

## THIRTY-NINTH DAY

## Thursday, March 27, 2008

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2008, convened at 12:08 o'clock p.m., with Vice Speaker Chong presiding.

The invocation was delivered by Mr. Cody-Allen Sakotani Ching of Representative Bob Nakasone's Office, after which the Roll was called showing all members present with the exception of Representatives Ching, Nakasone, M. Oshiro, Pine and Takamine, who were excused.

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

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 281 through 283) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 281, dated March 19, 2008, transmitting the Hawaii Housing Finance and Development Corporation's 2007 Annual Report as required by Section 201H-21, Hawaii Revised Statutes.

Gov. Msg. No. 282, informing the House that on March 25, 2008, the following bill was signed into law:

H.B. No. 3037, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY, SEWER, REFUSE, AND INSURANCE PREMIUM PAYMENTS." (ACT 002)

Gov. Msg. No. 283, informing the House that on March 25, 2008, the following bill was signed into law:

H.B. No. 3038, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE." (ACT 003)

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 377 through 387) were received and announced by the Clerk:

Sen. Com. No. 377, transmitting H.B. No. 2138, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVER RECOGNITION DAY," which passed Third Reading in the Senate on March 25, 2008.

Sen. Com. No. 378, transmitting H.B. No. 2169, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 25, 2008.

Sen. Com. No. 379, transmitting H.B. No. 2391, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LEGAL SERVICE," which passed Third Reading in the Senate on March 25, 2008.

Sen. Com. No. 380, transmitting H.B. No. 2656, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS," which passed Third Reading in the Senate on March 25, 2008.

Sen. Com. No. 381, transmitting H.B. No. 2974, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which passed Third Reading in the Senate on March 25, 2008.

Sen. Com. No. 382, transmitting H.B. No. 3080, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY OF PUBLIC

UTILITIES," which passed Third Reading in the Senate on March 25, 2008.

Sen. Com. No. 383, transmitting S.C.R. No. 72, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF EDUCATION CONDUCT A FEASIBILITY STUDY TO EXAMINE VARIOUS IMPACTS OF A LONGER SCHOOL DAY AND INCREASING THE NUMBER OF DAYS IN THE SCHOOL YEAR ON KINDERGARTEN THROUGH GRADE TWELVE STUDENTS," which was adopted by the Senate on March 25, 2008.

Sen. Com. No. 384, transmitting S.C.R. No. 74, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONVENE A WORKING GROUP TO DEVELOP GUIDELINES TO REDUCE THE TRUANCY RATE IN THE PUBLIC SCHOOL SYSTEM," which was adopted by the Senate on March 25, 2008.

Sen. Com. No. 385, transmitting S.C.R. No. 75, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CONDUCT A STUDY ON THE FEASIBILITY OF REMOVING ENROLLMENT CAPS AT CAMPUSES WITHIN THE UNIVERSITY OF HAWAII SYSTEM," which was adopted by the Senate on March 25, 2008.

Sen. Com. No. 386, transmitting S.C.R. No. 84, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND THE HAWAII PUBLIC SCHOOL FOOD SERVICE TO DEVELOP NUTRITIONALLY-SOUND PUBLIC SCHOOL MENU PLANS THAT INCLUDE VEGETARIAN AND VEGAN MEALS," which was adopted by the Senate on March 25, 2008.

Sen. Com. No. 387, transmitting S.C.R. No. 113, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EDUCATIONAL WORKFORCE WORKING GROUP TO CONTINUE ITS WORK TO PLAN AND IMPLEMENT THE RECOMMENDATIONS PROPOSED IN ITS 2007 REPORT TO THE LEGISLATURE," which was adopted by the Senate on March 25, 2008.

## INTRODUCTIONS

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

Representative Karamatsu introduced members of our agricultural community participating in today's Ag Sustainability Day:

Hawaii Farm Bureau – Mr. Dean Okimoto and Mr. Alan Takemoto;  
Hawaii Food Industry Association – Mr. Glenn Muranaka and Mr. Derek Kurisu;  
Hawaii Food Manufacturers Association – Ms. Katie Anderson and Mr. John Tsukada;  
Hawaii Department of Agriculture – Ms. Sandra Kunimoto;  
UH College of Tropical Agriculture and Human Resources – Mr. Wayne Nishijima; and  
Maui County Farm Bureau – Mr. Warren Watanabe.

Representative Yamane also recognized Mr. Glenn Muranaka of Meadow Gold Dairies and introduced their staff, Ms. Jill Chiang, Mr. Layne Kaita, Mr. Darrel Tajima, and Ms. Denise Sasaki.

Representative Takai introduced his nieces, Miss Ashlyn and Miss Hailey Takai; his daughter Miss Kaila Takai; and his mother, Mrs. Naomi Takai.

## ORDER OF THE DAY

### COMMITTEE REASSIGNMENTS

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

<u>S.B.</u>	
<u>Nos.</u>	<u>Re-referred to:</u>
45, SD1	Committee on Judiciary
2840, SD2	Committee on Finance

### STANDING COMMITTEE REPORTS

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1382-08), recommending that H.R. No. 154, 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.R. No. 154, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO AMEND THE DEFINITION OF "AMERASIANS" IN THE AMERASIAN IMMIGRATION ACT OF 1982," was referred to the Committee on Judiciary with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Cabanilla, for the Committee on International Affairs presented a report (Stand. Com. Rep. No. 1383-08), recommending that H.C.R. No. 181, 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.C.R. No. 181, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO AMEND THE DEFINITION OF "AMERASIANS" IN THE AMERASIAN IMMIGRATION ACT OF 1982," was referred to the Committee on Judiciary with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1384-08), recommending that H.R. No. 107, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 107, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO EXAMINE UPCOMING CONDOMINIUM LEASEHOLD EXPIRATIONS AND THEIR IMPACT ON THE AVAILABILITY OF REPLACEMENT AND AFFORDABLE HOUSING FOR HAWAII RESIDENTS," was referred to the Committee on Legislative Management with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1385-08), recommending that H.C.R. No. 125, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 125, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO EXAMINE UPCOMING CONDOMINIUM LEASEHOLD

EXPIRATIONS AND THEIR IMPACT ON THE AVAILABILITY OF REPLACEMENT AND AFFORDABLE HOUSING FOR HAWAII RESIDENTS," was referred to the Committee on Legislative Management with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1386-08), recommending that H.C.R. No. 172, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A MANAGEMENT AND FINANCIAL AUDIT OF THE HAWAII PUBLIC HOUSING AUTHORITY'S PUNCHBOWL HOMES FACILITY," was referred to the Committee on Legislative Management with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Shimabukuro, for the Committee on Human Services & Housing presented a report (Stand. Com. Rep. No. 1387-08), recommending that H.C.R. No. 150, as amended in HD 1, be referred to the Committee on Legislative Management.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 150, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO STUDY THE ESTABLISHMENT OF A COMPREHENSIVE VOCATIONAL REHABILITATION CENTER FOR DEAF AND HARD OF HEARING INDIVIDUALS," was referred to the Committee on Legislative Management with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1388-08), recommending that H.R. No. 98, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 98, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF DESIGN AND CONSTRUCTION OF THE CITY AND COUNTY OF HONOLULU TO CONDUCT A STUDY ON THE REPAIRING AND REPAVING OF SURFACE STREETS ALONG FARRINGTON HIGHWAY IN LEEWARD OAHU," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1389-08), recommending that H.C.R. No. 115, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DESIGN AND CONSTRUCTION OF THE CITY AND COUNTY OF HONOLULU TO CONDUCT A STUDY ON THE REPAIRING AND REPAVING OF SURFACE STREETS ALONG FARRINGTON HIGHWAY IN LEEWARD OAHU," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1390-08), recommending that H.R. No. 190, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee

was adopted and H.R. No. 190, entitled: "HOUSE RESOLUTION REQUESTING THE HONOLULU DEPARTMENT OF TRANSPORTATION SERVICES, IN CONJUNCTION WITH THE HONOLULU DESIGN AND CONSTRUCTION DEPARTMENT AND THE STATE DEPARTMENT OF TRANSPORTATION, TO STUDY THE FEASIBILITY OF REALIGNING HAKIMO ROAD AT THE JUNCTION WITH FARRINGTON HIGHWAY," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1391-08), recommending that H.C.R. No. 223, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HONOLULU DEPARTMENT OF TRANSPORTATION SERVICES, IN CONJUNCTION WITH THE HONOLULU DESIGN AND CONSTRUCTION DEPARTMENT AND THE STATE DEPARTMENT OF TRANSPORTATION, TO STUDY THE FEASIBILITY OF REALIGNING HAKIMO ROAD AT THE JUNCTION WITH FARRINGTON HIGHWAY," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1392-08), recommending that H.R. No. 191, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 191, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REVIEW AND UPDATE PRIOR STUDIES RELATING TO THE IDENTIFICATION AND FEASIBILITY OF AN ALTERNATE ROUTE INTO AND OUT OF THE WAIANAE COAST ON OAHU," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1393-08), recommending that H.C.R. No. 224, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 224, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO REVIEW AND UPDATE PRIOR STUDIES RELATING TO THE IDENTIFICATION AND FEASIBILITY OF AN ALTERNATE ROUTE INTO AND OUT OF THE WAIANAE COAST ON OAHU," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1394-08), recommending that H.R. No. 145, 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.R. No. 145, entitled: "HOUSE RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO STUDY THE ADVANTAGES AND DISADVANTAGES OF ADOPTING THE ENGLISH MARINE INSURANCE ACT, 1906," was referred to the Committee on Consumer Protection & Commerce with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1395-08), recommending that H.C.R. No. 171, 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.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE INSURANCE COMMISSIONER TO STUDY THE ADVANTAGES AND DISADVANTAGES OF ADOPTING THE ENGLISH MARINE INSURANCE ACT, 1906," was referred to the Committee on Consumer Protection & Commerce with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representatives Green and Takumi, for the Committee on Health and the Committee on Education presented a report (Stand. Com. Rep. No. 1396-08), recommending that H.R. No. 192, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 192, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION TO PROVIDE A COMPREHENSIVE REPORT OF POST FELIX CONSENT DECREE CHILD AND ADOLESCENT MENTAL HEALTH SERVICES AND FUNDING," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representatives Green and Takumi, for the Committee on Health and the Committee on Education presented a report (Stand. Com. Rep. No. 1397-08), recommending that H.C.R. No. 225, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 225, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF EDUCATION TO PROVIDE A COMPREHENSIVE REPORT OF POST FELIX CONSENT DECREE CHILD AND ADOLESCENT MENTAL HEALTH SERVICES AND FUNDING," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representatives Takumi and Souki, for the Committee on Education and the Committee on Transportation presented a report (Stand. Com. Rep. No. 1398-08), recommending that H.C.R. No. 59, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 59, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO EVALUATE THE STATE'S DRIVER EDUCATION PROGRAM AND ITS FUNDING," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1399-08), recommending that H.R. No. 62, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 62, HD 1, entitled: "HOUSE RESOLUTION URGING THE BOARD OF EDUCATION TO ONLY PURCHASE OR LEASE LARGE SCHOOL BUSES THAT HAVE AN OPERABLE SEAT BELT ASSEMBLY AT ALL

DESIGNATED SEATING POSITIONS AND SEAT BACKS THAT ARE AT LEAST TWENTY-FOUR INCHES IN HEIGHT," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1400-08), recommending that H.C.R. No. 71, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 71, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO ONLY PURCHASE OR LEASE LARGE SCHOOL BUSES THAT HAVE AN OPERABLE SEAT BELT ASSEMBLY AT ALL DESIGNATED SEATING POSITIONS AND SEAT BACKS THAT ARE AT LEAST TWENTY-FOUR INCHES IN HEIGHT," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1401-08), recommending that H.R. No. 104, as amended in HD 1, be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 104, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO DEVELOP A PLAN TO PROVIDE CURRENT PUBLIC SCHOOL ADMINISTRATORS AND FACULTY WITH COURSES IN HAWAIIAN LANGUAGE AND CULTURE INSTRUCTION, AND TO INCORPORATE THESE COURSES INTO THE DEPARTMENT'S PREFERENCES FOR EMPLOYMENT AND CONDITIONS FOR TEACHER LICENSURE," was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1402-08), recommending that H.C.R. No. 122, as amended in HD 1, be referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 122, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO DEVELOP A PLAN TO PROVIDE CURRENT PUBLIC SCHOOL ADMINISTRATORS AND FACULTY WITH COURSES IN HAWAIIAN LANGUAGE AND CULTURE INSTRUCTION, AND TO INCORPORATE THESE COURSES INTO THE DEPARTMENT'S PREFERENCES FOR EMPLOYMENT AND CONDITIONS FOR TEACHER LICENSURE," was referred to the Committee on Water, Land, Ocean Resources & Hawaiian Affairs with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented two reports:

(Stand. Com. Rep. No. 1403-08), recommending that H.R. No. 118, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1404-08), recommending that H.C.R. No. 137, be referred to the Committee on Finance.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 118 and H.C.R. No. 137, be referred to the Committee on Finance, seconded by Representative B. Oshiro.

Representative Evans rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In support of Stand. Com. Nos. 1403 and 1404, HR 18 and HCR 137. I wish to put into the record that the Korean Veterans have spent many, many years taking care of the Korean and Vietnam War Memorial that's here on the Capitol grounds. They are getting very old and they really would like to not have to continue to do that because they are just getting older.

"The other thing they have brought to our attention is that there is a lot of homelessness, a lot of needles, and a lot of trash and garbage that they find. They've said that over the last few years it's been getting worse and worse. So that is why we have this Resolution today and hopefully our Sheriff's Department and our Department of Accounting and General Services will take really good care of that Memorial.

"Again, I just want to thank the Korean Veterans for all they've done for us over these last years taking care of that memorial. Thank you."

Representative Ward rose to speak in support of both measures, stating:

"Mr. Speaker, I wish the words of the previous speaker to be entered as my own, as a Vietnam Veteran, with great appreciation. And Mr. Speaker, it seems as though that because of it's location it seems to attract some people who sleep overnight. I won't say that they are homeless, but it tends to be an area that if you didn't have those individuals, you may not need this. But now it's in dire need, as the speaker from the Big Island mentioned. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 118, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND THE DEPARTMENT OF PUBLIC SAFETY TO MAINTAIN AND CLEAN THE KOREAN AND VIETNAM MEMORIAL ON THE GROUNDS OF THE HAWAII STATE CAPITOL," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused; and

H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND THE DEPARTMENT OF PUBLIC SAFETY TO MAINTAIN AND CLEAN THE KOREAN AND VIETNAM MEMORIAL ON THE GROUNDS OF THE HAWAII STATE CAPITOL," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representatives Evans and Ito, for the Committee on Public Safety & Military Affairs and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1405-08), recommending that H.C.R. No. 72, 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.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO DESIGNATE A STATE AGENCY TO DEVELOP A STATEWIDE LAND USE STRATEGY TO MITIGATE POTENTIAL HAZARDS CAUSED BY CATASTROPHIC DISASTERS," was referred to the Committee on Consumer Protection & Commerce with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1406-08), recommending that H.R. No. 209, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 209, entitled: "HOUSE RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO WAIVE SINGLE STATE AGENCY REQUIREMENTS WITH REGARD TO THE ADMINISTRATION OF FUNDS UNDER THE HOMELAND SECURITY GRANT PROGRAM," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1407-08), recommending that H.C.R. No. 247, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 247, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO WAIVE SINGLE STATE AGENCY REQUIREMENTS WITH REGARD TO THE ADMINISTRATION OF FUNDS UNDER THE HOMELAND SECURITY GRANT PROGRAM," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1408-08), recommending that H.R. No. 178, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 178, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND DEPARTMENT OF DEFENSE TO WORK IN COLLABORATION WITH UNITED SERVICE ORGANIZATIONS HAWAII AND ALL INVOLVED MILITARY SERVICES TO REVIEW THE ADEQUACY OF UNITED SERVICES ORGANIZATION'S FACILITIES LOCATED AT HONOLULU INTERNATIONAL AIRPORT," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1409-08), recommending that H.C.R. No. 210, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION AND DEPARTMENT OF DEFENSE TO WORK IN COLLABORATION WITH UNITED SERVICE ORGANIZATIONS HAWAII AND ALL INVOLVED MILITARY SERVICES TO REVIEW THE ADEQUACY OF UNITED SERVICES ORGANIZATION'S FACILITIES LOCATED AT HONOLULU INTERNATIONAL AIRPORT," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1410-08), recommending that H.R. No. 297, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 297, entitled: "HOUSE RESOLUTION REQUESTING THE MAUI COUNTY CIVIL DEFENSE AGENCY

TO PREPARE A DISASTER CONTINGENCY PLAN TO MAINTAIN CONTINUED TRANSPORTATION ACCESS ALONG THE HANA HIGHWAY, INCLUDING ITS ONE-LANE BRIDGES, DURING CATASTROPHIC EVENTS," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1411-08), recommending that H.C.R. No. 361, be referred to the Committee on Finance.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 361, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE MAUI COUNTY CIVIL DEFENSE AGENCY TO PREPARE A DISASTER CONTINGENCY PLAN TO MAINTAIN CONTINUED TRANSPORTATION ACCESS ALONG THE HANA HIGHWAY, INCLUDING ITS ONE-LANE BRIDGES, DURING CATASTROPHIC EVENTS," was referred to the Committee on Finance with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1412-08) recommending that H.R. No. 28, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 28, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO CONDUCT A FEASIBILITY STUDY TO ADDRESS MAJOR CONCERNS ALONG KALIHI STREET," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1413-08) recommending that H.C.R. No. 28, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 28, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO CONDUCT A FEASIBILITY STUDY TO ADDRESS MAJOR CONCERNS ALONG KALIHI STREET," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1414-08) recommending that H.R. No. 73, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 73, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO CONDUCT A FEASIBILITY STUDY FOR THE REPAIR AND REPAVING OF SIDE STREETS ALONG KALIHI STREET," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1415-08) recommending that H.C.R. No. 91, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 91, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO CONDUCT A FEASIBILITY STUDY FOR THE REPAIR AND REPAVING OF SIDE STREETS ALONG KALIHI

STREET," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1416-08) recommending that H.R. No. 108, as amended in HD 1, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 108, HD 1, entitled: "HOUSE RESOLUTION URGING THE BOARD OF EDUCATION TO ESTABLISH AN INTEGRATING REHABILITATION PROGRAMS FOR STUDENTS WITH ANGER PROBLEMS," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 1417-08) recommending that H.C.R. No. 126, as amended in HD 1, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 126, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO ESTABLISH AN INTEGRATING REHABILITATION PROGRAMS FOR STUDENTS WITH ANGER PROBLEMS," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1418-08) recommending that H.R. No. 19, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 19, entitled: "HOUSE RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION TO EXEMPT CHILDREN OF FILIPINO WORLD WAR II VETERANS FROM IMMIGRANT VISA LIMITS," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1419-08) recommending that H.C.R. No. 19, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO ENACT LEGISLATION TO EXEMPT CHILDREN OF FILIPINO WORLD WAR II VETERANS FROM IMMIGRANT VISA LIMITS," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1420-08) recommending that H.R. No. 71, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 71, entitled: "HOUSE RESOLUTION STRONGLY URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO CONFER PRIORITY STATUS TO CHILDREN BORN TO DEPARTMENT OF DEFENSE PERSONNEL AND FOREIGN WOMEN DURING AND UP TO NINE MONTHS AFTER DEPLOYMENT IN ORDER TO FACILITATE AND EXPEDITE THE IMMIGRATION OF THESE CHILDREN AND WOMEN TO THE UNITED STATES," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1421-08) recommending that H.C.R. No. 87, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO ENACT LEGISLATION TO CONFER PRIORITY STATUS TO CHILDREN BORN TO DEPARTMENT OF DEFENSE PERSONNEL AND FOREIGN WOMEN DURING AND UP TO NINE MONTHS AFTER DEPLOYMENT IN ORDER TO FACILITATE AND EXPEDITE THE IMMIGRATION OF THESE CHILDREN AND WOMEN TO THE UNITED STATES," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented two reports:

(Stand. Com. Rep. No. 1422-08) recommending that H.R. No. 97, be adopted; and

(Stand. Com. Rep. No. 1423-08) recommending that H.C.R. No. 114, be adopted.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 97 and H.C.R. No. 114, be adopted, seconded by Representative B. Oshiro.

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

Representative Awana's written remarks are as follows:

"Thank you, Mr. Speaker. I stand in strong support. Growth continues on the Waianae Coast. During times of natural disasters or hurricanes, one of the first, if not the first action that takes place is to close the only roadway that physically connects us to the outside world. Now you have two options. First, locate your nearest shelter; and second, head for the mountains and find your own shelter.

"The existing emergency shelters are not sufficient. I believe that this measure is a simple request. Civilian use of the Lualualei Naval Magazine takes a common sense approach to a complex situation. There are three different entrances from the Waianae side of the Magazine which would assist those living in Waianae, Lualualei, Maili and Nanakuli. It is centrally located and entrances are easily accessible. Now that most if not all of the ammunition has been relocated, we should seriously look at reinventing this extremely important site for civilian use during times of emergency.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 97, entitled: "HOUSE RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE DEPARTMENT OF DEFENSE TO CONDUCT A STUDY TO DETERMINE THE FEASIBILITY OF ALLOWING THE FACILITIES AT LUALUALEI, WHICH ARE OWNED BY THE UNITED STATES NAVY, TO BE USED AS AN EMERGENCY SHELTER FOR CIVILIANS," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused; and

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE DEPARTMENT OF DEFENSE TO CONDUCT A STUDY TO DETERMINE THE FEASIBILITY OF ALLOWING THE FACILITIES AT LUALUALEI, WHICH ARE OWNED BY THE UNITED STATES NAVY, TO BE USED AS AN EMERGENCY

SHELTER FOR CIVILIANS," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1424-08) recommending that H.R. No. 163, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.R. No. 163, entitled: "HOUSE RESOLUTION REQUESTING THE U.S. NAVY TO CLEAR THE COASTLINE OF LOWER WAIPAHU UNDER THEIR JURISDICTION FROM INVASIVE PLANT-LIFE AND EXCESSIVE FOLIAGE FOR SAFETY AND AESTHETIC PURPOSES," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1425-08) recommending that H.C.R. No. 194, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.C.R. No. 194, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE U.S. NAVY TO CLEAR THE COASTLINE OF LOWER WAIPAHU UNDER THEIR JURISDICTION FROM INVASIVE PLANT-LIFE AND EXCESSIVE FOLIAGE FOR SAFETY AND AESTHETIC PURPOSES," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented two reports:

(Stand. Com. Rep. No. 1426-08) recommending that H.R. No. 88, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1427-08) recommending that H.C.R. No. 106, as amended in HD 1, be adopted.

Representative Caldwell moved that the reports of the Committee be adopted, and that H.R. No. 88, HD 1, and H.C.R. No. 106, HD 1, be adopted, seconded by Representative B. Oshiro.

Representative Ward rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, I rise with reservations on Stand. Com. No. 1426. I know it's only a plan, but to have prisoners not be able to smoke, I think is a bit harsh. And I think if we have equity in that if we have other people by 2011 stop smoking, I think then it's fair. This is a group of individuals who are troubled. They are in a troubled incarcerated situation. To say that there is no smoking, I think is a bit above the board of which otherwise inhumane treatment would be given. And with that I have reservations."

Representative Brower rose to speak in support of both measures, stating:

"Mr. Speaker, in strong support. Thank you. We have a situation now in correctional facilities where prison guards have to light the cigarettes of inmates because inmates can't have matches or cigarette lighters. And some of these guards light anywhere from 50 to 100 cigarettes per shift. And the prison guards are telling us in news reports on TV that the inmates are purposely blowing the smoke back into their faces and they feel degraded.

"I've been following this bill. I think it has some good initiatives and one is to offer a program to help the inmates or anyone incarcerated quit smoking. Currently, we have a no smoking policy in our State prisons, but not at OCCC. I had the chance to visit there and see all the smoking that is going on. And I think what's

important about this measure is that it brings up an interesting question.

"Currently we don't have smoking in State facilities. We don't have smoking in restaurants and other private sector businesses. Soon we may not have smoking on the beaches. And without this measure, the only legal place to smoke may be in prisons. So I think that just calls an interesting question to our society. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 88, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF PUBLIC SAFETY AND DEPARTMENT OF HUMAN SERVICES TO DEVELOP A PLAN FOR A COMPLETE BAN ON SMOKING IN ALL STATE CORRECTIONAL FACILITIES BY 2011," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused; and

H.C.R. No. 106, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF PUBLIC SAFETY AND DEPARTMENT OF HUMAN SERVICES TO DEVELOP A PLAN FOR A COMPLETE BAN ON SMOKING IN ALL STATE CORRECTIONAL FACILITIES BY 2011," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

Representative Evans, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1428-08) recommending that S.C.R. No. 47, SD 1, be adopted.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.C.R. No. 47, SD 1, entitled: "SENATE CONCURRENT RESOLUTION RESPECTFULLY REQUESTING THE UNITED STATES POSTAL SERVICE TO COMMEMORATE THE HONORABLE SERVICE OF THE U.S. NAVY'S F-14 TOMCAT IN DEFENDING FREEDOM," was adopted, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine being excused.

## SUSPENSION OF RULES

On motion by Representative B. Oshiro, seconded by Representative Meyer and carried, the rules were suspended for the purpose of considering certain bills on Third Reading on the basis of a modified consent calendar. (Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki and Takamine were excused.)

## STANDING COMMITTEE REPORTS

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1429-08) recommending that S.B. No. 1035, SD 1, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and S.B. No. 1035, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MAKAHIKI DAY COMMEMORATION," passed Third Reading by a vote of 44 ayes, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki, Takamine and Takumi being excused.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1430-08) recommending that S.B. No. 2441, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that S.B. No. 2441, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

Representative Carroll 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 S.B. No. 2441, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," passed Third Reading by a vote of 44 ayes, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki, Takamine and Takumi being excused.

Representatives Ito and Tsuji, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 1431-08) recommending that S.B. No. 2849, SD 1, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committees be adopted, and that S.B. No. 2849, SD 1, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Mr. Speaker, I'd like to register my reservations on Stand. Com. Report No. 1431. And in this Mr. Speaker, there are two concerns that I have. One is that we need to be very careful about keeping a balance between the desire to increase Hawaii's agricultural base as a renewable energy resource, and food production. Those of us who have a chance to visit the Agricultural Day exhibits on the Fourth Floor, you know how important it is to keep land in rural agricultural production.

"The second thing that was brought up was by the Department of Planning and Permitting of the City and County of Honolulu. It was concerned that this ten percent of land should have to go through the special permit process to allow for discretionary review. And the reason that would happen is that if you allow ten percent of your agricultural land to be devoted to agricultural energy facilities, you can create buffering, visual, traffic safety and other issues. And therefore a special permit process can address those things and make sure that the land use is done appropriately. So I do have those concerns. I would ask Members look at this as they go into Conference on it. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2849, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Third Reading by a vote of 44 ayes, with Representatives Ching, Nakasone, M. Oshiro, Pine, Saiki, Takamine and Takumi being excused.

At 12:26 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1035, SD 1, HD 1  
S.B. No. 2441, HD 1  
S.B. No. 2849, SD 1, HD 1

At 12:26 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:30 o'clock p.m.

#### **INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)**

The following resolution (H.R. No. 322) was announced by the Clerk and the following action taken:

H.R. No. 322, entitled: "HOUSE RESOLUTION CONGRATULATING MITCHELL OTANI AS HAWAII'S 2007 NATIONAL DISTINGUISHED PRINCIPAL; DR. JOHN BRUMMEL AS HAWAII'S NOMINEE FOR NATIONAL ASSOCIATION OF SECONDARY SCHOOL PRINCIPALS AND METLIFE NATIONAL PRINCIPAL OF THE YEAR; AND AINA HAINA ELEMENTARY SCHOOL, ALA WAI ELEMENTARY SCHOOL, AND HOLUALOA ELEMENTARY SCHOOL AS THE 2008 BLUE RIBBON SCHOOLS OF THE STATE OF HAWAII," was jointly offered by Representatives Takumi, Berg, Nishimoto and Green.

Representative Takumi moved that H.R. No. 322 be adopted, seconded by Representative Berg.

Representative Takumi recognized the role and importance of the Principals to the excellence of their schools and its community, and the honor and achievement of the schools named as Blue Ribbon Schools.

Representative Berg then introduced the honorees seated on the floor of the House:

Mr. Mitchell Otani, Principal of Kaneohe Elementary School and Hawaii's 2007 National Distinguished Principal;

Dr. John Brummel, Principal of Mililani High School and Hawaii's nominee for the National Association of Secondary School Principals and MetLife National Principal of the Year; and

Mr. Norman Pang, Principal of Holomua Elementary School and the 2007 Masayuki Tokioka Excellence in School Leadership Awardee.

Representative Berg also introduced Hawaii's 2008 Blue Ribbon Schools:

Aina Haina Elementary School represented by Principal, Ms. Susan Okano;

Ala Wai Elementary School represented by Principal, Ms. Charlotte Unni; and

Holualoa Elementary School represented by Principal, Ms. Lauren O'Leary.

Representative Takumi then introduced the Superintendent of the Department of Education, Ms. Patricia Hamamoto; and recognized all the educators seated in the gallery.

Representative Berg then recognized the many staff and community members of Aina Haina Elementary School who were seated in the gallery:

Justin Mew, former Principal of Aina Haina Elementary School;  
Paul Bernstein, School Community Council Vice Chair;  
Naomi Chow, SCC Parent;  
Ann Kwock, SCC Parent;  
Greg Belnap, SCC Teacher;  
Candace Foster, SCC Teacher;  
Shawn Nakamura, SCC Teacher;  
Agnes Abdul, SCC Staff;  
Melissa Balada, SCC Student Council President;  
Evelyn Awai, SCC Student Council 1st Vice President;  
Liz Hamasu, PTA Parent;  
LiAnn Shigemi, Student Services Coordinator;  
Deborah Ramirez, Teacher;  
Eddie Baladad, Parent;  
Harumi Balada, Parent;  
Toby Baladad, Student; and  
Keila Baladad, Student.



Representative Marumoto further recognized the achievements of Aina Haina Elementary School and their Principal, Ms. Susan Okano.

The motion was put to vote by the Chair and carried, and H.R. No. 322 was adopted with Representatives Belatti, Ching, Nakasone, M. Oshiro, Pine, Saiki, Takamine, Wakai and Waters being excused.

The following resolution (H.R. No. 323) was announced by the Clerk and the following action taken:

H.R. No. 323, entitled: "HOUSE RESOLUTION CONGRATULATING THE PEARL CITY LITTLE LEAGUE JUNIORS FOR WINNING THE 2007 JUNIOR LEAGUE BASEBALL WORLD SERIES CHAMPIONSHIP," was jointly offered by Representatives Takai and Takumi.

Representative Takai moved that H.R. No. 323 be adopted, seconded by Representative Takumi.

Representative Takai congratulated the 2007 Junior League World Series Little League Baseball Champions from Pearl City.

Representative Takumi then introduced the team members representing the Champions who were seated on the floor of the House:

Mr. Mitch Yamato, Team Manager;  
Mr. Kahana Neal, Pitcher;  
Mr. Chase Numata, Pitcher; and  
Isaac Shim, Catcher.

Representative Takumi also recognized the other team members and family who were seated in the gallery:

Team Members

Mikey Uehara;  
Brycen Kometani;  
Kory Nakamura;  
Keanu Sato;  
Kainalu Chmolack;  
Chevas Numata;  
Shayne Kurihara;  
Christian Perkins;  
Sumi Pruettt; and  
Brennan Doane-Alcos.

The motion was put to vote by the Chair and carried, and H.R. No. 323 was adopted with Representatives Belatti, Ching, Nakasone, M. Oshiro, Pine, Saiki, Takamine, Wakai and Waters being excused.

At 12:47 o'clock p.m., the Chair declared a recess, subject to the call of the Chair.

The House of Representatives reconvened at 12:56 o'clock p.m.

### LATE INTRODUCTIONS

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

Representative Carroll introduced participants of the Ka Ipu Kukui Fellows, a Decisions Maui and Focus Maui Nui initiative:

Alika Atay, Maui Economic Opportunity, Inc.;  
Sunny Cabello, Maui Community College;  
Rhiannon Chandler, Community Work Day Program;  
Sheri Daniels, Child & Family Services;  
Alexander DeRoode, Sustainable Living Institute of Maui;  
Yarrow Flower, Maui Land & Pine Co.;  
Cesar Gaxiola, J. Walter Cameron Center;

Jim Hooper, Grand Wailea Resort Hotel & Spa;  
Ken Ota, Irrigation System Inc.;  
Kalani Schmidt, Maui Land & Pine Co.;  
Jennifer Stites, Dowling Company, Inc.;  
Lance Terada, Maui High Performance Computing Center; and  
Lianne Yoshida, Maui High Performance Computing Center.

Representative Nishimoto introduced members of the Ala Wai School Community Council and their supporters:

Estelle Wong -Kaimuki Kalani Complex Area Superintendent;

School Community Council Members:  
Mindy Scordilis, SCC Chairperson and parent;  
Dr. Aiko Oda, Community member;  
Lucy Tea, parent;  
Sandra Ribeiro, parent;  
Betsy Itoga, teacher, Curriculum Coordinator;  
Fanny Yee, teacher;  
Nancy Teruya, teacher; and  
Angeliki Scordilis, student.

### ANNOUNCEMENT

Representative Green: "Thank you, Mr. Speaker. A little bit of an unconventional announcement. As everyone is well aware, there have been eruptions at Kilauea and I wanted to alert people to communicate with their communities. What I've been seeing in the emergency department is a profound change over the last eight years to included work in both Pahala, right down wind of the volcano, and also on the other side of the island in Kohala.

"This year very, very significant changes are occurring. I'm seeing a lot more people with severe reactions to the vog. Severe enough that we've even actually seen some of this in our Chambers. Many of us have been affected with upper respiratory infections and extra difficulty breathing. I think we are getting good information from the Department of Health, but I think that it's going to be imperative in the coming weeks that we communicate with our communities, especially with those that have chronic lung conditions to take extra precautions. Thank you, Mr. Speaker."

### ADJOURNMENT

At 1:00 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, March 28, 2008. (Representatives Belatti, Ching, Herkes, Ito, Nakasone, M. Oshiro, Pine, Saiki, Takamine, Wakai and Waters were excused.)