then to the Committee on Finance

2196 Jointly to the Committee on Health and the Committee on Human Services & Housing, then to the Committee on Legislative Management, then to the Committee on Finance

2197 Jointly to the Committee on Health and the Committee on Human Services & Housing, then to the Committee on Finance

2198 Committee on Human Services & Housing, then to the Committee on Judiciary, then to the Committee on Finance

2199 Jointly to the Committee on Health and the Committee on Human Services & Housing, then to the Committee on Finance

2200 Jointly to the Committee on Health and the Committee on Human Services & Housing, then to the Committee on Finance

2201 Jointly to the Committee on Health and the Committee on Human Services & Housing, then to the Committee on Public Safety & Military Affairs, then to the Committee on Finance

2202 Committee on Economic Development & Business Concerns, then to the Committee on Finance

2203 Committee on Human Services & Housing, then to the Committee on Economic Development & Business Concerns, then to the Committee on Finance

2204 Committee on Judiciary

2205 Committee on Labor & Public Employment, then to the Committee on Finance

2206 Committee on Labor & Public Employment, then to the Committee on Finance

2207 Committee on Public Safety & Military Affairs, then to the Committee on Finance

2208 Committee on Health, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2209 Committee on Human Services & Housing, then to the Committee on Finance

2210 Committee on Public Safety & Military Affairs, then to the Committee on Finance

2211 Committee on Energy & Environmental Protection, then to the Committee on Finance

2212 Committee on Public Safety & Military Affairs, then to the Committee on Judiciary

2213 Committee on Water, Land, Ocean Resources & Hawaiian Affairs, then to the Committee on Finance

2214 Committee on Water, Land, Ocean Resources & Hawaiian Affairs, then to the Committee on Judiciary

### HOUSE COMMUNICATION

Representative Caldwell, for the Interim Task Force on Standards of Conduct, established pursuant to H.R. No. 176, H.D. 1, 2007, presented a report (Spec. Task Force Rep. No. 1-08) recommending that Spec. Task Force Rep. No. 1-08 be adopted.

On motion by Representative Caldwell, seconded by Representative Finnegan and carried, Spec. Task Force Rep. No. 1-08 was adopted, with Representatives Pine and Souki being excused.

**INTRODUCTION OF BILLS**

On motion by Representative B. Oshiro, seconded by Representative Meyer and carried, the following bills (H.B. Nos. 2367 through 2395) passed First Reading by title and were referred to Printing: (Representative Souki was excused.)

**H. B.**  
**Nos.**

2367 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takumi, Berg and Takamine.

2368 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takumi, Berg and Takamine.

2369 "A BILL FOR AN ACT RELATING TO THE AFTER-SCHOOL PLUS PROGRAM REVOLVING FUND."

Introduced by: Representatives Takumi, Berg and Takamine.

2370 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Takumi.

2371 "A BILL FOR AN ACT RELATING TO DISASTER PREPAREDNESS."

Introduced by: Representative Takumi.

2372 "A BILL FOR AN ACT RELATING TO TIME SHARE PLANS."

Introduced by: Representatives Yamane, Hanohano, Chang, Tsuji and Yamashita.

2373 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOOKINI HEIAU."

Introduced by: Representatives Yamane, Caldwell, Herkes, and M. Oshiro.

2374 "A BILL FOR AN ACT RELATING TO THE STADIUM AUTHORITY."

Introduced by: Representative Yamane.

2375 "A BILL FOR AN ACT RELATING TO ALOHA STADIUM."

Introduced by: Representative Yamane.

2376 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."

Introduced by: Representatives Yamane, Evans, Tsuji and Yamashita.

2377 "A BILL FOR AN ACT RELATING TO STATE VEHICLE WEIGHT TAX."

Introduced by: Representatives Yamane, Evans, Tsuji and Yamashita.

2378 "A BILL FOR AN ACT RELATING TO COASTAL ZONE MANAGEMENT."

Introduced by: Representative Evans.

2379 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Shimabukuro.

2380 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."

Introduced by: Representative Shimabukuro.

2381 "A BILL FOR AN ACT RELATING TO THE HAIKU DISTRICT OF THE COUNTY OF MAUI."

Introduced by: Representatives Carroll, Chong, Hanohano, Herkes, Waters, Yamashita, Brower, Karamatsu and Shimabukuro.

2382 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR AMBULANCE SERVICE FOR THE HAIKU REGION OF MAUI."

Introduced by: Representatives Carroll, Brower, Chong, Hanohano, Herkes, Karamatsu, Shimabukuro, Waters, Yamashita and Ward.

2383 "A BILL FOR AN ACT RELATING TO CIRCUIT COURTS."

Introduced by: Representatives Carroll, Hanohano, Herkes, Shimabukuro, Waters, Brower, Chong and Karamatsu.

2384 "A BILL FOR AN ACT RELATING TO THE ISLAND OF KAHO'OLAWÉ."

Introduced by: Representatives Carroll, Brower, Chong, Hanohano, Herkes, Karamatsu, Shimabukuro, Waters, Ward and Yamashita.

2385 "A BILL FOR AN ACT RELATING TO JURIES."

Introduced by: Representatives Carroll, Hanohano, Herkes, Karamatsu, Shimabukuro and Ward.

2386 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Sonson, Ito, Karamatsu, Lee and Takamine.

2387 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Sonson, Belatti, Brower, Cabanilla, Ito, Karamatsu and Takamine.

2388 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Sonson, Belatti, Brower, Ito, Karamatsu and Takamine.

2389 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Sonson, Cabanilla, Belatti, Ito, Karamatsu and Takamine.

2390 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Sonson, Cabanilla, Mizuno, Belatti, Brower, Ito, Karamatsu, Lee, Takamine and Tsuji.

2391 "A BILL FOR AN ACT RELATING TO LEGAL SERVICE."

Introduced by: Representative Waters.

2392 "A BILL FOR AN ACT RELATING TO AMMUNITION."

Introduced by: Representative Waters.

2393 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Waters.

2394 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Waters, by request.

2395 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representative M. Oshiro.

#### INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 1 through 3) were announced by the Clerk and were disposed of as follows:

H.R. No. 1, entitled: "HOUSE RESOLUTION ELECTING THE VICE SPEAKER OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FOURTH LEGISLATURE," was jointly offered by Representatives Caldwell and Finnegan.

On motion by Representative Caldwell, seconded by Representative Finnegan and carried, H.R. No. 1 was adopted with Representatives Pine and Souki being excused.

At this time, the Chair called upon Representative Chong who rose to be recognized.

H.R. No. 2, entitled: "HOUSE RESOLUTION RELATING TO THE CAUCUS LEADERS AND THE COMMITTEE ASSIGNMENTS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FOURTH LEGISLATURE," was jointly offered by Representatives Caldwell and Finnegan.

On motion by Representative Caldwell, seconded by Representative Finnegan and carried, H.R. No. 2 was adopted with Representatives Pine and Souki being excused.

H.R. No. 3, entitled: "HOUSE RESOLUTION AMENDING THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-FOURTH LEGISLATURE OF THE STATE OF HAWAII AND ADOPTING OPERATING PROCEDURES FOR THE HOUSE SELECT COMMITTEE ON STANDARDS OF

CONDUCT," was jointly offered by Representatives Caldwell, B. Oshiro and Finnegan.

Representative Caldwell moved that H.R. No. 3 be adopted, seconded by Representative Finnegan.

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

"Thank you, Mr. Speaker. I'm speaking in support of HR No. 3. I want to commend the Interim Task Force that put together these rules. I also want to commend this body for trying to adopt some change in ethics reforms that will reflect a more open and transparent procedure, particularly with the Select Committee on Standards of Conduct.

"In that same vein however, I do hope that as we move forward in the experiment with this Committee that we hold ourselves with high standards and where there is a need for change, we recognize that. It is a test, and it's a great test for this House. So, thank you Mr. Speaker, in support of this Resolution."

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

"Mr. Speaker, I rise in approval of this, in favor of this. These horns outside are distracting me, but they are encouraging me to say something.

"Mr. Speaker, character is what we do when no one else is looking and I think this bill and these rules give us transparency and sheds light on what we are going to do, and I think it's going to be a great benefit. I was very impressed at much of what the task force has done based on the U.S. Senate, which fortunately for the Minority is an equal representation. When it comes to doing what's right, I don't think majority rule should be the rule of thumb.

"So thank you to the task force. Thank you to this body. I think we're going to be better for it. Thank you, Mr. Speaker."

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

"Mr. Speaker, brief comments of support. Much of this effort comes from all of us. As people remember, we did introduce a bill last Session, H.B. No. 1901, which was very aggressive legislation. And questions were raised. In the end though, it was because of the input we got from many members of our Caucus, both the Majority and Minority Caucuses that resulted with what you see before you today.

"And yes it is a work in progress. It's a great first step. And I think, if you look back over the history of our Legislature from the days of the Territory to when we became a State, I think it's the first time we have seen a free standing Code of Conduct Committee, and we're all to be congratulated. It's no one person. It's all of us working together. Thank you very much, Mr. Speaker."

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

"Thank you, Mr. Speaker. I just have short comments, but in strong support of this Resolution. I just wanted to thank everyone on this Floor for working with the body as a whole to get this Committee together. I think it speaks volumes that we do have an equal representation of Majority and Minority members, and I know that it's a big thing for this Committee. Thank you."

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

"Mr. Speaker, I also rise in support of this Resolution. I want to thank the taskforce for all of their hard work over the interim. I want

to point out a couple of matters. I'm really not into form over substance, but I think that as this process is refined and as the rules are refined, we might want to consider a couple of points.

"One is the appointment authority for this Committee. I think it would not be unfair or unwise to allow the Minority Party to appoint their own members to this Committee. We have already allowed them to do that in other commissions that are of, or handle matters of statewide significance such as our Reapportionment Commission and our Elections Commission where we allow the Minority Party to appoint their own members, to represent their interests on those commissions.

"And the other point I want to raise is that the scope of the Committee may have to be clarified at some point because the amendment to the House Rules limits the scope of jurisdiction of the Committee, basically to violations of HRS Chapter 84 and to other violations of our Standards of Conduct. Yet the internal rules for the Committee open the door to all laws considerably of the State. I think that that discrepancy may give rise to some confusion of the jurisdiction of the Committee. And we may also intrude upon other entities that have jurisdiction over all laws, other than Chapter 84 which is the Ethics Code to investigate those other statutes.

"So notwithstanding those comments, I'm very appreciative of this resolution. Thank you very much."

Representative Meyer rose, stating:

"Thank you very much, Mr. Speaker. I would like to thank the Majority Leader and the Majority Floor Leader for their leadership in our taskforce. We all worked very well together, but I would like it noted in the record that while the Majority did introduce a very comprehensive bill on ethics, it didn't pass. And the Resolution that was worked on was a Resolution that the Minority introduced late last Session and was the vehicle to get us where we are today.

"But we couldn't have done it without cooperation from both sides, and I think this says a lot for the working relationship we have and shows the public that we want to work under the highest standards possible and this gets us closer to that. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.R. No. 3 was adopted with Representatives Pine and Souki being excused.

At this time, Representative Thielen rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I would like to request a ruling on a blanket potential conflict of interest for Session and Committee hearings. This request would not include any matters which possibly would provide financial benefit. Thank you, Mr. Speaker. I'm the mother of the Chairperson of the Department of Land and Natural Resources, Laura H. Thielen. Thank you," and the Chair ruled, "no conflict."

#### ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, for the Members of the Small Business Caucus, or those who are supporters of small business, just a reminder: The BYOB that's going on – Bring Your Own Bills to Room 423. The signing will proceed for another short period of time. If they haven't brought their bills, hopefully they'll bring their signatures, and we will wrap that up today. Thank you."

Representative Evans: "Thank you, Mr. Speaker. As the Chair of the Heritage Caucus, I just want to remind my colleagues that in Room 423, we still have an opportunity to sign bills related to heritage and cultural preservation. Again, that's in Room 423, and we have up to 1:00. Thank you."

Representative Lee: "Mr. Speaker I would just like to remind Members that they have until 1:00 to take advantage of the opportunity to sign the Women's Caucus bills.

"On another matter, if I may. Last night there was probably the most horrific example of domestic violence which has ever occurred in my memory. A 30-year-old lady was bludgeoned to death with the butt of a rifle. I am just wondering if we could take a moment to pause in remembrance and think about what we can do in the future to prevent this from happening again."

At this time, the House of Representatives paused for a moment of silent remembrance and reflection.

Representative Caldwell: "Thank you, Mr. Speaker. I have a brief announcement. Yesterday we gathered to celebrate the opening of the Legislature. But we also gathered for another reason and that was for the birthday of one of our members. That person would be upset if I mentioned their name, but I'll give you a brief hint.

"This person exercises like a fiend every morning at Gold's Gym. This person sometimes has a goatee, or most of the time. And every so often he'll wear an earring in his ear. So I don't know if you can guess who that is, but he is one year older. I won't mention his age, and I would like to wish him a very happy birthday and I am glad that he is a member of our Caucus and a member of the House. Thank you."

Speaker Say: "You all know who the person is, right? Ok. I won't mention his name."

#### ADJOURNMENT

At 12:25 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, January 18, 2008. (Representatives Pine and Souki were excused.)