

## TWENTIETH DAY

Thursday, February 17, 2011

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2011, convened at 12:05 o'clock p.m., with the Speaker presiding, after which the Roll was called showing all Members present with the exception of Representatives Chong, M. Oshiro and Wooley, who were excused.

On motion by Representative Evans, seconded by Representative Pine and carried, reading of the Journal was dispensed with and the Journals of the First, Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Tenth, Eleventh, Twelfth and Thirteenth Days were approved. (Representatives Chong, M. Oshiro and Wooley were excused.)

## GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 141 through 150) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 141, dated December 29, 2010, transmitting the Hawaii State Public Library System's Annual Report for fiscal year ending June 30, 2010, prepared by the Department of Education pursuant to Act 129, SLH 1989, and Act 327, SLH 1993 as amended by Act 45, SLH 1999.

Gov. Msg. No. 142, dated January 18, 2011, transmitting the Classification/Compensation Appeals Board Report, prepared by the Department of Education pursuant to Section 302A-620, HRS.

Gov. Msg. No. 143, dated January 31, 2011, transmitting the FY2010 Annual Report, prepared by the High Technology Innovation Corporation pursuant to Section 206M-56, HRS.

Gov. Msg. No. 144, dated January 31, 2011, transmitting the FY2010 Annual Report, prepared by the High Technology Development Corporation pursuant to Section 206M-3.5, HRS.

Gov. Msg. No. 145, dated January 26, 2011, transmitting a letter to fulfill reporting requirements of Act 213, SLH 2008, regarding expenditures of qualified rehabilitation programs and related activities.

Gov. Msg. No. 146, dated February 3, 2011, transmitting the 2010 Annual Report of the State of Hawaii Community-Based Economic Development Technical and Financial Assistance Program, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 201-84, HRS.

Gov. Msg. No. 147, dated February 3, 2011, transmitting the Medicaid Lien Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 148, dated February 3, 2011, transmitting the Psychotropic Medication Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 345-59.9, HRS, and Act 205, SLH 2010.

Gov. Msg. No. 149, dated February 3, 2011, transmitting a report on the two-year project allowing two private pay individuals in a community care foster family home, prepared by the Department of Human Services, Social Services Division, pursuant to Act 13, SLH 2009.

Gov. Msg. No. 150, dated February 3, 2011, transmitting the State Pharmacy Assistance Program (SPAP) Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-342, HRS.

## SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 21 through 26) were received and announced by the Clerk:

Sen. Com. No. 21, transmitting S.B. No. 36, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on February 16, 2011.

Sen. Com. No. 22, transmitting S.B. No. 170, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SHIPPING CONTAINER INSPECTIONS," which passed Third Reading in the Senate on February 16, 2011.

Sen. Com. No. 23, transmitting S.B. No. 250, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMISSION ON SALARIES," which passed Third Reading in the Senate on February 16, 2011.

Sen. Com. No. 24, transmitting S.B. No. 729, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION," which passed Third Reading in the Senate on February 16, 2011.

Sen. Com. No. 25, transmitting S.B. No. 1213, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PERMITTING," which passed Third Reading in the Senate on February 16, 2011.

Sen. Com. No. 26, transmitting S.B. No. 1309, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE LIEUTENANT GOVERNOR SPECIAL FUND," which passed Third Reading in the Senate on February 16, 2011.

On motion by Representative Evans, seconded by Representative Pine and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Chong, M. Oshiro and Wooley were excused.)

S.B. No. 36, SD 1  
S.B. No. 170, SD 1  
S.B. No. 250, SD 1  
S.B. No. 729, SD 1  
S.B. No. 1213, SD 1  
S.B. No. 1309, SD 1

The following communication from the Senate (Sen. Com. No. 27) was received and announced by the Clerk and was placed on file:

Sen. Com. No. 27, dated February 16, 2011, informing the House that the Senate has on February 14, 2011, agreed to the amendments proposed by the House to the following Senate Bill and that said bill has this day passed Final Reading:

S.B. No. 232, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL UNIONS."

## DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 54 through 58) were received by the Clerk and were placed on file:

Dept. Com. No. 54, dated January 27, 2011, from Marion M. Higa, State Auditor, Office of the Auditor, transmitting a letter on Acts 227 and 120, SLH 2008.

Dept. Com. No. 55, dated January 24, 2011, from Marion M. Higa, State Auditor, Office of the Auditor, transmitting Peer Review of the State of Hawaii Office of the Auditor, conducted by the National Conference State Legislatures, pursuant to generally accepted government auditing standards.

Dept. Com. No. 56, dated January 26, 2011, from Kalbert K. Young, Interim Director of Finance, Department of Budget and Finance, transmitting the FY 10 Transfers from Non-General Funds to General Funds report pursuant to Section 37-46, HRS.

Dept. Com. No. 57, dated January 26, 2011, from Kalbert K. Young, Interim Director of Finance, Department of Budget and Finance, transmitting the FY 10 Special Fund Assessments for Central Services report pursuant to Section 36-27, and the FY 10 Departmental Administrative Expenses report pursuant to Section 36-30, HRS.

Dept. Com. No. 58, dated February 10, 2011, from Kalbert K. Young, Interim Director of Finance, Department of Budget and Finance, transmitting the Summary Program Reports for the FB 2011-13 Executive Budget for the Departments of Defense and Education and the Hawaii State Public Library System.

## INTRODUCTIONS

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

Representative Hashem introduced the 3rd grade students of Hahaione Elementary School. They were accompanied by their teachers, Mrs. Sally Griffith, Mrs. Joan Ogata and Mrs. Colleen Kimura; and their chaperones, Ms. Karin Galliger, Ms. Alice Hsu, Mr. Spencer Kimura, Mr. Carl Lenander, Ms. Sharlina Leung and Ms. Karen Wedge.

Representative Takai introduced Dr. John Deegan, Executive Director of the Military Impacted Schools Association.

Representative Tokioka, on behalf of the Kauai delegation, introduced Aikido Sensei, Mr. Wesley Shimokawa and his wife, Mrs. Marcia Shimokawa of Kauai.

## ORDER OF THE DAY

### INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 46) was announced by the Clerk and the following action taken:

H.R. No. 46, entitled: "HOUSE RESOLUTION COMMEMORATING THE 50TH ANNIVERSARY OF MORIHEI UESHIBA'S VISIT TO HAWAII," was offered by Representative Souki.

Representative Souki moved that H.R. No. 46 be adopted, seconded by Representative Hashem.

Representative Souki congratulated the Aikido Celebration 2011 organization commemorating the 50th anniversary of Aikido founder, Mr. Morihei Ueshiba, Sensei's visit to Hawaii.

Representative Souki then introduced well-respected and long-time Aikido teachers and members of Aikikai in Hawaii who were seated on the Floor of the House:

Mr. Richard Hirao, Shihan;  
Mr. Donald Moriyama, Shihan;  
Dr. Mitsuo Adachi, Sensei; and  
The late Robert Aoyagi, Shihan, who was represented by his wife, Mrs. Dora Aoyagi.

Representative Souki also introduced guests in the gallery:

Mr. Glenn Yoshida, Sensei, Chair of the Aikido Celebration 2011; and  
Mr. Wesley Shimokawa, Sensei.

The motion was put to vote by the Chair and carried, and H.R. No. 46 was adopted, with Representatives Chong, Nakashima, Nishimoto and M. Oshiro being excused.

At 12:18 o'clock p.m. the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:24 o'clock p.m.

## REPORTS OF STANDING COMMITTEES

Representatives Morita and Tsuji, for the Committee on Energy & Environmental Protection and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 352) recommending that H.B. No. 1019, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1019, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Morita and McKelvey, for the Committee on Energy & Environmental Protection and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 353) recommending that H.B. No. 1281, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1281, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Morita and McKelvey, for the Committee on Energy & Environmental Protection and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 354) recommending that H.B. No. 1364, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1364, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 355) recommending that H.B. No. 1520, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1520, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

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

"Yes, may I have a ruling on a potential conflict, given my pending nomination to the Public Utilities Commission? Thank you."

The Chair responded, stating:

"You're excused from this vote."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1520, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer

Protection & Commerce, with Representatives Chong, Morita and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 356) recommending that H.B. No. 262, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 262, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 357) recommending that H.B. No. 1408, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1408, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"I just wanted to note my reservations on Stand. Com. Rep. No. 357 and this tax increase. Thank you."

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

"Mr. Speaker, this is a tax increase and I have reservations also at this point. Preceding a no, of course."

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

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1408, entitled: "A BILL FOR AN ACT RELATING TO A CONTROLLING INTEREST TRANSFER TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Nishimoto, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 358) recommending that H.B. No. 1322, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1322, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS OF THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Nishimoto, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 359) recommending that H.B. No. 1323, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1323, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Nishimoto, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 360) recommending that H.B. No. 1603, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1603, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 361) recommending that H.B. No. 1142, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1142, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"I was just wondering if you can advise me as to whether I have a conflict or not. And this may apply, maybe for all of us. This bill discusses our personal retirements as legislators. Thank you."

The Chair responded, stating:

"No conflict. No conflict because we're all a part of a class as one."

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

"Yes, Mr. Speaker, I would like to register my reservations about this piece of legislation. Currently this bill would raise the retirement age to 55 for police officers. As we all know, this is a very highly stressful job. Currently, officers can serve 25 years and then retire regardless of age. I believe we should stick with that because of the stress, and the nature, and the burnout of the job. We should support our police officers. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1142, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Rhoads and Aquino, for the Committee on Labor & Public Employment and the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 362) recommending that H.B. No. 1167, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1167, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Rhoads and Aquino, for the Committee on Labor & Public Employment and the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 363) recommending that H.B. No. 1406, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1406, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 364) recommending that H.B. No. 1107, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1107, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII NATIONAL GUARD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 365) recommending that H.B. No. 49, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 49, entitled: "A BILL FOR AN ACT RELATING TO ARMED FORCES SERVICE MEMBERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 366) recommending that H.B. No. 681, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 681, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

"Mr. Speaker, on Stand. Com. Rep. No. 366. May I have a ruling on a potential conflict, Mr. Speaker. I'm a member of the Hawaii Army National Guard," and the Chair ruled, "no conflict."

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

"Mr. Speaker, I have the same request," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 681, entitled: "A BILL FOR AN ACT RELATING TO THE MILITARY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 367) recommending that H.B. No. 714, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 714, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 368) recommending that H.B. No. 608, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 608, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH,"

passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 369) recommending that H.B. No. 414, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 414, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Chong and Nakashima being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 370) recommending that H.B. No. 903, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 903, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 371) recommending that H.B. No. 880, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 880, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Yes, may I have a ruling on a potential conflict, given my pending nomination to the Public Utilities Commission. Thank you."

The Chair responded, stating:

"You are excused from this vote."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 880, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong, Morita and Nakashima being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 372) recommending that H.B. No. 1049, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1049, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Aquino and Rhoads, for the Committee on Public Safety & Military Affairs and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 373) recommending that H.B. No. 1109, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committees be adopted, and that H.B. No. 1109, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"I would like to declare a potential conflict on Stand. Com. Report No. 373. My husband is an active military," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1109, entitled: "A BILL FOR AN ACT RELATING TO FAMILY LEAVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Aquino and Rhoads, for the Committee on Public Safety & Military Affairs and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 374) recommending that H.B. No. 965, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 965, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 375) recommending that H.B. No. 251, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 251, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MANDATORY ETHICS TRAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 376) recommending that H.B. No. 1004, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1004, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 480, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 377) recommending that H.B. No. 828, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 828, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 378) recommending that H.B. No. 1011, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Second

Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 379) recommending that H.B. No. 100, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 100, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, on Stand. Com. Rep. No. 379, voting by the Internet or electronic voting. I have some reservations. It's probably an idea whose time has come, whether the security of it is ready. Because it's going to go to Finance and we're going to get a more thorough vetting of it, I hope that this Body vets it well. It's probably the way we're going to do it in the future, but the way we do it is important.

"Someone told me the other day, 'Look, Bin Laden has been shooting emails around the world for decades.' For sure they've got some encryption that can't be broken. So if we do this properly, we probably can do it. But right now it's a matter of people registering people who may be dead, and other kinds of trickery that I'm not sure the system has actually put aside. So with reservations."

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

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

"Mr. Speaker, in strong support. Maybe I'm missing something, but when I read the bill, I don't see anything about the Internet on here. This is vote by mail, and the reason why I brought this measure before this Body is to address the very lethargic voting that has occurred in the Primaries.

"Mr. Speaker, as you know, it's on Saturdays. Days that our working community and our families have as their only time off. As you have seen by the results, we have such a low voter turnout. And if by making voting by mail can increase voter turnout in our democracy, I think that's a win. And not only that, but it gives people time to research the candidates and their positions, and make an informed choice. Of course, there's also a provision to have walk-in locations available on that day.

"But again, this is just to encourage our citizens to get out for this very important Primary Election vote which many of them, on Saturdays they have other obligations, and they don't show up to vote. So again, this is about increasing our participation in our democratic system and democracy. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 100, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Chang and Morita, for the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 380) recommending that H.B. No. 117, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committees be adopted, and that H.B. No. 117, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

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

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 117, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL MANAGEMENT AREAS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 381) recommending that H.B. No. 496, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 496, entitled: "A BILL FOR AN ACT RELATING TO LAKE WILSON," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 382) recommending that H.B. No. 227, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRESPASS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 383) recommending that H.B. No. 578, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 578, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 578, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SHARK FEEDING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 384) recommending that H.B. No. 1020, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1020, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION," was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 385) recommending that H.B. No. 625, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 625, HD 2, be referred to the Committee on Finance, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. I rise in support of Standing Committee Report 385. I just wanted to note that I think this is a particularly creative solution that not only furthers education, but it also promotes efficient and effective land management and resource management. So I think it's a win on multiple levels. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 625, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 386) recommending that H.B. No. 561, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 561, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 387) recommending that H.B. No. 569, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committees be adopted, and that H.B. No. 569, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Yes, in support with just some slight reservations on Stand. Com. Rep. No. 387. What this bill does is it basically changes a practice that was enacted within the Department of Human Services to help people to easily enroll in Medicaid. And basically it had an automatic enrollment. I can understand the reasoning for wanting to eliminate the automatic re-enrollment just in case people don't qualify anymore.

"But the reason why the Department had enacted the automatic enrollment is because they had found that one of the reasons people weren't signing up for their benefits is because of the complications that they may have had to enroll. And so that they found that a lot of people who were lower income are not getting the benefits that they qualify for and in the end, were paying more for medical care and emergency rooms for uninsured people or people who didn't have these benefits.

"And it could possibly be that in this economy, that those that no longer are eligible for this benefit is probably very, very small. But we may make it harder for those that do qualify to stay enrolled."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 569, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 388) recommending that H.B. No. 595, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 595, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 389) recommending that H.B. No. 718, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 718, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER YOUTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 390) recommending that H.B. No. 161, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 161, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES CONTRACTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 391) recommending that H.B. No. 497, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 497, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 392) recommending that H.B. No. 734, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 734, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMIC OPPORTUNITY POVERTY REDUCTION TASK FORCE," was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 393) recommending that H.B. No. 238, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 238, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 394) recommending that H.B. No. 909, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 909, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representatives Herkes and Keith-Agaran, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary presented a report (Stand. Com. Rep. No. 395) recommending that H.B.

No. 1006, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committees was adopted and H.B. No. 1006, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SOLICITATION OF FUNDS FROM THE PUBLIC," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 396) recommending that H.B. No. 1613, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1613, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 397) recommending that H.B. No. 1532, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1532, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY TAX APPEALS," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 398) recommending that H.B. No. 1133, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1133, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 399) recommending that H.B. No. 663, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 663, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Chong and Nakashima being excused.

Representative Takumi, for the Committee on Education presented a report (Stand. Com. Rep. No. 400) recommending that H.B. No. 198, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 198, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 401) recommending that H.B. No. 824, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 824, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Thank you, Mr. Speaker. I rise in favor of this measure, however I'd like to express some reservations on it. While this measure has the noble intent of reducing the unfunded liability of our Employees' Retirement System by sending GET money directly to the ERS, I don't know how much money this entails. I think if the Legislature wants to repay the ERS, we should do so by direct appropriations or some other means.

"I think it would negatively affect budget policy and reduce our budget flexibility. It may also inadvertently encourage further earmarking of our GET revenues.

"By not placing the money into the general fund first, we evade the General Fund Expenditure Ceiling. That's a constitutional ceiling that controls our spending and it keeps us from spending more than the rate of growth in our State economy. But because I agree with the need to reduce the unfunded liability, I am voting aye with reservations. Thank you."

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

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 824, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 402) recommending that H.B. No. 1034, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1034, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Yes, Mr. Speaker. I'm in support with some strong reservations. Basically what this bill is asking us to do prior to us having a budget from the Governor, we're still waiting for that, and prior to our budget in the House being done, we're being asked for \$18 million to come out of this budget before we're able to really see the whole picture.

"And I understand the reasoning behind this. I'm just concerned that this may create a pattern in our inability to balance the State budget in the House of Representatives."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1034, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 403) recommending that H.B. No. 615, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 615, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker, I just want to request a ruling on a potential conflict. My wife is on the Board of Directors of Mental Health Kokua that gets contracts from the State," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 615, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 404) recommending that H.B. No. 275, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 275, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFIT MANAGEMENT COMPANIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Chong and Nakashima being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 405) recommending that H.B. No. 866, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 866, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 406) recommending that H.B. No. 1552, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1552, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COFFEE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Chong and Nakashima being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 407) recommending that H.B. No. 1553, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1553, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVESTIGATION AND MITIGATION OF DAMAGE DONE BY THE COFFEE BERRY BORER," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 408) recommending that H.B. No. 1570, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1570, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the



Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Tsuji, for the Committee on Agriculture presented a report (Stand. Com. Rep. No. 409) recommending that H.B. No. 1475, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1475, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FARM TO SCHOOL MONTH," passed Second Reading and was referred to the Committee on Health, with Representatives Chong and Nakashima being excused.

Representative Morita, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 410) recommending that H.B. No. 1016, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative B. Oshiro moved that the report of the Committee be adopted, and that H.B. No. 1016, HD 2, be referred to the Committee on Finance, seconded by Representative Evans.

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

"Mr. Speaker. Again, I just want to request a ruling on a potential conflict. My wife's firm represents Better Place Hawaii that is putting together a grid to charge electric vehicles," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1016, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION ENERGY INITIATIVES," was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 411) recommending that H.B. No. 605, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 605, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 412) recommending that H.B. No. 1368, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1368, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 413) recommending that H.B. No. 270, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 270, entitled: "A BILL FOR AN ACT RELATING TO THE COUNTIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representatives Awana and McKelvey, for the Committee on International Affairs and the Committee on Economic Revitalization &

Business presented a report (Stand. Com. Rep. No. 414) recommending that H.B. No. 1584, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 1584, HD 1, entitled: "A BILL FOR AN ACT ESTABLISHING A COMMISSION TO EXPLORE OPPORTUNITIES TO FOSTER INTERNATIONAL RELATIONSHIPS," passed Second Reading and was referred to the Committee on Finance, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 415) recommending that H.B. No. 593, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 593, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOMINATION PAPERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 416) recommending that H.B. No. 555, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 555, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GRAFFITI," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 417) recommending that H.B. No. 298, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT INTERPRETERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Chong and Nakashima being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 418) recommending that H.B. No. 243, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 243, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Chong and Nakashima being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 419) recommending that H.B. No. 827, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative B. Oshiro, seconded by Representative Evans and carried, the report of the Committee was adopted and H.B. No. 827, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION,"

passed Second Reading and was placed on the calendar for Third Reading, with Representatives Chong and Nakashima being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 420) recommending that S.B. No. 8, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 420 on S.B. No. 8, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 8, SD 1, HD 2, were made available to the Members of the House.

#### INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 44 and 45) and concurrent resolutions (H.C.R. Nos. 51 through 53) were referred to Printing and further action was deferred:

H.R. No. 44, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION FOR THE STATES' CONSIDERATION TO PROVIDE THAT CORPORATIONS ARE NOT PERSONS UNDER THE LAWS OF THE UNITED STATES OR ANY OF ITS JURISDICTIONAL SUBDIVISIONS," was offered by Representative Takumi.

H.R. No. 45, entitled: "HOUSE RESOLUTION REQUESTING THE STUDY AND ADOPTION OF A 95-DECIBEL LIMIT TO MEASURE MUFFLER AND VEHICULAR NOISE," was offered by Representative Brower.

H.C.R. No. 51, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO PROPOSE AN AMENDMENT TO THE UNITED STATES CONSTITUTION FOR THE STATES' CONSIDERATION TO PROVIDE THAT CORPORATIONS ARE NOT PERSONS UNDER THE LAWS OF THE UNITED STATES OR ANY OF ITS JURISDICTIONAL SUBDIVISIONS," was offered by Representative Takumi.

H.C.R. No. 52, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STUDY AND ADOPTION OF A 95-DECIBEL LIMIT TO MEASURE MUFFLER AND VEHICULAR NOISE," was offered by Representative Brower.

H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF EDUCATION TO DEFER DECISION-MAKING ON THE CLOSURE OF PUUHALE AND KALIHI ELEMENTARY SCHOOLS UNTIL THE NEW MEMBERS OF THE BOARD OF EDUCATION ARE APPOINTED BY THE GOVERNOR AND SEATED," was jointly offered by Representatives Manahan and Mizuno.

#### ANNOUNCEMENTS

Speaker Say: "Members, please remember that today is the filing deadline for First Lateral. Please, file your Committee Reports for bills that have to move to their final Committees with the Chief Clerk's Office by 6 p.m. this evening.

"This is a note for all the Chairs who have outstanding bills in House Majority Staff Office or LRB. Please get them filed by 6 p.m. this evening. This is our internal deadline for bills going to the final Committee. If it doesn't make it by the 6 p.m. deadline, that particular measure is dead for the year. So I wanted to put the Chairs on notice. Get your bills in by 6 p.m. this evening."

#### COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

<u>H.R.</u> <u>Nos.</u>	<u>Referred to:</u>
42	Jointly to the Committee on Energy & Environmental Protection and the Committee on Labor & Public Employment, then to the Committee on Finance
43	Committee on Higher Education, then to the Committee on Finance

<u>H.C.R.</u> <u>Nos.</u>	<u>Referred to:</u>
49	Jointly to the Committee on Energy & Environmental Protection and the Committee on Labor & Public Employment, then to the Committee on Finance
50	Committee on Higher Education, then to the Committee on Finance

#### COMMITTEE REASSIGNMENTS

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

<u>H.B.</u> <u>Nos.</u>	<u>Re-referred to:</u>
706	Committee on Finance
1221	Committee on Judiciary

#### ADJOURNMENT

At 12:41 o'clock p.m. on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 18, 2011. (Representatives Chong and Nakashima were excused.)