

FOURTEENTH DAY

Wednesday, February 6, 2008

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2008, convened at 12:06 o'clock p.m., with Vice Speaker Chong presiding.

The invocation was delivered by Dr. Kalani Brady from the John A. Burns School of Medicine, after which the Roll was called showing all members present with the exception of Representatives Nakasone, Shimabukuro, Takai and Ward, who were excused.

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

DEPARTMENTAL COMMUNICATION

The following departmental communication (Dept. Com. No. 52) was received by the Clerk and was placed on file:

Dept. Com. No. 52, from Theodore E. Liu, Department of Business, Economic Development & Tourism, transmitting the 2006 Robert C. Schmitt Commemorative Edition of the State of Hawaii Data Book.

INTRODUCTION

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

Representative Finnegan introduced Mr. Dennis Dunn, Vice Chair for the Hawaii Commission for National and Community Service, and welcomed the volunteers from the Americorps and VISTA and Senior Corps programs.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

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

H.C.R.

Nos. Referred to:

- 62 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Legislative Management
- 63 Jointly to the Committee on Energy & Environmental Protection and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following bills were re-referred to committee by the Speaker:

H.B.

Nos. Re-referred to:

- 602, HD1 Committee on Education, then to the Committee on Finance
- 1895 Committee on Judiciary, then to the Committee on Finance

- 2296 Jointly to the Committee on Energy & Environmental Protection and the Committee on Judiciary, then to the Committee on Finance
- 2611 Committee on Finance
- 2662 Committee on Human Services & Housing, then to the Committee on Finance
- 2671 Committee on Finance
- 2956 Committee on Finance
- 3172 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
- 3174 Committee on Judiciary, then to the Committee on Finance
- 3178 Committee on Judiciary, then to the Committee on Finance
- 3261 Jointly to the Committee on Energy & Environmental Protection and the Committee on Judiciary
- 3390 Committee on Finance

STANDING COMMITTEE REPORTS

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 161-08) recommending that H.B. No. 2588, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2588, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Higher Education with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Chang, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 162-08) recommending that H.B. No. 3072, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HIGHER EDUCATION COMMISSION," passed Second Reading and was referred to the Committee on Labor & Public Employment with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 163-08) recommending that H.B. No. 3054, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3054, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 164-08) recommending that H.B. No. 3170, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3170, entitled: "A BILL FOR AN ACT RELATING TO SOCIAL SECURITY NUMBER," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 165-08) recommending that H.B. No. 2997, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2997, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like a ruling on a potential conflict on Standing Committee Report No. 165-08, House Bill 2997. I represent design professionals in the regular course of my law practice. Thank you," and the Chair ruled "no conflict."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2997, entitled: "A BILL FOR AN ACT RELATING TO TORTS," passed Second Reading and was referred to the Committee on Judiciary with Representative Sonson voting no, and with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 166-08) recommending that H.B. No. 3127, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3127, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTIVE SERVICES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 167-08) recommending that H.B. No. 3128, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3128, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADULT PROTECTIVE SERVICES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 168-08) recommending that H.B. No. 3129, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3129, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker. I'm trying to get organized here. I would like to stand up in support for S.C.R. 168-08. I would just like to add that if we're going to be asking this of our social service programs, I think this should be extended to everyone, including the Legislature. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3129, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY BACKGROUND CHECKS FOR SOCIAL SERVICES PROGRAMS," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 169-08) recommending that H.B. No. 3135, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3135, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3135, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL REVENUE MAXIMIZATION IN THE JUDICIARY," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 170-08) recommending that H.B. No. 3163, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business Concerns.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3163, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL FUND FOR DISABILITY BENEFITS," passed Second Reading and was referred to the Committee on Economic Development & Business Concerns with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 171-08) recommending that H.B. No. 3290, as amended in HD 1, pass Second Reading and be referred to the Committee on International Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3290, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ASSISTING PERSONS UNDER A COMPACT OF FREE ASSOCIATION," passed Second Reading and was referred to the Committee on International Affairs with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 172-08) recommending that H.B. No. 1982, as amended in HD 1, pass Second Reading and be referred to the Committee on Legislative Management.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 1982, HD 1, pass Second Reading and be referred to the Committee on Legislative Management, seconded by Representative B. Oshiro.

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

"I just wanted to note my reservations on this bill. It originally was a bill that would want to look into customer service of all our different departments, and its been narrowed down to just looking into the customer service levels of Hawaii Public Housing Authority, and that's one department where they clearly know a lot of things are going on. It's wrong and they want to do better, but we just don't provide them more money. So if we just give them more money, and the money that would be used in this bill, we should just give it to them because I'm sure that they'll know what to do with it to improve their customer service. Thanks."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1982, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CUSTOMER SERVICE," passed Second Reading and was referred to the Committee on Legislative Management with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 173-08) recommending that H.B. No. 2441, pass Second Reading and be referred to the Committee on Education.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2441, pass Second Reading and be referred to the Committee on Education, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker. I'm rising in opposition to Stand. Com. Rep. 173-08. This bill would provide workers' compensation coverage for students participating in school-approved, work-based learning programs. They would theoretically be covered whether they're working for a public or a private employer. I believe this will raise the cost of workers' comp to everybody and I don't think it's necessary. Thank you."

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

"On that same measure, in strong support. This will provide workers' compensation benefits for those students that you sometimes see in our offices who are volunteering. It's already done in the private side. The private side already allows workers' compensation benefits to those volunteers, the same person, same people, same volunteers. This is just extending it so when you volunteer in government, in public offices, that will be also extended the same coverage."

"I think it is good to protect those volunteers that come to our Legislature and to help us, and also so that they will be able to pay experiences in the Legislature and maybe someday become Governor."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2441, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Education with Representative Meyer voting no, and with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 174-08) recommending that H.B. No. 2390, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2390, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

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

Representative Marumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Pine rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2390, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Marumoto and Pine voting no, and with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 175-08) recommending that H.B. No. 3085, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3085, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGISTRATION," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 176-08) recommending that H.B. No. 3398, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3398, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOREIGN LANGUAGE PROGRAMS," passed Second Reading and was referred to the Committee on Higher

Education with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 177-08) recommending that H.B. No. 2485, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2485, HD 1, pass Second Reading and be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs, seconded by Representative B. Oshiro.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2485, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRES," passed Second Reading and was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 178-08) recommending that H.B. No. 3367, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3367, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3367, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WIRELESS ENHANCED 911," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 179-08) recommending that H.B. No. 2533, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2533, entitled: "A BILL FOR AN ACT RELATING TO VACCINATIONS," passed Second Reading and was referred to the Committee on Education with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 180-08) recommending that H.B. No. 3244, pass Second Reading and be referred to the Committee on Judiciary.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3244, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative B. Oshiro.

Representative Lee rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lee's written remarks are as follows:

"Mr. Speaker, I support this measure.

"A study released by the Department of the Attorney General found that 50% of children who were witness to domestic violence against their mothers showed symptoms of post traumatic stress disorder.

"The Crime Victim Compensation Commission believes that the elderly are more likely to be psychologically harmed by witnessing a violent crime, and should be able to receive compensation covering the costs necessary to receive mental health counseling.

"Two recent murders have left behind many witnesses who will be in need of professional mental health counseling services in order to heal from the brutal scenes they were exposed to: those witness to the beating to death of Janel Tupuola, a mother of five in Kailua; those unexpectedly, involuntarily involved in the murder of Cyrus Belt, a child thrown onto the H-1 Freeway.

"Due to these events, and many others which continue to occur in our communities, I believe it is necessary to enable the Crime Victim Compensation Commission to provide mental health counseling services to those involuntarily impacted by brutal crimes, abuse, and trauma."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3244, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION OF CRIME VICTIMS AND WITNESSES," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 181-08) recommending that H.B. No. 2283, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2283, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 182-08) recommending that H.B. No. 2291, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2291, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative B. Oshiro.

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

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

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2291, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 183-08) recommending that H.B. No. 2530, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2530, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES," passed Second Reading and was referred to the Committee on Public Safety & Military Affairs with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Green and Shimabukuro, for the Committee on Health and the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 184-08) recommending that H.B. No. 2881, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 2881, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed Second Reading and was referred to the Committee on Higher Education with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 185-08) recommending that H.B. No. 3176, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3176, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES FOR DAMAGE TO STONY CORAL AND LIVE ROCK," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 186-08) recommending that H.B. No. 3177, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3177, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR VIOLATIONS WITHIN THE CONSERVATION DISTRICT," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 187-08) recommending that H.B. No. 2224, pass Second Reading and be referred to the Committee on Economic Development & Business Concerns.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2224, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Economic Development & Business

Concerns with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 188-08) recommending that H.B. No. 3095, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3095, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 189-08) recommending that H.B. No. 3106, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3106, entitled: "A BILL FOR AN ACT RELATING TO GRADUATES OF FOREIGN ACUPUNCTURE PROGRAMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 190-08) recommending that H.B. No. 2445, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2445, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVERTISING BY MANUFACTURERS OF PRESCRIPTION DRUGS AND DISCLOSURE OF CLINICAL TRIALS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Green, for the Committee on Health presented a report (Stand. Com. Rep. No. 191-08) recommending that H.B. No. 2519, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2519, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Higher Education with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Tsuji and Ito, for the Committee on Agriculture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 192-08) recommending that H.B. No. 2450, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 2450, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Judiciary with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Tsuji and Ito, for the Committee on Agriculture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 193-08) recommending that H.B. No. 2293, pass Second Reading and be referred to the Committee on Finance.

Representative Caldwell moved that the report of the Committees be adopted, and that H.B. No. 2293, pass Second Reading and be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Caldwell rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I want to disclose a potential conflict on Stand. Com. Rep. No. 193. My wife is Vice Chair of the Bank of Hawaii, and Bank of Hawaii is the trustee for the Galbraith Lands. Thank you," and the Chair ruled, "no conflict."

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

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

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2293, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Tsuji and Ito, for the Committee on Agriculture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 194-08) recommending that H.B. No. 2593, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 2593, entitled: "A BILL FOR AN ACT RELATING TO DROUGHT MITIGATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Tsuji and Ito, for the Committee on Agriculture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 195-08) recommending that H.B. No. 2594, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 2594, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Tsuji and Ito, for the Committee on Agriculture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 196-08) recommending that H.B. No. 2810, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 2810, entitled: "A BILL FOR AN ACT RELATING TO WATER RATES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce

with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Tsuji and Ito, for the Committee on Agriculture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 197-08) recommending that H.B. No. 2965, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 2965, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SECURITY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representatives Tsuji and Yamashita, for the Committee on Agriculture and the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 198-08) recommending that H.B. No. 2085, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committees was adopted and H.B. No. 2085, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Finance with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

At 12:23 o'clock p.m., Representative Yamane requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:25 o'clock p.m.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 199-08) recommending that H.B. No. 509, as amended in HD 1, be recommitted to the Committee on Transportation.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 509, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was recommitted to the Committee on Transportation with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 200-08) recommending that H.B. No. 1974, as amended in HD 1, be recommitted to the Committee on International Affairs.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 1974, HD 1, be recommitted to the Committee on International Affairs, seconded by Representative B. Oshiro.

Representative Yamane rose, stating:

"Thank you, Mr. Speaker. I'm standing on Stand. Com. Report No. 200-08. As Chair of the Tourism Committee, I do hope that depending on the outcome from the International Affairs Committee, that people look at the bill. It has developed policies that promote transportation between, and tourism with other countries. So depending on the affect on tourism, this Chair reserves a right to request that it be referred to the Committee on Tourism and Culture. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1974, HD 1, entitled:

"A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS," was recommitted to the Committee on International Affairs with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 201-08) recommending that H.B. No. 1975, as amended in HD 1, be recommitted to the Committee on International Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1975, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTERNATIONAL AFFAIRS," was recommitted to the Committee on International Affairs with Representatives Nakasone, Shimabukuro, Takai and Ward being excused.

INTRODUCTION OF RESOLUTION

By unanimous consent, the following concurrent resolution (H.C.R. No. 63) was referred to Printing and further action was deferred:

H.C.R. No. 63, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM AND THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE FEASIBILITY OF CREATING A RENEWABLE ENERGY SUB-DISTRICT CLASSIFICATION OF LANDS AS PERMISSIBLE LOCATIONS FOR RENEWABLE ENERGY GENERATION AND TO STUDY, WITH THE ASSISTANCE OF THE DEPARTMENT OF TAXATION, THE COST OF PROVIDING A NON-REFUNDABLE INCOME TAX CREDIT TO RESIDENTS OF COMMUNITIES OF RENEWABLE ENERGY SUB-DISTRICTS THAT PRODUCE RENEWABLE ENERGY," was offered by Representative Karamatsu.

ANNOUNCEMENT

Representative Green: "Thank you, Mr. Speaker. Your Committee on Health would like to reconvene for 45 minutes to an hour in Room 329 to hear one more bill that was on our agenda this morning, House Bill 1598. We will also do some decision-making on four of the bills. We got everything else out this morning."

ADJOURNMENT

At 12:26 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, Thursday, February 7, 2008. (Representatives Nakasone, Shimabukuro and Takai were excused.)