

FORTY-THIRD DAY

Tuesday, April 7, 2009

The Senate of the Twenty-Fifth Legislature of the State of Hawai'i, Regular Session of 2009, convened at 11:33 a.m. with the President in the Chair.

The Divine Blessing was invoked by Mr. George Grey, Office of the Honorable Donna Mercado Kim, 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 Forty-Second Day.

At this time, Senator Espero commended and congratulated the United Filipino Council of Hawaii (UFC), which was awarded the 2008 Banaag Presidential Award for exceptional and outstanding contribution to Philippine progress and development. Representing the UFC were Eddie D. Agas, Sr. (current President), Don Alvarez (past President), Bryan P. Andaya, Esq. (immediate past President), Chuleta Paco (past Treasurer); and Edna Ballesteros (2008 Mrs. Hawaii Filipina).

At 11:39 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 a.m.

MESSAGE FROM THE GOVERNOR

The following message from the Governor (Gov. Msg. No. 598) was read by the Clerk and was placed on file:

Gov. Msg. No. 598, dated April 6, 2009, transmitting the Revised 7-year TANF Financial Plan that was updated due to new developments, prepared by the Department of Human Services.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 381 to 390) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 381, returning S.B. No. 58, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 58, S.D. 2 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSURANCE," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 382, returning S.B. No. 203, S.D. 2, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 203, S.D. 2 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 383, returning S.B. No. 848, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 848 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO METAL," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 384, returning S.B. No. 940, S.D. 1, as amended in H.D. 1, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 940, S.D. 1 (H.D. 1), entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 385, returning S.B. No. 1195, S.D. 1, as amended in H.D. 2, which passed Third Reading in the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, action on S.B. No. 1195, S.D. 1 (H.D. 2), entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," was deferred until Wednesday, April 8, 2009.

Hse. Com. No. 386, transmitting H.C.R. No. 56, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 56, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONGRESS OF THE UNITED STATES TO PROTECT WILDLIFE AND WILDERNESS BY OPPOSING OIL AND GAS EXPLORATION AND DEVELOPMENT IN THE ARCTIC NATIONAL WILDLIFE REFUGE AND ON THE OUTER CONTINENTAL SHELF AND SUPPORTING CLEAN, RENEWABLE ENERGY ALTERNATIVES," was deferred.

Hse. Com. No. 387, transmitting H.C.R. No. 57, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE ADOPTION OF THE UNITED NATIONS MILLENNIUM DEVELOPMENT GOALS," was deferred.

Hse. Com. No. 388, transmitting H.C.R. No. 58, H.D. 2, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 58, H.D. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII COLLEGE OF EDUCATION TO UNDERTAKE EFFORTS TO INTEGRATE ADDITIONAL INTERNATIONAL AFFAIRS AND GLOBAL EDUCATION COURSEWORK INTO ITS CURRICULUM," was deferred.

Hse. Com. No. 389, transmitting H.C.R. No. 60, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AT MANOA, COLLEGE OF SOCIAL SCIENCES, PUBLIC POLICY CENTER AND SPARK M. MATSUNAGA INSTITUTE FOR PEACE AND CONFLICT RESOLUTION TO CONVENE A WORKING GROUP TO EXPLORE THE SAFE USE OF HUNTING DOGS ON PUBLIC HIKING TRAILS," was deferred.

Hse. Com. No. 390, transmitting H.C.R. No. 224, H.D. 1, which was adopted by the House of Representatives on April 6, 2009, was placed on file.

By unanimous consent, H.C.R. No. 224, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING APRIL 24 AS A DAY OF REMEMBRANCE IN RECOGNITION AND COMMEMORATION OF THE ARMENIAN GENOCIDE OF 1915," was deferred.

STANDING COMMITTEE REPORTS

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1176) recommending that the Senate advise and consent to the nomination of JOSE R. DIOGO to the Board of Taxation Review, 4th Taxation District (Kaua'i), in accordance with Gov. Msg. No. 372.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1176 and Gov. Msg. No. 372 was deferred until Wednesday, April 8, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1177) recommending that the Senate advise and consent to the nomination of RONALD A. KAWAHARA to the Board of Taxation Review, 2nd Taxation District (Maui), in accordance with Gov. Msg. No. 373.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1177 and Gov. Msg. No. 373 was deferred until Wednesday, April 8, 2009.

Senator Kim, for the Committee on Ways and Means, presented a report (Stand. Com. Rep. No. 1178) recommending that the Senate advise and consent to the nomination of MARIA J. LOWDER to the Board of Taxation Review, 1st Taxation District (Oahu), in accordance with Gov. Msg. No. 374.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1178 and Gov. Msg. No. 374 was deferred until Wednesday, April 8, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1179) recommending that the Senate advise and consent to the nomination of CLARK S. HASHIMOTO to the Board of Agriculture, in accordance with Gov. Msg. No. 515.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1179 and Gov. Msg. No. 515 was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1180) recommending that S.C.R. No. 64, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1180 and S.C.R. No. 64, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES," was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1181) recommending that S.R. No. 38, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1181 and S.R. No. 38, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING EACH JURISDICTION WITHIN THE STATE OF HAWAII TO SUBMIT PERIODIC REPRICING REVIEWS, AS REQUIRED UNDER SECTION 89-9, HAWAII REVISED STATUTES," was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1182) recommending that S.C.R. No. 67, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1182 and S.C.R. No. 67, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HOUSE AND SENATE COMMITTEES ON LABOR TO CONDUCT JOINT HEARINGS TO ASSESS THE PERFORMANCE OF

THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS," was deferred until Wednesday, April 8, 2009.

Senator Takamine, for the Committee on Labor, presented a report (Stand. Com. Rep. No. 1183) recommending that S.R. No. 41, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1183 and S.R. No. 41, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE SENATE COMMITTEE ON LABOR TO CONDUCT A HEARING TO ASSESS THE PERFORMANCE OF THE BOARD OF TRUSTEES OF THE DEFERRED COMPENSATION PLAN AND PLAN ADMINISTRATORS, AND TO RECOMMEND APPROPRIATE MEANS TO RESOLVE COMPLAINTS BY PLAN MEMBERS," was deferred until Wednesday, April 8, 2009.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1184) recommending that H.B. No. 591, H.D. 1, S.D. 1, as amended in S.D. 2, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1184 and H.B. No. 591, H.D. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," was deferred until April 9, 2009.

Senator Hee, for the Committee on Water, Land, Agriculture, and Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1185) recommending that H.B. No. 1436, H.D. 1, S.D. 1, pass Third Reading.

By unanimous consent, action on Stand. Com. Rep. No. 1185 and H.B. No. 1436, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred until Wednesday, April 8, 2009.

ORDER OF THE DAY**AGREE/DISAGREE****MATTERS DEFERRED FROM
MONDAY, APRIL 6, 2009**

S.B. No. 1065, S.D. 2 (H.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate disagreed to the amendments proposed by the House to S.B. No. 1065, S.D. 2, and requested a conference on the subject matter thereof.

At this time, the Chair said:

"Conferees will be named in accordance with the action sheet to be distributed to your offices at a later date."

ADVISE AND CONSENT

Stand. Com. Rep. No. 1169 (Gov. Msg. No. 492):

Senator Baker moved that Stand. Com. Rep. No. 1169 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of STEVEN R. OBERG CPA to the State Board of Public Accountancy, term to expire June 30, 2010, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1170 (Gov. Msg. No. 461):

Senator Baker moved that Stand. Com. Rep. No. 1170 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of KEVIN R. GIBSON to the Board of Examiners in Naturopathy, term to expire June 30, 2012, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1171 (Gov. Msg. No. 462):

Senator Baker moved that Stand. Com. Rep. No. 1171 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of JAEDA R. ELVENIA to the State Board of Nursing, term to expire June 30, 2012, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1172 (Gov. Msg. No. 463):

Senator Baker moved that Stand. Com. Rep. No. 1172 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of WALTER L. HARVEY III to the Real Estate Commission, term to expire June 30, 2013, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1172 (Gov. Msg. No. 464):

Senator Baker moved that Stand. Com. Rep. No. 1172 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of STANLEY M. KURIYAMA to the Real Estate Commission, term to expire June 30, 2013, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 1173 (Gov. Msg. No. 518):

Senator Baker moved that Stand. Com. Rep. No. 1173 be received and placed on file, seconded by Senator Ige and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of RICHARD J.Y. LOUIS to the Elevator Mechanics Licensing Board, term to expire June 30, 2012, seconded by Senator Ige.

The motion was put by the Chair and carried on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

ADOPTION OF RESOLUTIONS

MATTERS DEFERRED FROM MONDAY, APRIL 6, 2009

Stand. Com. Rep. No. 1156 (S.C.R. No. 121, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 121, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII, COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES, IN COOPERATION WITH THE DEPARTMENT OF AGRICULTURE, DEPARTMENT OF EDUCATION, AND THE HAWAII FARM BUREAU FEDERATION, TO CONVENE A WORKING GROUP OF STAKEHOLDERS TO CONSIDER THE FEASIBILITY OF ESTABLISHING A FARM TO SCHOOL PROGRAM IN HAWAII'S PUBLIC SCHOOLS," was adopted.

Stand. Com. Rep. No. 1157 (S.C.R. No. 87, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 87, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION TO CONVENE A TASK FORCE TO REVIEW STATE AND COUNTY AFFORDABLE HOUSING APPROVAL REQUIREMENTS AND PROCEDURES," was adopted.

Stand. Com. Rep. No. 1158 (S.C.R. No. 69, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1158 and S.C.R. No. 69, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Please instruct the Clerk to enter a 'no' vote for me for S.C.R. No. 69, S.D. 1 (Stand. Com. Rep. No. 1158). Also, S.C.R. No. 63, S.D. 1 (Stand. Com. Rep. No. 1163), and the companion S.R. No. 37, S.D. 1 (Stand. Com. Rep. No. 1164)." (The Chair so ordered.)

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 69, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE UNITED STATES CONGRESS TO ENACT LEGISLATION REGULATING THE SALE AND MARKETING OF TOBACCO PRODUCTS," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1159 (S.C.R. No. 56, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 56, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO INCREASE EDUCATIONAL EFFORTS TO PREVENT AND ERADICATE CERVICAL CANCER," was adopted.

Stand. Com. Rep. No. 1160 (S.C.R. No. 102, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 102, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENSURING THAT ANY LEGISLATIVE EFFORT TO REPAIR THE HEALTHCARE SYSTEM IN HAWAII SHOULD INCORPORATE SUSTAINABLE WELLNESS PROGRAMS THAT ADDRESS THE UNDERLYING CAUSAL FACTORS ASSOCIATED WITH CHRONIC DISEASE," was adopted.

Stand. Com. Rep. No. 1161 (S.C.R. No. 57, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 57, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO MAKE IT A PRIORITY TO EDUCATE THE PUBLIC ON THE PROPER CLEANING OF PRODUCE," was adopted.

Stand. Com. Rep. No. 1162 (S.C.R. No. 77, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1162 and S.C.R. No. 77, S.D. 1 be adopted, seconded by Senator Slom.

Senator Tsutsui rose to request comments in support of the measure be inserted into the Journal.

The Chair having so ordered, Senator Tsutsui's remarks read as follows:

"Madam President, I rise in support of Senate Concurrent Resolution 77, which pays tribute to the late Representative Bob Nakasone. Representative Nakasone faithfully and tirelessly devoted many years towards serving the people of Maui County. His role in securing funding for vital capital improvement projects for Maui has made a positive impact in the lives of our residents. In addition to the many accomplishments while serving on the Maui County Council and State House of Representatives, Representative Nakasone served as a role model for many freshmen legislators, myself included. His presence is surely missed at the Capitol, and I strongly support any action to name one of the Maui Medical Facilities in his honor."

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 77, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION PAYING TRIBUTE TO REPRESENTATIVE ROBERT H. 'BOB' NAKASONE AND HIS LEGACY BY NAMING ONE OF THE MAUI MEDICAL FACILITIES IN HIS HONOR," was adopted.

Stand. Com. Rep. No. 1163 (S.C.R. No. 63, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1163 and S.C.R. No. 63, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Please instruct the Clerk to enter a 'no' vote for me for S.C.R. No. 69, S.D. 1 (Stand. Com. Rep. No. 1158). Also, S.C.R. No. 63, S.D. 1 (Stand. Com. Rep. No. 1163), and the companion S.R. No. 37, S.D. 1 (Stand. Com. Rep. No. 1164)." (The Chair so ordered.)

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 63, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1164 (S.R. No. 37, S.D. 1):

Senator Sakamoto moved that Stand. Com. Rep. No. 1164 and S.R. No. 37, S.D. 1 be adopted, seconded by Senator Slom.

Senator Slom rose to speak in opposition to the measure and stated:

"Please instruct the Clerk to enter a 'no' vote for me for S.C.R. No. 69, S.D. 1 (Stand. Com. Rep. No. 1158). Also, S.C.R. No. 63, S.D. 1 (Stand. Com. Rep. No. 1163), and the

companion S.R. No. 37, S.D. 1 (Stand. Com. Rep. No. 1164)." (The Chair so ordered.)

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 37, S.D. 1, entitled: "SENATE RESOLUTION URGING ALL HOSPITAL EMERGENCY ROOMS IN THE STATE TO PROVIDE EMERGENCY CONTRACEPTION ON DEMAND TO VICTIMS OF SEXUAL ASSAULT OR RAPE," was adopted with Senator Slom voting "No".

Stand. Com. Rep. No. 1165 (S.C.R. No. 38, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 38, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS," was adopted.

Stand. Com. Rep. No. 1166 (S.R. No. 22, S.D. 1):

On motion by Senator Sakamoto, seconded by Senator Slom and carried, the report of the Committee was adopted and S.R. No. 22, S.D. 1, entitled: "SENATE RESOLUTION URGING THE DEVELOPMENT OF A PLAN FOR INCREASING AID AND ASSISTANCE TO ORGANIC FARMERS," was adopted.

Stand. Com. Rep. No. 1167 (S.C.R. No. 37):

Senator Sakamoto moved that Stand. Com. Rep. No. 1167 and S.C.R. No. 37 be adopted, seconded by Senator Slom.

Senator Hooser requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 37, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS," was adopted with Senator Hooser voting "Aye, with Reservations".

Stand. Com. Rep. No. 1168 (S.R. No. 21):

Senator Sakamoto moved that Stand. Com. Rep. No. 1168 and S.R. No. 21 be adopted, seconded by Senator Slom.

Senator Hooser requested his vote be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, the report of the Committee was adopted and S.R. No. 21, entitled: "SENATE RESOLUTION REQUESTING THE DEVELOPMENT OF A PLAN FOR A STATE ORGANIC PROGRAM TO UNIFY THE STATE'S ORGANIC CERTIFICATION PRACTICES AND PROGRAMS," was adopted with Senator Hooser voting "Aye, with Reservations".

Senator Tokuda, Chair of the Committee on Higher Education, requested a waiver of the notice requirement pursuant to Senate Rule 21 for Gov. Msg. Nos. 579, 580 and 581.

Senator Tokuda noted:

"These Governor's Messages were received the other day. We'd like to schedule these for a hearing prior to the beginning of conference committee. In addition, for the resolution we have limited hearing dates next week due to extended floor sessions on Tuesday and Thursday and would like to have these heard."

The Chair granted the waiver.

Senator Kim, Chair of the Committee on Ways and Means, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.C.R. No. 78.

Senator Kim noted:

“This resolution somehow inadvertently got left off the agenda for tomorrow.”

The Chair granted the waiver.

At this time, the Chair made the following announcement:

“Referrals and re-referrals are made in accordance with the Supplemental Order of the Day that may be distributed to your offices later this afternoon.

REFERRAL OF HOUSE CONCURRENT RESOLUTIONS

The Chair referred the following House concurrent resolutions that were received:

H.C.R. No.	Referred to:
H.C.R. No. 56	Committee on Energy and Environment
H.C.R. No. 57	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 58, H.D. 2	Jointly to the Committee on Higher Education and the Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 60	Jointly to the Committee on Higher Education and the Committee on Water, Land, Agriculture and Hawaiian Affairs
H.C.R. No. 108	Committee on Transportation, International and Intergovernmental Affairs
H.C.R. No. 224, H.D. 1	Committee on Transportation, International and Intergovernmental Affairs

ADJOURNMENT

At 11:54 a.m., on motion by Senator Sakamoto, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Wednesday, April 8, 2009.