

## TWENTY-FOURTH DAY

## Thursday, March 5, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:40 a.m. with the President in the Chair.

The Divine Blessing was invoked by Pastor Russell Higa, Honolulu Christian Church, after which the Roll was called showing all Senators present with the exception of Senator Hemmings who was excused.

The President announced that she had read and approved the Journal of the Twenty-Third Day.

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

Senator Chun Oakland congratulated Aloha 'Aina Earth Day on their Fifth Anniversary and introduced Rene Mansho of Schnitzer Steel; Roy Hung of Goodwill Industries; Pleiades Dolor of Hagadone Printing; Mike Owens of Intrade Corp.; Nik Nikolaidis of T&N Services; and Kini Santana of Walmart.

Senators Baker, English, Hooser, Kokubun, Nishihara and Sakamoto congratulated and recognized the following students as finalists in the Hawai'i Alliance of Boys & Girls Club 2009 Youth of the Year State Competition: Benjamin Hoyt, Benjie Baclig, Meghan McGrath, Rachel Getz, Meko Thompson II, and Samantha Bernard.

At 12:05 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:16 p.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 444 to 448) were read by the Clerk and were placed on file:

Gov. Msg. No. 444, transmitting a Report on the Repair and Maintenance Needs of the State's War Memorials and Veterans' Cemeteries, prepared by the Department of Defense, Office of Veterans Services, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 445, dated February 12, 2009, transmitting the Hawaii State Foundation on Culture and the Arts' Annual Report for Fiscal Year 2007-2008, pursuant to Section 9-3, HRS.

Gov. Msg. No. 446, dated March 2, 2009, transmitting the Director of Finance's Reports pursuant to Act 213, SLH 2007, as amended by Act 158, SLH 2008.

Gov. Msg. No. 447, dated March 2, 2009, transmitting the Governor's Reports pursuant to Act 213, SLH 2007, as amended by Act 158, SLH 2008.

Gov. Msg. No. 448, dated March 2, 2009, transmitting a Report Relating to State Funds, prepared by the Department of Budget and Finance pursuant to Act 272, SLH 2007.

## DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 64 to 66) were read by the Clerk and were placed on file:

Dept. Com. No. 64, from the County of Maui, Office of the County Clerk, dated February 20, 2009, transmitting Resolution No. 09-10, Urging Support of House Bill No. 1778 Relating to the Pi'ilani Trail From Kaupo to Kapalua, which was adopted on February 20, 2009.

Dept. Com. No. 65, from the State Auditor, dated February 27, 2009, transmitting a report, "Study on the

Appropriate Accountability Structure of the Hawaii Teacher Standards Board." (Report No. 09-05).

Dept. Com. No. 66, from the University of Hawaii, dated February 25, 2009, transmitting the Research Corporation of the University of Hawaii's Annual Report for 2008.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 14 to 22) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 14, transmitting H.B. No. 595, which passed Third Reading in the House of Representatives on February 25, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 595, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed First Reading by title and was referred jointly to the Committee on Water, Land, Agriculture and Hawaiian Affairs and the Committee on Energy and Environment.

Hse. Com. No. 15, transmitting H.B. No. 1475, which passed Third Reading in the House of Representatives on February 25, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1475, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 16, transmitting H.B. No. 1639, which passed Third Reading in the House of Representatives on February 25, 2009, was placed on file.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.B. No. 1639, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM PROPERTY REGIMES," passed First Reading by title and was referred to the Committee on Commerce and Consumer Protection.

Hse. Com. No. 17, transmitting H.C.R. No. 5, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 5, entitled: "HOUSE CONCURRENT RESOLUTION URGING FAITH-BASED ORGANIZATIONS TO NETWORK AND COOPERATE TO SUPPORT FOSTER FAMILIES IN HAWAII," was referred to the Committee on Human Services.

Hse. Com. No. 18, transmitting H.C.R. No. 32, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 32, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING INTERNATIONAL WHITE RIBBON CAMPAIGNS TO END MEN'S VIOLENCE AGAINST WOMEN AND ENCOURAGING THE ESTABLISHMENT OF A WHITE RIBBON CAMPAIGN ORGANIZATION IN HAWAII," was referred to the Committee on Human Services.

Hse. Com. No. 19, transmitting H.C.R. No. 38, H.D. 1, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 38, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH," was referred to the Committee on Human Services.

Hse. Com. No. 20, transmitting H.C.R. No. 39, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 39, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE MONTH OF MAY AS 'FOSTER CARE AWARENESS MONTH', A TIME TO EDUCATE THE PUBLIC ABOUT THE VARIOUS COMPONENTS OF FOSTER CARE, INCLUDING FOSTER PARENTS, CHILDREN, AND FAMILIES," was referred to the Committee on Human Services.

Hse. Com. No. 21, transmitting H.C.R. No. 44, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH," was referred to the Committee on Human Services.

Hse. Com. No. 22, transmitting H.C.R. No. 46, which was adopted by the House of Representatives on February 25, 2009, was placed on file.

By unanimous consent, H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS TO PROTECT FUNDING AND MAINTAIN PROGRAMS, LAWS, REGULATIONS, AND POLICIES THAT ASSIST VICTIMS OF DOMESTIC VIOLENCE," was referred to the Committee on Human Services.

#### SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 51 to 54) were read by the Clerk and were referred to committee:

S.C.R. No. 51 "SENATE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAI'I SYSTEM TO IDENTIFY ITS MOST IMPORTANT FOUNDATIONAL COURSES TO ENSURE THAT FOUNDATIONAL COURSES ARE NOT ADVERSELY IMPACTED BY THE UNIVERSITY OF HAWAI'I SYSTEM'S CURRENT BUDGET REDUCTIONS DURING A PERIOD OF INCREASED ENROLLMENT," was offered by Senator Sakamoto.

Referred to: Committee on Higher Education

S.C.R. No. 52 "SENATE CONCURRENT RESOLUTION REQUESTING THAT THE HOOKAKOO CORPORATION REPORT ON THE PROGRESS AND IMPACTS OF THE MODELS FOR EXPANDED LEARNING TIME BEING PILOTED BY THE HOOKAKOO CORPORATION'S PARTNER CONVERSION CHARTER SCHOOLS," was offered by Senator Sakamoto.

Referred to: Committee on Education and Housing

S.C.R. No. 53 "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A REVIEW OF THE REGULATION OF REAL ESTATE APPRAISAL MANAGEMENT COMPANIES," was offered by Senator Baker.

Referred to: Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means

S.C.R. No. 54 "SENATE CONCURRENT RESOLUTION REQUESTING THE CONTINUATION OF THE FAMILY COURT LEGAL INTERVENTIONS WORKING GROUP ESTABLISHED IN 2007 BY SENATE RESOLUTION NO. 10, S.D. 1 (2007)," was offered by Senators Chun Oakland and Fukunaga.

Referred to: Committee on Judiciary and Government Operations

#### SENATE RESOLUTION

The following resolution (S.R. No. 31) was read by the Clerk and was referred to committee:

S.R. No. 31 "SENATE RESOLUTION REQUESTING THE CONTINUATION OF THE FAMILY COURT LEGAL INTERVENTIONS WORKING GROUP ESTABLISHED IN 2007 BY SENATE RESOLUTION NO. 10, S.D. 1 (2007)," was offered by Senators Chun Oakland and Fukunaga.

Referred to: Committee on Judiciary and Government Operations

#### STANDING COMMITTEE REPORTS

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 448) recommending that S.B. No. 288, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 288, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SCHOOLS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 449) recommending that S.B. No. 1568, S.D. 1, as amended in S.D. 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1568, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 450) recommending that S.B. No. 378, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 378, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FISHING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 451) recommending that S.B. No. 411, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 411, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAENA POINT STATE PARK," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Hee and Gabbard, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 452) recommending that S.B. No. 50, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 50, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY PRODUCERS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 453) recommending that S.B. No. 635, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 635, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 454) recommending that the Senate advise and consent to the nomination of ALAN H. GOTTLIEB to the Board of Agriculture, in accordance with Gov. Msg. No. 382.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 454 and Gov. Msg. No. 382 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 455) recommending that the Senate advise and consent to the nominations to the Koke'e State Park Advisory Council of the following:

IVAN I. NITTA, in accordance with Gov. Msg. No. 393; and

IVAN I. NITTA, in accordance with Gov. Msg. No. 394.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 455 and Gov. Msg. Nos. 393 and 394 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 456) recommending that the Senate advise and consent to the nominations to the Hawaiian Homes Commission of the following:

ALBERT P. NAHALE-A III, in accordance with Gov. Msg. No. 390;

ALBERT P. NAHALE-A III, in accordance with Gov. Msg. No. 391; and

HENRY K. TANCAYO SR., in accordance with Gov. Msg. No. 396.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 456 and Gov. Msg. Nos. 390, 391 and 396 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 457) recommending that the Senate advise and consent to the nominations to the Legacy Land Conservation Commission of the following:

CARL J. BERG JR., in accordance with Gov. Msg. No. 377; and

KAREN GS YOUNG, in accordance with Gov. Msg. No. 399.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 457 and Gov. Msg. Nos. 377 and 399 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 458) recommending that the Senate advise and consent to the nomination of JERRY A. NISHEK to the Advisory Committee on Pesticides, in accordance with Gov. Msg. No. 266.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 458 and Gov. Msg. No. 266 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 459) recommending that the Senate advise and consent to the nomination of STEPHANIE S. H. CRIVELLO to the Community-Based Economic Development Advisory Council, in accordance with Gov. Msg. No. 378.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 459 and Gov. Msg. No. 378 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 460) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Islands of Maui and Lanai of the following:

JAMES S. BALLAO M.ED., in accordance with Gov. Msg. No. 376;

SCOTT G. FISHER, in accordance with Gov. Msg. No. 381; and

EDWARD H. KAAHUI, in accordance with Gov. Msg. No. 383.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 460 and Gov. Msg. Nos. 376, 381 and 383 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 461) recommending that the Senate advise and consent to the nomination of KAY M. MUKAIGAWA to the Hawai'i Community Development Authority (HCDA), in accordance with Gov. Msg. No. 389.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 461 and Gov. Msg. No. 389 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 462) recommending that the Senate advise and consent to the nomination of KEITH R. YAP to the Island Burial Council, Islands of Kaua'i and Ni'ihau, in accordance with Gov. Msg. No. 397.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 462 and Gov. Msg. No. 397 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 463) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Island of Hawai'i of the following:

LENINGRAD ELARIONOFF, in accordance with Gov. Msg. No. 380;

JAMES G. LEE JR., in accordance with Gov. Msg. No. 385; and

CHARLES KUI HIN YOUNG, in accordance with Gov. Msg. No. 398.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 463 and Gov. Msg. Nos. 380, 385 and 398 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 464) recommending that the Senate advise and consent to the nominations to the Island Burial Council, Island of Oahu of the following:

AARON D. MAHI, in accordance with Gov. Msg. No. 386; and

MARK KAWIKA MCKEAGUE, in accordance with Gov. Msg. No. 387.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 464 and Gov. Msg. Nos. 386 and 387 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 465) recommending that the Senate advise and consent to the nomination of REBECCA R. ALAKAI to the Natural Area Reserve System Commission, in accordance with Gov. Msg. No. 375.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 465 and Gov. Msg. No. 375 was deferred until Friday, March 6, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 466) recommending that S.B. No. 298, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 298, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 467) recommending that S.B. No. 520, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 520, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 468) recommending that S.B. No. 549, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 549, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE EXPRESS WARRANTY ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 469) recommending that S.B. No. 574, as amended in

S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 574, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 470) recommending that S.B. No. 636, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 636, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 471) recommending that S.B. No. 506, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 506, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 472) recommending that S.B. No. 1069, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 473) recommending that S.B. No. 1083, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1083, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BURIAL SITES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 474) recommending that S.B. No. 162 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 162, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep.

No. 475) recommending that S.B. No. 259 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 259, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 476) recommending that S.B. No. 654 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 654, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 477) recommending that S.B. No. 848 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 848, entitled: "A BILL FOR AN ACT RELATING TO METAL," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 478) recommending that S.B. No. 856 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 856, entitled: "A BILL FOR AN ACT RELATING TO IDENTIFICATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 479) recommending that S.B. No. 906 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 906, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 480) recommending that S.B. No. 1215 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1215, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION RELATED TO RESIDENCE REQUIREMENTS FOR MEMBERS OF THE LEGISLATURE," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 481) recommending that S.B. No. 309 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B.

No. 309, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 482) recommending that S.B. No. 721 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 721, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT-WIDE IMPROVEMENT PROGRAMS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 483) recommending that S.B. No. 1108 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1108, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 484) recommending that the Senate advise and consent to the nomination of JONATHAN J. CHUN to the State Rehabilitation Council, in accordance with Gov. Msg. No. 297.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 484 and Gov. Msg. No. 297 was deferred until Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 485) recommending that the Senate advise and consent to the nominations to the Early Learning Council of the following:

CHARLES E. LARSON, in accordance with Gov. Msg. No. 298; and

CRYSTAL RAY K. NAONE, in accordance with Gov. Msg. No. 300.

LORA A. PERRY, in accordance with Gov. Msg. No. 301;

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 485 and Gov. Msg. Nos. 298, 300 and 301 was deferred until Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 486) recommending that the Senate advise and consent to the nominations to the Policy Advisory Board for Elder Affairs (PABEA) of the following:

GARY SIMON, in accordance with Gov. Msg. No. 302;

MARTIN E. ARTHUR II, in accordance with Gov. Msg. No. 424;

PATRICK J. DUARTE, in accordance with Gov. Msg. No. 425; and

GARY Y. FUJITANI, in accordance with Gov. Msg. No. 426.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 486 and Gov. Msg. Nos. 302, 424, 425 and 426 was deferred until Friday, March 6, 2009.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 487) recommending that the Senate advise and consent to the nominations to the Commission on Fatherhood of the following:

MICHAEL R. DIAS, in accordance with Gov. Msg. No. 427; and

MYRNA B. MURDOCH, in accordance with Gov. Msg. No. 428.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 487 and Gov. Msg. Nos. 427 and 428 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 488) recommending that the Senate advise and consent to the nomination of OWEN MIYAMOTO to the Commission on Transportation, in accordance with Gov. Msg. No. 369.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 488 and Gov. Msg. No. 369 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 489) recommending that the Senate advise and consent to the nomination of ANITA MAE K. NAONE to the Hawai'i Sister State Committee, in accordance with Gov. Msg. No. 370.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 489 and Gov. Msg. No. 370 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 490) recommending that the Senate advise and consent to the nominations to the Harbors Modernization Group of the following:

EDWARD W. ENOS JR., in accordance with Gov. Msg. No. 368; and

GARY J. NORTH, in accordance with Gov. Msg. No. 371.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 490 and Gov. Msg. Nos. 368 and 371 was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 491) recommending that the Senate advise and consent to the nominations to the State Highway Safety Council of the following:

ANITA DIMAURO, in accordance with Gov. Msg. No. 367;

EVAN K. CHING, in accordance with Gov. Msg. No. 431;

CHARLES M. HIRATA, in accordance with Gov. Msg. No. 432;

GEORGE L. KEKUNA, in accordance with Gov. Msg. No. 433; and

MITCHELL S. NAKAGAWA, in accordance with Gov. Msg. No. 434.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 491 and Gov. Msg. Nos. 367, 431, 432, 433 and 434 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 492) recommending that the Senate advise and consent to the

nominations to the Advisory Committee on Pesticides of the following:

ROBERT D. HAUFF, in accordance with Gov. Msg. No. 254; and

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 492 and Gov. Msg. No. 254 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 493) recommending that the Senate advise and consent to the nomination of PAULA J. HEGELE to the Board of Directors of the Agribusiness Development Corporation, in accordance with Gov. Msg. No. 435.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 493 and Gov. Msg. No. 435 was deferred until Friday, March 6, 2009.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 494) recommending that S.B. No. 688 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 688, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," passed Second Reading and was placed on the calendar for Third Reading on Friday, March 6, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 495) recommending that S.B. No. 942, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 942, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNDERGROUND STORAGE TANKS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 496) recommending that S.B. No. 105, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 105, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROTECTIVE PROCEEDINGS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 497) recommending that S.B. No. 474, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 474, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII CONSTITUTION, TO CLARIFY THE GUBERNATORIAL APPOINTMENT PROCESS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep.

No. 498) recommending that S.B. No. 1184, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1184, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CIVIL RIGHTS COMMISSION," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 499) recommending that S.B. No. 1194, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1194, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ORDER," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Espero, for the Committee on Public Safety and Military Affairs, presented a report (Stand. Com. Rep. No. 500) recommending that S.B. No. 207, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 501) recommending that S.B. No. 466, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 501 and S.B. No. 466, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO POLLUTION," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 502) recommending that S.B. No. 1040, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 502 and S.B. No. 1040, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SMOKING," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 503) recommending that S.B. No. 1352, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 503 and S.B. No. 1352, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 504) recommending that S.B. No. 1181, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 504 and S.B. No. 1181, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 505) recommending that S.B. No. 1268, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 505 and S.B. No. 1268, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 506) recommending that S.B. No. 564, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 506 and S.B. No. 564, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 507) recommending that S.B. No. 440, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 507 and S.B. No. 440, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," was deferred until Tuesday, March 10, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report (Stand. Com. Rep. No. 508) recommending that S.B. No. 295, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 508 and S.B. No. 295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 509) recommending that S.B. No. 606, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 509 and S.B. No. 606, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 510) recommending that S.B. No. 133, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 510 and S.B. No. 133, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES," was deferred until Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 511) recommending that S.B. No. 15, as amended in S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 511 and S.B. No. 15, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE POWER OF ARREST," was deferred until Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 512) recommending that S.B. No. 603, as amended in S.D. 1, pass Second Reading and placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 603, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Sakamoto, for the Committee on Education and Housing, presented a report (Stand. Com. Rep. No. 513) recommending that S.B. No. 455, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 455, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 514) recommending that S.B. No. 1086, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1086, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PET ANIMALS," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 515) recommending that S.B. No. 93, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 93, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCING," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 516) recommending that S.B. No. 65, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 65, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE," passed Second Reading and was placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 517) recommending that S.B. No. 53 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 53, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 518) recommending that S.B. No. 880 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 880, entitled: "A BILL FOR AN ACT RELATING TO GAS PIPELINE SYSTEMS," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senators Tokuda and Sakamoto, for the Committee on Higher Education and the Committee on Education and Housing, presented a joint report (Stand. Com. Rep. No. 519) recommending that S.B. No. 501 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 501, entitled: "A BILL FOR AN ACT RELATING TO THE TEACHER EDUCATION COORDINATING COMMITTEE," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 520) recommending that S.B. No. 108 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 108, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 521) recommending that S.B. No. 205, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 521 and S.B. No. 205, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OWNER-BUILDERS," was deferred until Friday, March 6, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 522) recommending that S.B. No. 461, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 522 and S.B. No. 461, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 523) recommending that S.B. No. 112 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 523 and S.B. No. 112, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN'S JUSTICE PROGRAM," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 524) recommending that S.B. No. 121, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 524 and S.B. No. 121, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM PRUDENT MANAGEMENT OF INSTITUTIONAL FUNDS ACT," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 525) recommending that S.B. No. 230, S.D. 1 pass Third Reading.



By unanimous consent, action on Stand. Com. Rep. No. 525 and S.B. No. 230, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE RIGHTS OF VICTIMS," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 526) recommending that S.B. No. 438 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 526 and S.B. No. 438, entitled: "A BILL FOR AN ACT RELATING TO BOARD OF EDUCATION MEETINGS," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 527) recommending that S.B. No. 535 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 527 and S.B. No. 535, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 528) recommending that S.B. No. 786, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 528 and S.B. No. 786, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PLACES," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 529) recommending that S.B. No. 799 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 529 and S.B. No. 799, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE X, SECTION 2, OF THE HAWAII CONSTITUTION, TO CLARIFY THE SELECTION OF THE STUDENT MEMBER OF THE BOARD OF EDUCATION," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 530) recommending that S.B. No. 843, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 530 and S.B. No. 843, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 531) recommending that S.B. No. 851, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 531 and S.B. No. 851, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 532) recommending that S.B. No. 930 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 532 and S.B. No. 930, entitled: "A BILL FOR AN ACT RELATING TO VOLUNTEER MEDICAL ASSISTANCE SERVICES," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 533) recommending that S.B. No. 937 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 533 and S.B. No. 937, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 534) recommending that S.B. No. 1142, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 534 and S.B. No. 1142, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN ASSISTANTS," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 535) recommending that S.B. No. 1622, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 535 and S.B. No. 1622, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor presented a report (Stand. Com. Rep. No. 536) recommending that S.B. No. 896, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 536 and S.B. No. 896, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL SERVICE LAW," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 537) recommending that S.B. No. 208 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 537 and S.B. No. 208, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 538) recommending that S.B. No. 614 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 538 and S.B. No. 614, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," was deferred until Friday, March 6, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 539) recommending that S.B. No. 1120 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 539 and S.B. No. 1120, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," was deferred until Friday, March 6, 2009.

Senator Takamine, for the majority of the Committee on Labor, presented a report (Stand. Com. Rep. No. 540) recommending that S.B. No. 782, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 540 and S.B. No. 782, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," was deferred until Friday, March 6, 2009.

Senator English, for the Committee on Transportation, International and Intergovernmental Affairs, presented a report

(Stand. Com. Rep. No. 541) recommending that S.B. No. 936 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 541 and S.B. No. 936, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF HEALTH CERTIFICATES," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 542) recommending that S.B. No. 567 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 542 and S.B. No. 567, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred until Friday, March 6, 2009.

Senator Taniguchi, for the majority of the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 543) recommending that S.B. No. 477 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the majority of the Committee was adopted and S.B. No. 477, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT RETENTION OF ATTORNEYS," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Taniguchi, for the Committee on Judiciary and Government Operations, presented a report (Stand. Com. Rep. No. 544) recommending that S.B. No. 107 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 107, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE REVOCATION," passed Second Reading and be placed on the calendar for Third Reading on Tuesday, March 10, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 545) recommending that S.B. No. 497, S.D. 1 pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 545 and S.B. No. 497, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TEACHER STANDARDS BOARD," was deferred until Friday, March 6, 2009.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 546) recommending that the Senate advise and consent to the nomination of PETER H. COOPER to the Environmental Council, in accordance with Gov. Msg. No. 295.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 546 and Gov. Msg. No. 295 was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 547) recommending that S.C.R. No. 44 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 547 and S.C.R. No. 44, entitled: "SENATE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, 'THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF', ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY," was deferred until Friday, March 6, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 548) recommending that S.R. No. 26, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 548 and S.R. No. 26, S.D. 1, entitled: "SENATE RESOLUTION EXPRESSING SUPPORT FOR THE UNITED STATES GEOLOGICAL SURVEY REPORT, 'THE CORAL REEF OF SOUTH MOLOKAI, HAWAII: PORTRAIT OF A SEDIMENT THREATENED FRINGING REEF', ENCOURAGING FEDERAL, STATE, AND COMMUNITY COOPERATION TO STEWARD THE SOUTH MOLOKAI REEF FISHERY," was deferred until Friday, March 6, 2009.

#### ORDER OF THE DAY

#### ADOPTION OF RESOLUTION

#### MATTER DEFERRED FROM WEDNESDAY, FEBRUARY 25, 2009

Hse. Com. No. 13 (H.C.R. No. 85, H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, H.C.R. No. 85, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION CELEBRATING THE 50TH ANNIVERSARY OF HAWAII'S ADMISSION INTO THE UNION OF THE UNITED STATES AS THE 50TH STATE," was adopted.

#### THIRD READING

S.B. No. 113:

On motion by Senator Ige, seconded by Senator Baker and carried, S.B. No. 113, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1055:

On motion by Senator English, seconded by Senator Gabbard and carried, S.B. No. 1055, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 384:

On motion by Senator Sakamoto, seconded by Senator English and carried, S.B. No. 384, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 673:

On motion by Senator English, seconded by Senator Chun Oakland and carried, S.B. No. 673, entitled: "A BILL FOR AN ACT RELATING TO ZONING," passed Third Reading on the following showing of Ayes and Noes:

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

#### RE-REFERRAL OF MESSAGE FROM THE GOVERNOR

The Chair re-referred the following Governor's Message that was received:

G.M. No.	Re-referred to:
Gov. Msg. No. 420	Committee on Water, Land, Agriculture and Hawaiian Affairs

**RE-REFERRAL OF  
SENATE CONCURRENT RESOLUTION**

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

S.C.R. No.            Re-referred to:  
S.C.R. No. 18        Committee on Education and Housing

At 12:20 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:27 p.m.

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

“On February 19, 2009, colleagues, a Hawaii National Guard member, Cwislyn Walter, died in Kuwait. Born in Chuuk, Micronesia, she was 19 years old and a graduate of Farrington High School, where she did excel in athletics. She was on the volleyball team and the softball team, and she was a member of the Island Harmony singing and dance troupe. She was taking classes on-line at the University of Maryland with hopes of attending the university when she returned from her tour in Kuwait.

“Today, I’d like to request that the Senate adjourn on a rising vote and observe a moment of silence in honor and memory of Cwislyn Walter of the Hawaii National Guard. Thank you.”

The Chair so ordered.

Senator Taniguchi, Chair of the Committee on Judiciary and Government Operations, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 846.

Senator Taniguchi noted:

“Madam President, we had heard this bill earlier and we kind of just thought of a possible solution to it recently, so we’d like to have further decision-making on this bill.”

The Chair granted the waiver.

Senator Baker, Chair of the Committee on Commerce and Consumer Protection, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 1675, S.D. 1.

Senator Baker noted:

“S.B. No. 1675, S.D. 1, ‘Relating to Renewable Energy’ was heard in the Committee on Commerce and Consumer Protection on the 3rd of March and we deferred it. However, after receiving additional information, the Chair would like to recommend to the committee that the measure move out in an amended form, preserving the sections of the bill relating to the definition of ‘eligible customer-generator’ as well as the section addressing the concerns of existing net metering customer contracts.”

The Chair granted the waiver.

At this time, the Chair made the following announcement:

“The deadline to file all committee reports for single referral bills that need to pass Second Reading is 6:00 p.m. tonight.”

**ADJOURNMENT**

At 12:33 p.m., on motion by Senator Sakamoto, seconded by Senator Sлом and carried, the Senate adjourned until 11:30 a.m., Friday, March 6, 2009, on a rising vote, observing a moment of silence in memory of Hawaii Army National Guard Specialist Cwislyn Walter who gave her life for her country while serving in Operation Iraqi Freedom.