

TWELFTH DAY

Monday, February 9, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:39 a.m. with the President in the Chair.

The Divine Blessing was invoked by the Honorable Clayton Hee, Hawai'i State Senate, after which the Roll was called showing all Senators present.

The President announced that she had read and approved the Journal of the Eleventh Day.

At this time, the following introductions were made to the members of the Senate:

Senator Kim recognized and congratulated Dr. Amy Agbayani, founding director of the Student Equity, Excellence and Diversity (SEED) program at the University of Hawai'i at Mānoa, on being named a Living Treasure of Hawai'i for her work in civil rights and social justice for over 40 years.

Senator Taniguchi recognized Mr. Toshiro Hiyama, Assemblyman of the Hiroshima Prefectural Assembly, for his work in establishing a sister-state relationship between Hiroshima Prefecture and Hawai'i on May 30, 1997.

At 11:51 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:58 a.m.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 400 to 402) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 400, dated January 19, 2009, transmitting the High Technology Innovation Corporation's 2008 Annual Report, pursuant to Section 206M-56, HRS.

Gov. Msg. No. 401, dated January 19, 2009, transmitting the High Technology Development Corporation's 2008 Annual Report pursuant to Section 206M-3.5, HRS.

Gov. Msg. No. 402, dated February 6, 2009, transmitting a Report on the Museum of Hawaiian Music and Dance Committee, prepared by the Department of Accounting and General Services pursuant to Act 230, SLH 2007.

DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 58 to 59) were read by the Clerk and were placed on file:

Dept. Com. No. 58, from the County of Kauai, Office of the County Clerk, dated January 29, 2009, transmitting Resolution No. 2009-28, which urges the Governor of the State of Hawaii and the State Legislature to continue funding and restore full funding for the Hawaii Healthy Start Program, which was adopted on January 28, 2009.

Dept. Com. No. 59, from the County of Hawaii, Office of the County Clerk, dated February 2, 2009, transmitting Resolution No. 29-09, requesting the Legislature of the State of Hawaii to enact a bill to establish a pilot program for vote by mail for all federal, state, and county primary, general, and special elections in the County of Hawaii, and to make an appropriation for this pilot program, which was adopted on January 23, 2009.

STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 7) recommending that S.B. No. 160, as amended in S.D. 1, pass

Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 160, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL MEALS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 8) recommending that S.B. No. 1674, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 1674, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 9) recommending that S.B. No. 163 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 163, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 10) recommending that S.B. No. 164 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the Committee was adopted and S.B. No. 164, entitled: "A BILL FOR AN ACT RELATING TO THE FEDERAL GRANTS SEARCH, DEVELOPMENT, AND APPLICATION REVOLVING FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senator English, for the majority of the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 11) recommending that S.B. No. 529 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the report of the majority of the Committee was adopted and S.B. No. 529, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF INTERNATIONAL AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

ORDER OF THE DAY**REFERRAL OF SENATE CONCURRENT RESOLUTIONS**

The President made the following committee assignments of concurrent resolutions that were offered on Monday, February 2, 2009; Thursday February 5, 2009; and Friday, February 6, 2009:

S.C.R. No. Referred to:

S.C.R. No. 3 Jointly to the Committee on Economic Development and Technology and the

	Committee on Judiciary and Government Operations	S.C.R. No. 25	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 4	Committee on Tourism		
S.C.R. No. 5	Committee on Human Services	S.C.R. No. 26	Jointly to the Committee on Commerce and Consumer Protection and the Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 6	Jointly to the Committee on Human Services and the Committee on Education and Housing		
S.C.R. No. 7	Committee on Human Services	S.C.R. No. 27	Jointly to the Committee on Human Services and the Committee on Health
S.C.R. No. 8	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 28	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 9	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 29	Jointly to the Committee on Human Services and the Committee on Health
S.C.R. No. 10	Committee on Water, Land, Agriculture and Hawaiian Affairs, then to the Committee on Judiciary and Government Operations	S.C.R. No. 30	Committee on Education and Housing
		S.C.R. No. 31	Committee on Education and Housing, then to the Committee on Ways and Means
S.C.R. No. 11	Jointly to the Committee on Education and Housing and the Committee on Human Services	S.C.R. No. 32	Jointly to the Committee on Human Services and the Committee on Labor
S.C.R. No. 12	Committee on Water, Land, Agriculture and Hawaiian Affairs	S.C.R. No. 33	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations
S.C.R. No. 13	Jointly to the Committee on Human Services and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Commerce and Consumer Protection	S.C.R. No. 34	Committee on Education and Housing, then to the Committee on Ways and Means
S.C.R. No. 14	Committee on Human Services	S.C.R. No. 35	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 15	Committee on Human Services	S.C.R. No. 36	Jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Transportation, International and Intergovernmental Affairs, then to the Committee on Ways and Means
S.C.R. No. 16	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection		
S.C.R. No. 17	Jointly to the Committee on Human Services and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means	S.C.R. No. 37	Committee on Water, Land, Agriculture and Hawaiian Affairs
		S.C.R. No. 38	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.C.R. No. 18	Jointly to the Committee on Education and Housing and the Committee on Higher Education	S.C.R. No. 39	Committee on Education and Housing, then to the Committee on Ways and Means
S.C.R. No. 19	Committee on Human Services		
S.C.R. No. 20	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations		
S.C.R. No. 21	Committee on Education and Housing		
S.C.R. No. 22	Committee on Health		
S.C.R. No. 23	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs		
S.C.R. No. 24	Jointly to the Committee on Economic Development and Technology and the Committee on Public Safety and Military Affairs		

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions that were offered on Monday, February 2, 2009; and Friday, February 6, 2009:

S.R. No.	Referred to:
S.R. No. 6	Jointly to the Committee on Economic Development and Technology and the Committee on Judiciary and Government Operations
S.R. No. 7	Committee on Tourism
S.R. No. 8	Committee on Human Services
S.R. No. 9	Jointly to the Committee on Human Services and the Committee on Education and Housing

S.R. No. 10	Committee on Human Services
S.R. No. 11	Committee on Human Services
S.R. No. 12	Committee on Human Services
S.R. No. 13	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.R. No. 14	Committee on Health
S.R. No. 15	Committee on Human Services
S.R. No. 16	Committee on Economic Development and Technology, then to the Committee on Judiciary and Government Operations
S.R. No. 17	Committee on Education and Housing
S.R. No. 18	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, Agriculture and Hawaiian Affairs
S.R. No. 19	Jointly to the Committee on Economic Development and Technology and the Committee on Public Safety and Military Affairs
S.R. No. 20	Jointly to the Committee on Public Safety and Military Affairs and the Committee on Judiciary and Government Operations
S.R. No. 21	Committee on Water, Land, Agriculture and Hawaiian Affairs
S.R. No. 22	Committee on Water, Land, Agriculture and Hawaiian Affairs

RE-REFERRAL OF MESSAGES FROM THE GOVERNOR

The Chair re-referred the following Governor's Messages that were received:

G.M. No.	Re-referred to:
Gov. Msg. No. 268	Committee on Economic Development and Technology
Gov. Msg. No. 280	Committee on Economic Development and Technology

RE-REFERRAL OF SENATE BILLS

The Chair re-referred the following Senate bills that were introduced:

S.B. No.	Re-referred to:
S.B. No. 773	Committee on Education and Housing, then to the Committee on Ways and Means
S.B. No. 886	Committee on Commerce and Consumer Protection

ADJOURNMENT

At 11:59 a.m., on motion by Senator Sakamoto, seconded by Senator Hemmings and carried, the Senate adjourned until 11:30 a.m., Tuesday, February 10, 2009.