

TWENTY-SIXTH DAY

Tuesday, March 8, 2011

The Senate of the Twenty-Sixth Legislature of the State of Hawai'i, Regular Session of 2011, convened at 9:08 a.m. with the President in the Chair.

The Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Twenty-Fifth Day.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 175 to 180) were read by the Clerk and were placed on file:

Gov. Msg. No. 175, dated January 18, 2011, transmitting the Annual Report of the Crime Victim Compensation Commission, prepared by the Department of Public Safety pursuant to Section 351-70, HRS.

Gov. Msg. No. 176, dated February 10, 2011, transmitting the Annual Report on Forensic Patient Data, Specific to the Hawaii State Hospital, prepared by the Department of Health pursuant to Section 334-16, HRS.

Gov. Msg. No. 177, dated February 10, 2011, transmitting the Report on Department of Health Transfers to the Department of Human Services for the Care and Treatment of Patients, and the Report on Department of Human Service Agreements with the Department of Health to Furnish Outpatient, Hospital, and Nursing Home Care for Indigents or Medical Indigents, prepared by the Department of Health pursuant to Act 162, SLH 2009.

Gov. Msg. No. 178, dated February 10, 2011, transmitting the Annual Report on the Mental Health and Substance Abuse Special Fund, prepared by the Department of Health pursuant to Section 334-15, HRS.

Gov. Msg. No. 179, dated February 10, 2011, transmitting the Report on the Expenditure of All Funds for the Comprehensive Breast and Cervical Cancer Control Program, prepared by the Department of Human Services and the Department of Health pursuant to Act 52, SLH 2008.

Gov. Msg. No. 180, dated February 10, 2011, transmitting the Annual Report of the State Council on Mental Health, prepared by the Department of Health pursuant to Section 334-10(E), HRS.

DEPARTMENTAL COMMUNICATION

The following communication (Dept. Com. No. 66) was read by the Clerk and was placed on file:

Dept. Com. No. 66, from the Department of Taxation dated March 4, 2011, transmitting the Transition Report, prepared pursuant to S.C.R. No 78, S.D. 1, SLH 2010.

HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 26 to 36) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 26, transmitting H.B. No. 240, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 240, entitled: "A BILL FOR AN ACT

RELATING TO PROMOTING PROSTITUTION," passed First Reading by title and was deferred.

Hse. Com. No. 27, transmitting H.B. No. 484, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 484, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed First Reading by title and was deferred.

Hse. Com. No. 28, transmitting H.B. No. 546, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 546, entitled: "A BILL FOR AN ACT RELATING TO CIVIL RIGHTS," passed First Reading by title and was deferred.

Hse. Com. No. 29, transmitting H.B. No. 680, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 680, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," passed First Reading by title and was deferred.

Hse. Com. No. 30, transmitting H.B. No. 1130, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1130, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed First Reading by title and was deferred.

Hse. Com. No. 31, transmitting H.B. No. 1376, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1376, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," passed First Reading by title and was deferred.

Hse. Com. No. 32, transmitting H.B. No. 1543, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1543, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING LAW," passed First Reading by title and was deferred.

Hse. Com. No. 33, transmitting H.B. No. 1565, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1565, entitled: "A BILL FOR AN ACT RELATING TO STATE REHABILITATION COUNCIL," passed First Reading by title and was deferred.

Hse. Com. No. 34, transmitting H.B. No. 1620, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1620, entitled: "A BILL FOR AN ACT

RELATING TO INSURANCE,” passed First Reading by title and was deferred.

Hse. Com. No. 35, transmitting H.B. No. 1552, H.D. 1, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1552, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO COFFEE,” passed First Reading by title and was deferred.

Hse. Com. No. 36, transmitting H.B. No. 1654, H.D. 1, which passed Third Reading in the House of Representatives on March 4, 2011, was placed on file.

On motion by Senator Espero, seconded by Senator Slom and carried, H.B. No. 1654, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GROUP LIVING FACILITIES,” passed First Reading by title and was deferred.

SENATE CONCURRENT RESOLUTIONS

The following concurrent resolutions (S.C.R. Nos. 58 to 61) were read by the Clerk and were deferred:

S.C.R. No. 58 “SENATE CONCURRENT RESOLUTION REQUESTING THE STATE BUILDING CODE COUNCIL TO ADOPT THE REQUIREMENT THAT AUTOMATIC FIRE SPRINKLERS BE INSTALLED IN NEW ONE- AND TWO-FAMILY DWELLINGS.”

Offered by: Senators Espero, Baker, Fukunaga, Gabbard, Galuteria, Ige, Kahele, Kidani, Nishihara, Shimabukuro.

S.C.R. No. 59 “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN IMPACT ASSESSMENT OF PROPOSED MANDATORY MENTAL HEALTH TREATMENT COVERAGE FOR CRISIS SUBSTANCE ABUSE AND ALCOHOL TREATMENT.”

Offered by: Senators Green, Baker, Espero.

S.C.R. No. 60 “SENATE CONCURRENT RESOLUTION URGING THE STATE OF HAWAII TO ADOPT POLICIES THAT REDUCE THE HARM CAUSED BY THE SALE AND DISPLAY OF TOBACCO.”

Offered by: Senators Green, Baker, Chun Oakland, Espero, Fukunaga, Ihara.

S.C.R. No. 61 “SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A CLEFT LIP AND CLEFT PALATE CENTER OF EXCELLENCE.”

Offered by: Senators Green, Baker, Chun Oakland, Espero, Fukunaga, Ihara.

SENATE RESOLUTIONS

The following resolutions (S.R. Nos. 32 to 35) were read by the Clerk and were deferred:

S.R. No. 32 “SENATE RESOLUTION REQUESTING THE STATE BUILDING CODE COUNCIL TO ADOPT THE REQUIREMENT THAT AUTOMATIC FIRE SPRINKLERS BE INSTALLED IN NEW ONE- AND TWO-FAMILY DWELLINGS.”

Offered by: Senators Espero, Baker, Fukunaga, Gabbard, Galuteria, Green, Ige, Kahele, Kidani, Nishihara, Shimabukuro.

S.R. No. 33 “SENATE RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN IMPACT

ASSESSMENT OF PROPOSED MANDATORY MENTAL HEALTH TREATMENT COVERAGE FOR CRISIS SUBSTANCE ABUSE AND ALCOHOL TREATMENT.”

Offered by: Senators Green, Baker, Espero.

S.R. No. 34 “SENATE RESOLUTION URGING THE STATE OF HAWAII TO ADOPT POLICIES THAT REDUCE THE HARM CAUSED BY THE SALE AND DISPLAY OF TOBACCO.”

Offered by: Senators Green, Baker, Chun Oakland, Espero, Fukunaga, Ihara.

S.R. No. 35 “SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A CLEFT LIP AND CLEFT PALATE CENTER OF EXCELLENCE.”

Offered by: Senators Green, Baker, Chun Oakland, Espero, Fukunaga, Ihara.

At 9:11 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:16 a.m.

ORDER OF THE DAY

THIRD READING

MATTERS DEFERRED FROM FRIDAY, MARCH 4, 2011

S.B. No. 690:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 690, entitled: “A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 81:

On motion by Senator Fukunaga, seconded by Senator Wakai and carried, S.B. No. 81, entitled: “A BILL FOR AN ACT RELATING TO STARLIGHT RESERVE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 923:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 923, entitled: “A BILL FOR AN ACT RELATING TO THE COMMISSION ON FATHERHOOD,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1381:

On motion by Senator Green, seconded by Senator Nishihara and carried, S.B. No. 1381, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH AUTHORITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 517 (S.B. No. 35):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 517 was adopted and S.B. No. 35, entitled: “A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE INDUSTRY LICENSING ACT,”

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 518 (S.B. No. 747):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 518 was adopted and S.B. No. 747, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

THIRD READING

S.B. No. 1499, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1499, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 27, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 27, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 123, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 123, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE RECORDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 124, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 124, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 714, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 714, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RESIDENTIAL REAL PROPERTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 810, S.D. 1:

On motion by Senator Tokuda, seconded by Senator Kidani and carried, S.B. No. 810, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1282, S.D. 1:

On motion by Senator Tokuda, seconded by Senator Kidani and carried, S.B. No. 1282, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1342, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 1342, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PARKING FOR THE DISABLED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1360, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 1360, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1361, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 1361, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY CARE FOSTER FAMILY HOMES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1417, S.D. 1:

On motion by Senator Chun Oakland, seconded by Senator Ihara and carried, S.B. No. 1417, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE REHABILITATION COUNCIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 44, S.D. 1:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 44, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1307, S.D. 1:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 1307, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1295, S.D. 1:

On motion by Senator Gabbard, seconded by Senator Green and carried, S.B. No. 1295, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSION

RULES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 754, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 754, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 758, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Wakai and carried, S.B. No. 758, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SMALL BUSINESS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 646, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 646, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1483, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1483, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HAWAII REVISED STATUTES SECTION 514B-153(E),” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1278, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1278, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1484, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1484, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1190, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1190, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AUTOMOBILE PERSONAL INJURY LIMITATIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1349, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1349, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NONPROFIT CORPORATIONS,”

having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1347, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1347, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1067, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1067, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROBATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 675, S.D. 1:

On motion by Senator Tokuda, seconded by Senator Baker and carried, S.B. No. 675, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO STUDENT LOAN FUNDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 519 (S.B. No. 1443, S.D. 2):

On motion by Senator Nishihara, seconded by Senator Kahele and carried, Stand. Com. Rep. No. 519 was adopted and S.B. No. 1443, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 521 (S.B. No. 704, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 521 was adopted and S.B. No. 704, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 522 (S.B. No. 705, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 522 was adopted and S.B. No. 705, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 523 (S.B. No. 741, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 523 was adopted and S.B. No. 741, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 524 (S.B. No. 1325, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 524 was adopted and S.B. No. 1325, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 525 (S.B. No. 1516, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 525 was adopted and S.B. No. 1516, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 526 (S.B. No. 1244, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 526 was adopted and S.B. No. 1244, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BIOFUELS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 527 (S.B. No. 1346, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 527 was adopted and S.B. No. 1346, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE PORTFOLIO STANDARDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 528 (S.B. No. 1498, S.D. 2):

On motion by Senator Baker, seconded by Senator Ige and carried, Stand. Com. Rep. No. 528 was adopted and S.B. No. 1498, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY REVIEW BOARD," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 530 (S.B. No. 698, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 530 was adopted and S.B. No. 698, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ROADWAY MATERIALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 531 (S.B. No. 900, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 531 was adopted and S.B. No. 900, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 533 (S.B. No. 1197, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 533 was adopted and S.B. No. 1197, S.D. 2, entitled: "A BILL FOR AN ACT

RELATING TO ENERGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 534 (S.B. No. 1394, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 534 was adopted and S.B. No. 1394, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC HOUSING AUTHORITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 535 (S.B. No. 1416, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 535 was adopted and S.B. No. 1416, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 537 (S.B. No. 1538, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 537 was adopted and S.B. No. 1538, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 539 (S.B. No. 831, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 539 was adopted and S.B. No. 831, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 541 (S.B. No. 285, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 541 was adopted and S.B. No. 285, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 542 (S.B. No. 1227, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 542 was adopted and S.B. No. 1227, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED 911 SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 545 (S.B. No. 1496, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 545 was adopted and S.B. No. 1496, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 546 (S.B. No. 169, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 546 was adopted and S.B. No. 169, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CARGO INSPECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 547 (S.B. No. 787, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 547 was adopted and S.B. No. 787, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 657, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 657, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHIROPRACTIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 154, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 154, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BROKER PRICE OPINIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 552 (S.B. No. 806, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 552 was adopted and S.B. No. 806, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 555 (S.B. No. 1460, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 555 was adopted and S.B. No. 1460, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MARIJUANA," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 556 (S.B. No. 1489, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 556 was adopted and S.B. No. 1489, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ATTORNEY'S LIENS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1451, S.D. 1:

On motion by Senator Fukunaga, seconded by Senator Nishihara and carried, S.B. No. 1451, S.D. 1, entitled: "A BILL

FOR AN ACT RELATING TO FARM TO SCHOOL MONTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1068, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1068, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1069, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1069, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1195, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1195, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 283, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Solomon and carried, S.B. No. 283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABILITY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 654, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 654, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1107, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 1107, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 572 (S.B. No. 962, S.D. 1):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 572 was adopted and S.B. No. 962, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHANGING REFERENCES IN THE HAWAII REVISED STATUTES FROM 'MENTAL RETARDATION' TO 'INTELLECTUAL DISABILITY'," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 575 (S.B. No. 172, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 575 was adopted and S.B. No. 172, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 578 (S.B. No. 1291, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 578 was adopted and S.B. No. 1291, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT COURT PROCEEDINGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 581 (S.B. No. 782, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 581 was adopted and S.B. No. 782, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DANGEROUS WEAPONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 582 (S.B. No. 892, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 582 was adopted and S.B. No. 892, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SERVICE ANIMALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 583 (S.B. No. 921, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 583 was adopted and S.B. No. 921, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 585 (S.B. No. 1215, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Solomon and carried, Stand. Com. Rep. No. 585 was adopted and S.B. No. 1215, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 586 (S.B. No. 897, S.D. 2):

On motion by Senator Dela Cruz, seconded by Senator Solomon and carried, Stand. Com. Rep. No. 586 was adopted and S.B. No. 897, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 587 (S.B. No. 1290, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 587 was adopted and S.B. No. 1290, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 588 (S.B. No. 1217, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 588 was adopted and S.B. No. 1217, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 589 (S.B. No. 242, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 589 was adopted and S.B. No. 242, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 592 (S.B. No. 116, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 592 was adopted and S.B. No. 116, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 593 (S.B. No. 1326, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 593 was adopted and S.B. No. 1326, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COSTS OF RELOCATION AND UNDERGROUNDING OF UTILITY FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 596 (S.B. No. 1331, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 596 was adopted and S.B. No. 1331, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 598 (S.B. No. 145, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 598 was adopted and S.B. No. 145, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 600 (S.B. No. 26, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 600 was adopted and S.B. No. 26, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSE FEES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 602 (S.B. No. 1285, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 602 was adopted and S.B. No. 1285, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL INVESTMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 603 (S.B. No. 414, S.D. 3):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 603 was adopted and S.B. No. 414, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 604 (S.B. No. 883, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 604 was adopted and S.B. No. 883, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 607 (S.B. No. 931, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 607 was adopted and S.B. No. 931, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 608 (S.B. No. 824, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 608 was adopted and S.B. No. 824, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 573, S.D. 2:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 573, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 52, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 52, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REGISTRATION OF SEX OFFENDERS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 77, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 77, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1491, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1491, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 623 (S.B. No. 1553, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 623 was adopted and S.B. No. 1553, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 624 (S.B. No. 1284, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 624 was adopted and S.B. No. 1284, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 625 (S.B. No. 1300, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 625 was adopted and S.B. No. 1300, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 627 (S.B. No. 1233, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 627 was adopted and S.B. No. 1233, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE SOLICITATION OF FUNDS FROM THE PUBLIC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 633 (S.B. No. 583, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 633 was adopted and S.B. No. 583, S.D. 1, entitled: "A BILL FOR AN ACT RELATING

TO CABLE TELEVISION SYSTEMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 637 (S.B. No. 1220, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 637 was adopted and S.B. No. 1220, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FISHING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 639 (S.B. No. 757, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 639 was adopted and S.B. No. 757, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SMALL BUSINESS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 640 (S.B. No. 590, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 640 was adopted and S.B. No. 590, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE LEGISLATIVE FEDERAL ECONOMIC STIMULUS PROGRAM OVERSIGHT COMMISSION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 641 (S.B. No. 986, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 641 was adopted and S.B. No. 986, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE CRIMINAL JUSTICE SYSTEM,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 642 (S.B. No. 1079, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 642 was adopted and S.B. No. 1079, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 643 (S.B. No. 1358, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 643 was adopted and S.B. No. 1358, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 646 (S.B. No. 903, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 646 was adopted and S.B. No. 903, S.D. 1, entitled: “A BILL FOR AN ACT RELATING

TO HOUSING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 649 (S.B. No. 119, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 649 was adopted and S.B. No. 119, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC BUILDINGS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 652 (S.B. No. 1382, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 652 was adopted and S.B. No. 1382, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 654 (S.B. No. 776, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 654 was adopted and S.B. No. 776, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 655 (S.B. No. 778, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 655 was adopted and S.B. No. 778, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TAXATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 656 (S.B. No. 1383, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 656 was adopted and S.B. No. 1383, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SCHOOL REPAIR AND MAINTENANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 659 (S.B. No. 1219, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 659 was adopted and S.B. No. 1219, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE LANAI WATERSHED,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 660 (S.B. No. 1375, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 660 was adopted and S.B. No. 1375, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 662 (S.B. No. 105, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 662 was adopted and S.B. No. 105, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM REAL PROPERTY TRANSFER ON DEATH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 664 (S.B. No. 1247, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 664 was adopted and S.B. No. 1247, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ALOHA TOWER DEVELOPMENT CORPORATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 665 (S.B. No. 918, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 665 was adopted and S.B. No. 918, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH SUICIDE PREVENTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 666 (S.B. No. 127, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 666 was adopted and S.B. No. 127, S.D. 1, entitled: "A BILL FOR AN ACT MAKING A GRANT FOR THE ESTABLISHMENT AND OPERATION OF A COMPREHENSIVE DEAF CENTER," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 668 (S.B. No. 912, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 668 was adopted and S.B. No. 912, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 669 (S.B. No. 904, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 669 was adopted and S.B. No. 904, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 670 (S.B. No. 1468, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 670 was adopted and S.B. No. 1468, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 673 (S.B. No. 224, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 673 was adopted and S.B. No. 224, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LUPUS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 675 (S.B. No. 121, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 675 was adopted and S.B. No. 121, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 676 (S.B. No. 165, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 676 was adopted and S.B. No. 165, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 677 (S.B. No. 742, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 677 was adopted and S.B. No. 742, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 679 (S.B. No. 879, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 679 was adopted and S.B. No. 879, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO UNIFORM MAINTENANCE ALLOWANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 684 (S.B. No. 1269, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 684 was adopted and S.B. No. 1269, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF COMPENSATION FOR PURPOSES OF THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 687 (S.B. No. 34, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 687 was adopted and S.B. No. 34, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAX APPEALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 688 (S.B. No. 769, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 688 was adopted and S.B.

No. 769, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC RECOVERY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 691 (S.B. No. 1530, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 691 was adopted and S.B. No. 1530, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 695 (S.B. No. 1521, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 695 was adopted and S.B. No. 1521, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 696 (S.B. No. 1485, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 696 was adopted and S.B. No. 1485, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RECONSTITUTING SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 697 (S.B. No. 1283, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 697 was adopted and S.B. No. 1283, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CERTIFICATION OF PRINCIPALS AND VICE-PRINCIPALS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 698 (S.B. No. 1209, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 698 was adopted and S.B. No. 1209, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OPERATION AND MAINTENANCE OF THE EAST KAUAI IRRIGATION SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 700 (S.B. No. 1174, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 700 was adopted and S.B. No. 1174, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 702 (S.B. No. 1142, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 702 was adopted and S.B.

No. 1142, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 706 (S.B. No. 882, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 706 was adopted and S.B. No. 882, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO A MEMORIAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 708 (S.B. No. 655, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 708 was adopted and S.B. No. 655, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONVEYANCE TAX," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 709 (S.B. No. 284, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 709 was adopted and S.B. No. 284, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 710 (S.B. No. 166, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 710 was adopted and S.B. No. 166, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE CLEAN AND SOBER HOME AND HALFWAY HOUSE TASK FORCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 712 (S.B. No. 112, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 712 was adopted and S.B. No. 112, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 713 (S.B. No. 2, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 713 was adopted and S.B. No. 2, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC LAND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 715 (S.B. No. 958, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 715 was adopted and S.B. No. 958, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 716 (S.B. No. 797, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 716 was adopted and S.B. No. 797, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH INFORMATION TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 717 (S.B. No. 582, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 717 was adopted and S.B. No. 582, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY MUTUAL AID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 719 (S.B. No. 289, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 719 was adopted and S.B. No. 289, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 724 (S.B. No. 420, S.D. 3):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 724 was adopted and S.B. No. 420, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 725 (S.B. No. 1106, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 725 was adopted and S.B. No. 1106, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WELLNESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 729 (S.B. No. 1341, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 729 was adopted and S.B. No. 1341, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 730 (S.B. No. 1130, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 730 was adopted and S.B. No. 1130, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN LANGUAGE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 735 (S.B. No. 1272, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 735 was adopted and S.B.

No. 1272, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 736 (S.B. No. 1357, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 736 was adopted and S.B. No. 1357, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 737 (S.B. No. 813, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 737 was adopted and S.B. No. 813, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 738 (S.B. No. 1393, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 738 was adopted and S.B. No. 1393, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 739 (S.B. No. 1162, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 739 was adopted and S.B. No. 1162, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SECURITY BREACHES OF PERSONAL INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 740 (S.B. No. 1559, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 740 was adopted and S.B. No. 1559, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 741 (S.B. No. 125, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 741 was adopted and S.B. No. 125, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 745 (S.B. No. 785, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 745 was adopted and S.B.

No. 785, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 747 (S.B. No. 1173, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 747 was adopted and S.B. No. 1173, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MATCHING GRANTS FOR SPACE EDUCATION PROGRAMMING SERVICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 748 (S.B. No. 1276, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 748 was adopted and S.B. No. 1276, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 749 (S.B. No. 1164, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 749 was adopted and S.B. No. 1164, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENTERPRISE ZONES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 750 (S.B. No. 1153, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 750 was adopted and S.B. No. 1153, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 752 (S.B. No. 752, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 752 was adopted and S.B. No. 752, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 753 (S.B. No. 753, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 753 was adopted and S.B. No. 753, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 754 (S.B. No. 745, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 754 was adopted and S.B. No. 745, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING," having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 755 (S.B. No. 126, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 755 was adopted and S.B. No. 126, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 760 (S.B. No. 1453, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 760 was adopted and S.B. No. 1453, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION MEDICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 761 (S.B. No. 1487, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 761 was adopted and S.B. No. 1487, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 762 (S.B. No. 209, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 762 was adopted and S.B. No. 209, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PALOLO CHINESE HOME AND ITS SUBSIDIARIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 763 (S.B. No. 957, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 763 was adopted and S.B. No. 957, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 765 (S.B. No. 217, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 765 was adopted and S.B. No. 217, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 766 (S.B. No. 30, S.D. 1):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 766 was adopted and S.B. No. 30, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 767 (S.B. No. 723, S.D. 1):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 767 was adopted and S.B. No. 723, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 770 (S.B. No. 798, S.D. 1):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 770 was adopted and S.B. No. 798, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 772 (S.B. No. 1522, S.D. 2):

On motion by Senator Hee, seconded by Senator Gabbard and carried, Stand. Com. Rep. No. 772 was adopted and S.B. No. 1522, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO DOGS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 774 (S.B. No. 425, S.D. 3):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 774 was adopted and S.B. No. 425, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 777 (S.B. No. 1155, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 777 was adopted and S.B. No. 1155, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE LONG-TERM AGRICULTURAL LEASE TASK FORCE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 780 (S.B. No. 1503, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 780 was adopted and S.B. No. 1503, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 783 (S.B. No. 1154, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 783 was adopted and S.B. No. 1154, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 786 (S.B. No. 1214, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 786 was adopted and S.B. No. 1214, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST PACIFIC POWER AND WATER COMPANY, INC," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 788 (S.B. No. 1120, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 788 was adopted and S.B. No. 1120, S.D. 2, entitled: "A BILL FOR AN ACT RELATED TO THE ECONOMY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 45:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 45, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 58, S.D. 1:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 58, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1301, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1301, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAIR HOUSING EXEMPTIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 599 (S.B. No. 893, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 599 be adopted and S.B. No. 893, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Ige then offered the following amendment (Floor Amendment No. 1) to S.B. No. 893, S.D. 2:

SECTION 1. Senate Bill No. 893, S.D. 2, is amended by deleting Section 3 and replacing it with new language to read as follows:

"SECTION 3. Notwithstanding any provision of section 138-3, Hawaii Revised Statutes, to the contrary, there is appropriated out of the wireless enhanced 911 fund, the sum of \$80,000 or so much thereof as may be necessary for fiscal year 2011-2012 and the same sum or so much thereof as may be necessary for fiscal year 2012-2013 for deposit into the disability and communication access board special fund established pursuant to section 348F-7, Hawaii Revised Statutes."

SECTION 2. Senate Bill No. 893, S.D. 2, is amended by adding a new section to read as follows:

“SECTION 4. There is appropriated out of the disability and communication access board special fund the sum of \$80,000 or so much thereof as may be necessary for fiscal year 2011-2012 and the same sum or so much thereof as may be necessary for fiscal year 2012-2013 for the purpose of establishing and maintaining a telephone-based audible information access service.

The sums appropriated shall be expended by the disability and communication access board for the purposes of this Act; provided that the appropriations authorized under this Act shall be expended on a contract for services with the Hawaii affiliate of a national organization that:

- (1) Has affiliates in at least all fifty states; and
- (2) Provides electronic services that provide blind, visually impaired, and print disabled persons with access to newspapers, magazines, and television listings twenty-four hours a day, seven days a week, by means of a touch tone telephone, the Internet, or by downloading the electronic information to a digital talking book player or MP3 playing device.”

SECTION 3. Senate Bill No. 893, S.D. 2, is amended by renumbering Sections 4 and 5 to Sections 5 and 6 respectively.

Senator Ige moved that Floor Amendment No. 1 be adopted, seconded by Senator Baker.

Senator Ige rose to speak in support of the amendment as follows:

“This is an amendment that we had inadvertently been unable to implement as part of the action in the Ways and Means Committee.”

The motion to adopt Floor Amendment No. 1 was put by the Chair and carried.

Senator Ige then moved that Stand. Com. Rep. No. 599 be received and placed on file, seconded by Senator Baker and carried.

By unanimous consent, S.B. No. 893, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO INFORMATION ACCESS,” was placed on the calendar for Third Reading on Thursday, March 10, 2011.

S.B. No. 767:

On motion by Senator Espero, seconded by Senator Slom and carried, S.B. No. 767 entitled: “A BILL FOR AN ACT RELATING TO ECONOMIC RECOVERY,” was recommitted to the Committee on Public Safety, Government Operations, and Military Affairs the Committee on Water, Land, and Housing.

S.B. No. 1424, S.D. 1:

On motion by Senator Espero, seconded by Senator Slom and carried, S.B. No. 1424, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO OFFENSES AGAINST PUBLIC ORDER,” was recommitted to the Committee on Judiciary and Labor.

Stand. Com. Rep. No. 682 (S.B. No. 1261, S.D. 2):

On motion by Senator Espero, seconded by Senator Slom and carried, Stand. Com. Rep. No. 682 and S.B. No. 1261, S.D. 2, entitled: “A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS,” were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 759 (S.B. No. 1242, S.D. 2):

On motion by Senator Espero, seconded by Senator Slom and carried, Stand. Com. Rep. No. 759 and S.B. No. 1242, S.D. 2, entitled: “A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION OUT OF THE BROWNFIELDS CLEANUP REVOLVING LOAN FUND,” were recommitted to the Committee on Ways and Means.

Stand. Com. Rep. No. 787 (S.B. No. 615, S.D. 2):

On motion by Senator Espero, seconded by Senator Slom and carried, Stand. Com. Rep. No. 787 was adopted and S.B. No. 615, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INFERTILITY PROCEDURES,” was recommitted to the Committee on Ways and Means.

THIRD READING

MATTER DEFERRED FROM FRIDAY, MARCH 4, 2011

S.B. No. 676:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 676, entitled: “A BILL FOR AN ACT RELATING TO THE POWER OF ARREST,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

THIRD READING

S.B. No. 1178, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1178, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE LENDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1273, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1273, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Shimabukuro).

S.B. No. 1279, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 1279, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Shimabukuro).

S.B. No. 4, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 4, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO GAMBLING,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1533, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1533, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CRUELTY TO ANIMALS,” having

been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1025, S.D. 1:

Senator Hee moved that S.B. No. 1025, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Gabbard.

Senator Slom rose in opposition to the measure and said:

“This bill has been introduced for the last several sessions, and while I have the utmost respect for firefighters and water safety individuals, I think part of the problem is that we don’t enforce our criminal laws right now, and we don’t treat people equally, and we’ve carved out exemptions for extra penalties for certain public officers. I think that first of all we should enforce our existing laws and make sure that the penalties apply to everyone who becomes a victim. Thank you.”

The motion was put by the Chair and carried, S.B. No. 1025, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE PENAL CODE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Shimabukuro).

S.B. No. 48, S.D. 1:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 48, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 49, S.D. 1:

Senator Espero moved that S.B. No. 49, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“We had testimony on this bill that it seems like it’s an easy thing for the correctional department just to report a death, but in fact it’s made more difficult because of the existence of next of kin and immediate family that may be residing on the mainland or elsewhere. So first of all, you have a problem with the time. Secondly, I question why the Department of Corrections or anybody else would have to report to the Legislature. First of all, we’re not in session from May to December; and secondly, after they report to the Legislature, I have no idea what the Legislature is going to do. So, I think it’s unnecessary. Thank you.”

Senator Espero rose in support of the measure and said:

“I’d like to just address some concerns that were just stated by the Senator from east O’ahu. Basically, the reporting does not have to tell us the name of the individual, but what’s most important is that the legislative branch know that there has been a death within our corrections system as the individuals are within our care. So that is the intent of this bill. There have been times where people have asked me, ‘Did you know about this suicide? Did you know about this death?’ and I did not know about it. And if it is not told to us, there is a possibility we would never know unless we just heard it through third parties. So, that is the intent of this measure. Thank you.”

Senator Slom rose on a point of information and said:

“When did the Legislature become responsible for the care of prisoners? And does that not in fact raise liability concerns if

anything happens to the prisoner? Could we individually or collectively be liable for that?”

The Chair then asked if Senator Espero would like to yield to the question.

At 9:24 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 9:25 a.m.

The motion was put by the Chair and carried, S.B. No. 49, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Slom, Solomon). Excused, 1 (Shimabukuro).

S.B. No. 23, S.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Galuteria and carried, S.B. No. 23, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 132, S.D. 1:

Senator Gabbard moved that S.B. No. 132, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator English.

Senator Slom rose in opposition to the measure and said:

“First of all, as my colleagues know, I am opposed to bans, bills that ban just about anything, but this bill—I know we all get complaints from our constituents, myself included. People don’t like leaf blowers. I actually think this may be a bill with a title problem because this is a job creator. Somebody is going to have to be at every residential and commercial use of leaf blowers to time whether or not it’s—originally it was 15 minutes—whether it was 14 minutes, or 16 minutes, or whatever. I think this another one of those bills that means well but is unenforceable so I’ll vote ‘no’. Thank you.”

Senators Baker, Kouchi, Dela Cruz, Kidani, Tokuda, Ryan, English, Nishihara, Kim, and Ige requested their votes be cast “aye, with reservations,” and the Chair so ordered.

Senators Hee and Solomon requested their votes be cast “no,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 132, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LEAF BLOWERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21; Ayes with Reservations (Baker, Dela Cruz, English, Ige, Kidani, Kim, Kouchi, Nishihara, Ryan, Tokuda). Noes, 3 (Hee, Slom, Solomon). Excused, 1 (Shimabukuro).

S.B. No. 1006, S.D. 1:

On motion by Senator Gabbard, seconded by Senator English and carried, S.B. No. 1006, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO WATER QUALITY STANDARDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Ihara). Excused, 1 (Shimabukuro).

S.B. No. 631, S.D. 1:

Senator Gabbard moved that S.B. No. 631, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Nishihara.

Senator Slom rose in opposition to the measure and said:

“At first blush it seems to be innocuous enough and certainly we would want to encourage alternative energy, but this continues to come in conflict with our agricultural lands. And even though this bill’s been pared back to have a specified reduction and limitation on solar energy within agricultural property, I think that we’re all aware of what’s happening to agricultural prices and the incursion on agricultural lands. And I think that we have plenty of other opportunities for alternative energy which we can and should pursue, but I think that if we really are going to be talking about our sustainable products and the importance of agricultural lands, we should leave agricultural lands for agriculture. Thank you.”

The motion was put by the Chair and carried, S.B. No. 631, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Hee, Slom). Excused, 1 (Shimabukuro).

S.B. No. 181, S.D. 1:

Senator Gabbard moved that S.B. No. 181, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Dela Cruz.

Senator Slom rose in opposition to the measure and said:

“Again, I’m all for alternative energy, but if we can make the case for alternative energy and the savings and the cost and so forth, it should be voluntary and we should not have to force people to do it, or even force new single family construction to include design elements, because it is a very costly item and particularly now people are having a difficult time in meeting their cost of living. So, I think that this should be optional rather than mandatory. Thank you.”

Senator Gabbard rose in support of the measure and said:

“Colleagues, this measure would require developers to incorporate design elements and minimum equipment installation to make all new single-family homes photovoltaic ready by 2014. Ensuring homes are ready for PV on the front end will only add \$100 to \$500 to the cost of constructing a new home, and this is compared to the thousands of dollars it costs to retrofit a home with PV. As we are once again faced with skyrocketing oil prices, I know all of us have many constituents who would like to be paying less for their electricity costs through PV. So, please join me in supporting S.B. No. 181. Mahalo.”

The motion was put by the Chair and carried, S.B. No. 181, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PHOTOVOLTAIC-READY NEW RESIDENTIAL HOMES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Shimabukuro).

S.B. No. 975, S.D. 1:

Senator Baker moved that S.B. No. 975, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 975, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO

APPRAISALS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Slom). Noes, none. Excused, 1 (Shimabukuro).

S.B. No. 922, S.D. 1:

On motion by Senator Tokuda, seconded by Senator Green and carried, S.B. No. 922, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Gabbard, Slom). Excused, 1 (Shimabukuro).

S.B. No. 1041, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1041, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RANGE LAND LIABILITY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 1054, S.D. 1:

On motion by Senator Hee, seconded by Senator Gabbard and carried, S.B. No. 1054, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

S.B. No. 750, S.D. 1:

On motion by Senator Baker, seconded by Senator Taniguchi and carried, S.B. No. 750, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 2 (Kidani, Solomon). Excused, 1 (Shimabukuro).

S.B. No. 1493, S.D. 1:

On motion by Senator Gabbard, seconded by Senator Fukunaga and carried, S.B. No. 1493, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO LIGHT POLLUTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Shimabukuro).

Stand. Com. Rep. No. 520 (S.B. No. 199, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 520 was adopted and S.B. No. 199, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 529 (S.B. No. 150, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 529 was adopted and S.B. No. 150, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Shimabukuro).

Stand. Com. Rep. No. 532 (S.B. No. 1081, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 532 be adopted and S.B. No. 1081, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“I will voting ‘no’ on any and all bills involving increased compensation for public employees. At a time when private employees have been laid off—lost their jobs, lost their salary, lost their benefits—I think it is inappropriate for us to be talking about raising salaries of public employees. We still have a budget to balance. We still have tax and fiscal issues to deal with. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 532 was adopted and S.B. No. 1081, S.D. 2, entitled: “A BILL FOR AN ACT MAKING APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At this time, Senator Gabbard introduced the Ohana Council of Mauka Lani Elementary School of Makakilo consisting of 22 third-, fourth-, and fifth-grade students. Accompanying the students were their advisors and chaperones Mrs. Keahi Teson, Ms. Tammy Sakato, and Mrs. Arisa Domingo.

Stand. Com. Rep. No. 536 (S.B. No. 1348, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 536 be adopted and S.B. No. 1348, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“This is one of several bills we will be voting on today—we voted on one already—that actually seeks to have the state implement the federal Patient Protection and Affordable Care Act, also known as ‘Obamacare’. What we’ve seen so far is that several major parts of that law have been thrown out in court, although it’s still on appeal to the U.S. Supreme Court. We’ve also seen that the Congressional Budget Office has ruled that the numbers and figures and data used in that act are incorrect. We have congressional hearings that are starting today in Washington, and before Hawai‘i jumps on the bandwagon of this act, which I believe is going to be ruled unconstitutional, I think that we should spend more time on improving our own health care in the state. So, I’ll be voting ‘no.’ Thank you.”

Senator Baker rose in support of the measure and said:

“Mr. President, colleagues, unlike the information just provided to us by the minority leader, even though there have been some challenges to the Affordable Care Act, the judge who made the most prominent ruling has basically told the states that you need to go ahead and implement. But even if that were not the case, this measure before us actually helps to advance health care in our state and could be the vehicle for giving us an additional amount of diversity in terms of our health care choices. This measure will set up the framework for the Hawai‘i Health Connector. It would be an internet portal whereby all of the qualified plans, either under the Federal Affordable Care Act or under the Hawai‘i Prepaid Health Act would be posted allowing people to have access to information about those plans. They could compare rates. They could compare the elements in the plans. And it would also be a way that we can ultimately integrate our QUEST and Medicaid programs so that those individuals have choice as well. Our Insurance Commissioner has taken the lead in pulling down some federal money to assist us in developing this. A task force has been convened of stakeholders and is meeting regularly.

“But it was your committees’—both the Committee on Health and the Committee on Commerce and Consumer Protection—position that it’s the Legislature that sets the policy and it’s the Legislature that needed to set the framework for Hawai‘i’s insurance exchange. It is, and will continue to be, a work in progress as we want to engage all of the stakeholders so that we can have the very best health connector possible for our health consumers and providers in this state. We are patterning it after a very successful one in Massachusetts that came up before the Affordable Care Act was enacted. And I think this measure can survive even if, in fact, there are elements of the Affordable Care Act that do not survive constitutional muster.

“I’m not as pessimistic as the minority leader. I believe that this is a great step forward. It frames the question for us in terms of looking at how we can create a little bit more of an informed, transparent marketplace for providing health insurance to our consumers. I urge all of my colleagues to join me in voting in favor of this measure. Thank you.”

Senator Slom rose and said:

“Lest my colleagues think I’m a pessimistic guy, I’m an optimistic guy; and I’m optimistic that this law will be thrown out. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 536 was adopted and S.B. No. 1348, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 538 (S.B. No. 1311, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 538 was adopted and S.B. No. 1311, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO FEES FOR HABITAT CONSERVATION PLANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 540 (S.B. No. 1108, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 540 be adopted and S.B. No. 1108, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“It’s interesting; the individual development accounts, the Department of Human Services has been given the responsibility to administer these accounts, yet the DHS testified in opposition to the bill. They said that they could not do it. They do not have the fiscal or financial or fiduciary background to do this. So, I think when we pass laws and we require agencies or individuals to perform and they tell us right up front that they are incapable or inexperienced in doing it, we should listen to them. Thank you.”

Senator Chun Oakland rose in support the measure and said:

“Just to respond to the previous speaker: In the amendments of the bill we addressed the Department of Human Services’ concerns. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 540 was adopted and S.B. No. 1108, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 543 (S.B. No. 1458, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 543 was adopted and S.B. No. 1458, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 544 (S.B. No. 926, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 544 was adopted and S.B. No. 926, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 1086, S.D. 1:

Senator Baker moved that S.B. No. 1086, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Slom rose in opposition to the measure and said:

"Boy, did we have a lot of testimony, a lot of comments, about frozen bread. You'd think they were talking about dough. The main concerns were the additional regulation and the fact that we use frozen bakery products. It would hurt all small businesses, local businesses, other businesses. The only concession that was made in the bill: the original bill specified that labeling had to be 24-point font size, and the amendment is now that it's only 20-point font size. You know, we spend so much time in this chamber and in this building micromanaging what other people do, and yet we don't help create new businesses or improve our environment and our economy in any way; and this bill would not do that, either. So, I'm voting 'no.' Thank you."

Senator Baker rose in support of the measure and said:

"You know, one of the things that we try to do is provide transparency whether it's in government or in the marketplace, and a lot of consumers are not aware that much of the bread that we consume has been previously frozen. And a lot of us take that previously-frozen bread as fresh and then we refreeze it and sometimes the quality diminishes. So this basically will, for one of the more consumable kinds of breads (sliced sandwich bread) provide information about the product's previously frozen status. We tried to limit it so that the smaller bakeries are not unduly impacted since freezing their products is the only way they can get their products to the neighbor islands or elsewhere. We do not want to impact jobs. But more importantly, we prohibited the use of advertising a product—a bread product—as fresh if it has ever been frozen. And this will give the consumer some additional information. They're perfectly free to continue to make their decisions to purchase bread products based on price, but it will provide consumers with the information on the items that are locally baked and made in Hawai'i so that Hawai'i sliced bread products that are a 100 percent fresh get a marketing advantage. Thank you, Mr. President."

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

The motion was put by the Chair and carried, S.B. No. 1086, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER INFORMATION," having been read throughout,

passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Green). Noes, 1 (Slom).

S.B. No. 146, S.D. 1:

On motion by Senator Gabbard, seconded by Senator English and carried, S.B. No. 146, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOFUEL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 553 (S.B. No. 1161, S.D. 1):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 553 was adopted and S.B. No. 1161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (English, Gabbard, Solomon). Noes, none.

Stand. Com. Rep. No. 554 (S.B. No. 1040, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 554 be adopted and S.B. No. 1040, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"I think it is absolutely required that workplaces and employers have safe work sites, and I think we should do everything possible to reduce or eliminate workplace hazards and accidents. However, what this bill does: instead of having HIOSH working more closely with businesses, and particularly small businesses, it expands criminal penalties and becomes more of a revenue producing bill rather than a safety bill. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 554 was adopted and S.B. No. 1040, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII OCCUPATIONAL SAFETY AND HEALTH LAW," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 994, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 994, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO NEPOTISM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Solomon). Noes, none.

S.B. No. 1080, S.D. 1:

Senator Hee moved that S.B. No. 1080, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in strong support of the measure and said:

"I just wanted to note that I think that we have a problem with our Elections Office. The Elections Office testified against this bill. They were the ones that actually were in violation during the last election of last year, depriving our armed forces personnel of a timely and appropriate method of voting. This bill seeks to do that, and I would just like to see them get on

board and improve our election process in Hawai'i. Thank you."

The motion was put by the Chair and carried, S.B. No. 1080, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MILITARY AND OVERSEAS VOTERS ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 229, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 229, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT RELATIONS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 1076, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 1076, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 1481, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 1481, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 683, S.D. 1:

Senator Dela Cruz moved that S.B. No. 683, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Solomon.

Senators Fukunaga, Ihara, Ige, and Nishihara requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, S.B. No. 683, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO KAKAAKO," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Fukunaga, Ige, Ihara, Nishihara). Noes, none.

S.B. No. 1316, S.D. 1:

Senator Ige moved that S.B. No. 1316, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"I am always faced with a quandary every year. I certainly would like to see our state law in conformity with the Internal Revenue Code, but every year it seems that there are certain sections, usually beneficial to the taxpayer from the federal standpoint, that are not adopted at the state point; and notably and consistently over the years, the amount given to personal exemptions in Hawai'i is approximately one-third of that for the federal deduction. I know it is a revenue question and a revenue decision, but it certainly is not one of fairness or equality. So, I'll vote 'no'. Thank you."

The motion was put by the Chair and carried, S.B. No. 1316, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO

CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 573 (S.B. No. 40, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 573 be adopted and S.B. No. 40, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in opposition to the measure and said:

"You know, we're taking more of our pharmaceuticals, making them into dangerous drugs or prohibited drugs, where people used to be able to buy them over-the-counter; now they either have to go behind-the-counter, or in this case get a doctor's prescription for a common product such as Sudafed. The intent is to guard against terrorists and people making explosives and terrorist devices out of regular products. Well, we could actually ban just about everything or make it harder and most costly to get because just about every consumable product has the chemical compounds necessary to do this. However, 99 percent of the people, in fact, do not do this and rely on this for choice and for cost. I think this is a bad move. Thank you."

Senator Baker rose in support of the measure and said:

"Unfortunately, pseudoephedrine is one of the few legal drugs that has very bad outcomes if it is misused. It can be easily broken down into the components which drug dealers and drug manufacturers can turn into crystal meth. The pharmaceutical companies have responded by substituting a different compound of pseudoephedrine so that it's just the ephedrine. These ephedrine products can be readily available, and while the effects of ephedrine on symptoms may not last as long as a pseudoephedrine product you might take to abate your symptoms, ephedrine products are still very effective.

"But unfortunately, we've found in this state that meth labs are on the rise again and there are a new group of folks called 'smurfs,' who go from drugstore to drugstore to drugstore to try to get enough pseudoephedrine product because several years ago we had limited the amount of pseudoephedrine product that could be purchased at one time, even behind-the-counter, but unfortunately they're finding a way around our laws. So, a number of states are looking at ways to interrupt the supply of pseudoephedrine that makes its way into these illegal drug labs, and this is one method. Since this measure was heard, we have been made aware of a company that has been offering a service at the company's charge to various states so that you have real time tracking of these drugs and their purchases even with a prescription, so they won't be able to prescription shop and they won't be able to go from pharmacy to pharmacy and just purchase. I think this is something that we need to continue to explore and work with and make sure that we have as safe an environment in our state as possible, and allow people who actually need this particular form of an antihistamine to still have access to it. So, I ask my colleagues to move this measure forward. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 573 was adopted and S.B. No. 40, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PSEUDOEPHEDRINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Solomon).

Stand. Com. Rep. No. 574 (S.B. No. 171, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 574 was adopted and S.B. No. 171, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 576 (S.B. No. 643, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 576 be adopted and S.B. No. 643, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in opposition to the measure and said:

"You know, when we hear 'excessive speeding' people think about the people that are speeding at 70, 80, 90 miles an hour or more. We're talking about 15 miles above the posted speed limit. This could be as low as, I think, 30 miles per hour. I think that the two egregious factors in this bill: One is, as the public defender testified, this particular law has added 1,000 or more cases to the public defender workload, the excessive speeding law. Secondly, this version goes a step further: It says if there are two prior convictions, then there is forfeiture of the vehicle, and I don't think that's warranted. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 576 was adopted and S.B. No. 643, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EXCESSIVE SPEEDING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Solomon).

Stand. Com. Rep. No. 577 (S.B. No. 1221, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 577 be adopted and S.B. No. 1221, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in opposition to the measure and said:

"I think this is the son of the famous 'local workers for local jobs' bill which was ruled inappropriate and in violation of the Federal Procurement Act. Whenever you start talking about percentages that have to be this or have to be that, you run afoul of the law; and this bill requires 80 percent Hawai'i resident workforce requirements with the completion of the contract. I believe it too will be ruled unconstitutional. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 577 was adopted and S.B. No. 1221, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 579 (S.B. No. 110, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 579 be adopted and S.B. No. 110, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in opposition to the measure and said:

"While we certainly want any injured parties be they minors or anyone else for whatever reason to get care and prompt care, I think by exempting those minors that have violated the liquor laws we do them and the community a disservice. I'll stand with the Honolulu Police Department in their opposition to this bill. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 579 was adopted and S.B. No. 110, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUOR VIOLATIONS INVOLVING MINORS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Kouchi).

Stand. Com. Rep. No. 580 (S.B. No. 173, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 580 be adopted and S.B. No. 173, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in opposition to the measure and said:

"Boy, we saw a really neat array of novelty lighters during our judiciary hearing, and I was impressed. And I liked those novelty lighters even though I don't smoke, I don't do any arson or anything like that. But I think again to ban everything that we see because somebody thinks that at some point someone may do something that's bad, I think, is bad policy. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 580 was adopted and S.B. No. 173, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21. Noes, 2 (Slom, Solomon). Excused, 2 (Kim, Kouchi).

Stand. Com. Rep. No. 584 (S.B. No. 934, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 584 be adopted and S.B. No. 934, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senators Gabbard, Wakai, Solomon, and Dela Cruz requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 584 was adopted and S.B. No. 934, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BULLYING AND CYBERBULLYING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Dela Cruz, Gabbard, Solomon, Wakai). Noes, none. Excused, 2 (Kim, Kouchi).

Stand. Com. Rep. No. 590 (S.B. No. 772, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 590 was adopted and S.B. No. 772, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BIOFUEL FACILITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Kim).

Stand. Com. Rep. No. 591 (S.B. No. 788, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 591 was adopted and S.B. No. 788, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Kim).

Stand. Com. Rep. No. 594 (S.B. No. 1082, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 594 was adopted and S.B. No. 1082, S.D. 2, entitled: "A BILL FOR AN ACT MAKING

APPROPRIATIONS FOR SALARY INCREASES FOR PUBLIC EMPLOYEES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 1 (Slom). Excused, 1 (Kim).

Stand. Com. Rep. No. 595 (S.B. No. 808, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 595 be adopted and S.B. No. 808, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“First of all, it does increase salaries and cost the taxpayers. But in addition to that, it creates new positions of senior deputy superintendent. The last thing we need with the DOE is more bureaucracy.”

Senator Tokuda rose in rebuttal and said:

“In terms of S.B. No. 808, this actually does not create the senior deputy position. I think the minority leader is thinking of another measure coming up a little later on in the Order of the Day. This bill actually does not cost any additional funds. It simply allows the Board of Education to have the ability to pay complex area superintendents, deputy superintendents, and assistant superintendents up to the salary amount of the superintendent. It removes the 80 percent cap and allows them to be more flexible in terms of offering highly qualified individuals these positions. Right now, we do have complex area superintendents, deputy superintendents, and assistant superintendents that are making far less than active principals. This measure was a means of giving the Board of Education more tools to actively recruit highly qualified individuals for these positions. I just wanted to clarify that. Thank you.”

Slom rose in response and said:

“I thank the Education Committee Chair. I do stand corrected; it actually is S.B. No. 605 that adds the two supervisory positions. However, I will stand by my statement about too much bureaucracy and too many salaries in the DOE and I’ll still vote ‘no’. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 595 was adopted and S.B. No. 808, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SALARIES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22; Ayes with Reservations (Nishihara, Solomon). Noes, 1 (Slom). Excused, 2 (Hee, Ryan).

Stand. Com. Rep. No. 597 (S.B. No. 261, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 597 be adopted and S.B. No. 261, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“In previous years, this bill’s been introduced several times; and I’ve supported the bill because I definitely support the intent and the concept of the bill. However, I don’t understand why we need to design and build another museum when we have right across the way from our building the State Art Museum, which could be able to house this, or also the Bishop Museum. In other words, I support the intent, we need the museum, but we don’t need to build yet another facility, maintain it, take care of it, have staffing, and all of that. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 597 was adopted and S.B. No. 261, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HAWAIIAN MUSIC

AND DANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Espero). Noes, 1 (Slom).

At 10:02 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:12 a.m.

Stand. Com. Rep. No. 601 (S.B. No. 722, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 601 be adopted and S.B. No. 722, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“What this bill seeks to do is manipulate the amounts of money that are coming into different funds. It also creates a special fund—they call it a ‘special account’ but it’s a special fund—as part of the general fund. But I would ask my colleagues how many of my colleagues actually remember when this bill was passed, what the bill was for? It was environmental response. It was a tax to take care of an emergency oil spill. And now we’re using it for all kinds of things other than that; so I’ll vote ‘no’. Thank you.”

Senator Gabbard rose in support of the measure and said:

“Colleagues, the Energy Office of DBEDT urgently needs the additional funding from this bill. It would provide from the barrel tax to the energy security special fund. Currently, much of their staff is funded by federal money that will expire in April of 2012, and without this bill DBEDT would have to lay off much of its staff dealing with renewable energy. This would be a huge setback to our efforts to achieve energy independence. So, I ask that you join me in support of this bill. Mahalo.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 601 was adopted and S.B. No. 722, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Dela Cruz, Espero, Kim, Solomon, Tokuda, Wakai). Noes, 2 (Green, Slom).

Stand. Com. Rep. No. 605 (S.B. No. 1476, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 605 be adopted and S.B. No. 1476, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in support of the measure with reservations and said:

“As was testified, there seems to be a conflict here, an issue for issuing a tax-exempt industrial project which Budget and Finance said is limited by the Internal Revenue Code to \$10 million. This exceeds that amount of money. I think in the end the Internal Revenue Code and the IRS will win. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 605 was adopted and S.B. No. 1476, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOENERGY HAWAII, LLC,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 606 (S.B. No. 652, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 606 be adopted and S.B. No. 652, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Baker rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

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

"I rise in strong support of SB 652, SD2. The rate of mortgage foreclosures in Hawai'i continues to rise and poses a significant threat for homeownership in our state. Last year the Mortgage Foreclosure Task Force, authorized by this legislature and comprised of representatives from borrowers, lenders, advocates and other stakeholders, convened to work on many of the issues faced by those who are in the foreclosure process or who are trying desperately to forestall a foreclosure.

"SB652 implements the recommendations of the Mortgage Foreclosure Task Force to improve public notice and transparency in the process as well as allow borrowers to convert from a non-judicial to a judicial foreclosure thus providing order and oversight of the process. The Task Force also recommended that if a homeowner determined that non-judicial foreclosure was their best option, then those homeowners should be spared the threat of a deficiency judgment in those cases.

"This measure was the product of much debate, discussion and compromise. It is part of our comprehensive attempt to reform our mortgage foreclosure statutes, improve consumer protection and assist homeowners who are desperately seeking fairness in the process and relief from unscrupulous practices, mainly at the hands of off-shore lending institutions and mortgage loan servicers.

"I urge all my colleagues to vote in support of this measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 606 was adopted and S.B. No. 652, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 609 (S.B. No. 1059, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 609 be adopted and S.B. No. 1059, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in opposition to the measure and said:

"This is the plastic bag prohibition bill. We do have two counties already that have prohibited plastic bags. I think that's a mistake; it deprives consumers of choices. What we really need is more of a comprehensive recycling program if people are worried about the plastic bags, but we do know that hundreds of thousands of our local consumers rely on plastic bags for a number of different uses. And we also know that the people that have pushed these plastic bag bans are by and large the same individuals and organizations that several years ago got us to ban paper; and at that time they wanted to ban paper and they went into plastic bags. Now they want to ban plastic bags. This is not consumer friendly and it's not free choice. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 609 was adopted and S.B. No. 1059, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL

PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Baker, Dela Cruz, Ige, Kidani, Kim, Kouchi, Nishihara). Noes, 2 (Slom, Solomon).

Stand. Com. Rep. No. 610 (S.B. No. 1332, S.D. 2):

Senator Espero moved that Stand. Com. Rep. No. 610 be adopted and S.B. No. 1332, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senators Taniguchi, Slom, and Solomon requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 610 was adopted and S.B. No. 1332, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom, Solomon, Taniguchi). Noes, none.

Stand. Com. Rep. No. 611 (S.B. No. 41, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 611 was adopted and S.B. No. 41, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PREPAID HEALTH CARE ACT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

H.B. No. 827, H.D. 1:

Senator Ige moved that H.B. No. 827, H.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in support of the measure with reservations and said:

"This is the bill that normally we pass first. We like to pay ourselves first, so I think it's a credit to the Legislature that we waited until the 26th day to pass this in the Senate. It is a hefty amount that the public probably is not aware of. Depending on how you count in the accounts you use, the cost of running the Legislature and its associated agencies ranges from \$28 to \$34 million a year. That's a hefty amount. The good news is the House and Senate did not increase its expenditures, but other agencies did, and it's still a lot of money to pay for us. Some would say that even if we did nothing, it would still cost us over \$30 million a year. Many people would say that would be a bargain if we paid the \$30 million and the Legislature did nothing. Thank you."

The motion was put by the Chair and carried, H.B. No. 827, H.D. 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," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

S.B. No. 570, S.D. 2:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 570, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 120, S.D. 1:

On motion by Senator Ige, seconded by Senator Kidani and carried, S.B. No. 120, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Gabbard).

S.B. No. 1187, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 1187, S.D. 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE V, SECTION 6, OF THE HAWAII STATE CONSTITUTION, TO PROVIDE FOR THE ELECTION OF THE ATTORNEY GENERAL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 16. Noes, 9 (Baker, Espero, Fukunaga, Green, Ige, Nishihara, Ryan, Solomon, Taniguchi).

S.B. No. 815, S.D. 1:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, S.B. No. 815, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSET FORFEITURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 671, S.D. 1:

By unanimous consent, action on S.B. No. 671, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ETHICS," was deferred to later in the calendar.

Stand. Com. Rep. No. 622 (S.B. No. 946, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 622 be adopted and S.B. No. 946, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

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

Senator Slom rose in opposition to the measure and said:

"This establishes an access to justice special fund, raises costs of justice, and I think is a subsidy that other people going through the justice system cannot afford. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 622 was adopted and S.B. No. 946, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon, Taniguchi). Noes, 1 (Slom).

Stand. Com. Rep. No. 626 (S.B. No. 1270, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 626 be adopted and S.B. No. 1270, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"Ever since the hurricane relief fund was established—and we did not return the premiums to the people that paid it—it has been used to fund other services and sources unrelated totally to hurricane relief. While I understand that some money will be left in the fund, the question is whether or not that would be sufficient to deal with the next hurricane when it comes."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 626 was adopted and S.B. No. 1270, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HURRICANE RELIEF FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Dela Cruz, Green, Kim, Nishihara, Solomon, Tokuda). Noes, 1 (Slom).

Stand. Com. Rep. No. 628 (S.B. No. 796, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 628 was adopted and S.B. No. 796, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 629 (S.B. No. 756, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 629 be adopted and S.B. No. 756, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"As I've said previously, I absolutely support the intent of the bill, the electronic filing and no charges. I think the Chair of EDT has done a wonderful job over the past several years in getting us to this point. I'm just sad that we had to establish the integrated tax services and management special fund within this bill. So, I'll be forced to vote 'no'. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 629 was adopted and S.B. No. 756, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 630 (S.B. No. 715, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 630 be adopted and S.B. No. 715, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in strong support of the measure and said:

"As one who testified against the original bill, I am very sad that we've had to endure, and taxpayers and consumers have had to endure, the additional cost, the lower productivity, the lower energy performance of this required subsidy. I think the only other people that will be sadder than me to see this go would be all the people in South America that we import ethanol from. All the talk about it's going to help our sugar industry and we're going to do this, and we're going to do that has not come to fruition. All I know is: it's cost the taxpayers more and every car owner. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 630 was adopted and S.B. No. 715, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 631 (S.B. No. 258, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 631 be adopted and S.B. No. 258, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“Again, we’re taxing anything new in the state, and we’re creating a special fund.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 631 was adopted and S.B. No. 258, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SAFETY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Solomon). Noes, 2 (Kim, Slom).

Stand. Com. Rep. No. 632 (S.B. No. 155, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 632 be adopted and S.B. No. 155, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“DCCA had testified against this. It is a bill that required action by the Legislative Auditor, and the athletic trainers themselves had testified in opposition.”

Senator Baker rose in support of the measure and said:

“I’m not sure which committee hearing the good Senator from Hawai’i Kai was speaking about, but this measure did go through a sunrise review. We passed the sunrise request last year. The Auditor reported back. DCCA, as I recall, was saying that they still had some issues, but we have cleared all of that up. And the athletic trainers are in strong support of this bill, as well as the PTs and the OTs. So, this is really about trying to make sure that employers who hire athletic trainers know that the individual athletic trainer is certified, national standards are met, and consumer protections are in place. We are one of, I think, two or three states that do not have any registration or certification laws in effect for the profession of athletic training. When we do not have regulation, we don’t have certification; that simply means that unscrupulous practitioners can come into our state, and there’s really no way to check them out. This is a registration measure. This bill is good for our institutions and companies who employ athletic trainers. It’s been requested by the Hawaii Athletic Trainers’ Association and it works for other professionals who practice in related fields, and it’s a measure that deserves to be adopted. Thank you, Mr. President.”

Senator Slom rose on a point of inquiry and said:

“The Legislative Auditor’s report: Did that conclude that registration was or was not necessary? Thank you.”

Senator Baker responded:

“The State Auditor did not think registration was necessary, but quite frankly, the Auditor has never found a profession or an industry that needed regulation. And I’m of the opinion that maybe we should stop referring things to the Auditor because if there haven’t been consumer complaints, she doesn’t recommend any form of regulation. But until there is a licensing and registration system in DCCA, there’s no place in this state to receive consumer complaints, and they certainly wouldn’t go to the Auditor. So, we’ve developed a cycle here where we know that professions need regulations for consumer protection but we must involve the Auditor to affirm this. It defers legislative judgment and perhaps keeps the Auditor from other critical work. Over the years we’ve disagreed with the Auditor on the analysis or rationale for registration and have moved a regulatory framework forward. This is another such instance. However, we did what was required. We have the sunrise study, and it’s time to move forward. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 632 was adopted and S.B. No. 155, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ATHLETIC

TRAINERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim). Noes, 1 (Slom).

Stand. Com. Rep. No. 634 (S.B. No. 14, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 634 be adopted and S.B. No. 14, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“Again, I fully support the intent of the bill, but it does create the agricultural development and food security special fund. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 634 was adopted and S.B. No. 14, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURAL DEVELOPMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 635 (S.B. No. 1241, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 635 was adopted and S.B. No. 1241, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONVEYANCE TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 636 (S.B. No. 1328, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 636 be adopted and S.B. No. 1328, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“This one of two bills that are going to increase even further state motor vehicle fees; and, as we learned last week, the City and County of Honolulu intends to increase its motor vehicle fees as well. We’re not talking about just a couple dollars or a small percentage point when people look at how much they’re spending now to register their motor vehicle. The county fees, the state fees, federal fees, and so forth—it is quite substantial. The reasoning for increasing the fees is that the state highway fund has been depleted and is dangerously low. There’s no doubt about that; I don’t disagree with that. The problem is the reason it’s low is because this legislature raided funds from the state highway fund. In addition to that, there’s no guarantee that additional fees will be used for the purposes of road building, road construction, road reform, and there is no guarantee that the fund will not be raided yet again once it gets high enough. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 636 was adopted and S.B. No. 1328, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO MOTOR VEHICLE REGISTRATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Dela Cruz, Espero, Wakai). Noes, 2 (Kim, Slom).

Stand. Com. Rep. No. 638 (S.B. No. 243, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 638 be adopted and S.B. No. 243, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition and said:

"I hope my colleagues are keeping a tally, but this establishes the Hawai'i Western Interstate Commission for Higher Education special fund. Thank you."

Senator Tokuda rose in support of the measure and said:

"While I respect the views of the minority leader and have looked for various ways to not create a special fund, I believe that it is fiscally prudent that we provide our WICHE commissioners with the ability to impose return requirements for the Professional Student Exchange Program. During the 2009-10 school year, we paid over \$1 million to subsidize the education of 73 local students attending WICHE schools on the mainland. The fields of study for these students are in high need areas for our state such as dentistry, occupational therapy, and veterinary medicine. Other states have imposed return to work requirements on their students and have found that significantly more students do return to their state to work in these very hard to fill positions. So, I would ask your support in continuing to move this measure forward. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 638 was adopted and S.B. No. 243, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 644 (S.B. No. 1125, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 644 was adopted and S.B. No. 1125, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 645 (S.B. No. 640, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 645 was adopted and S.B. No. 640, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE WIRELESS ENHANCED 911 FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 647 (S.B. No. 823, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 647 was adopted and S.B. No. 823, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 648 (S.B. No. 596, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 648 be adopted and S.B. No. 596, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"This bill also creates yet another new special fund. Thank you."

Senator Green rose in support of the measure and said:

"This bill creates the Hawai'i Health Corps which will be a loan payment program for physicians now and health professionals. We know we have a severe shortage of health

care providers in the neighbor islands, which I point out to the minority leader, is really costly both in human capital, because people are made sick and can't get care, but also in literal capital because we have to fly people over here to get care and even then it's difficult. So, that's one reason it's a good bill. The second reason is you get one-for-one federal matching on all primary care health dollars spent. The third reason it's a good bill is because the good Chair of Education came up with an idea to structure the funds so that it could take private donations, and we do have some rich folk from Kona and other places that would give us some money towards this fund so that we'll be able to draw down match from the feds. So going forward, because it's difficult to pass medical malpractice reform both philosophically and practically, and also it's difficult to get increased reimbursements from the health insurance industry because things are tight in all areas, doing loan repayments is a successful way to get more physicians, primary care and actually specialty providers, into harder to reach places. So, it's going to be a good idea to do this sooner or later. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 648 was adopted and S.B. No. 596, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH CORPS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 650 (S.B. No. 814, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 650 was adopted and S.B. No. 814, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CERTAIN FUNDS OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 651 (S.B. No. 1337, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 651 was adopted and S.B. No. 1337, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LIVESTOCK," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Gabbard).

Stand. Com. Rep. No. 653 (S.B. No. 1482, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 653 was adopted and S.B. No. 1482, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 657 (S.B. No. 605, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 657 was adopted and S.B. No. 605, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Nishihara, Taniguchi). Noes, 2 (Slom, Solomon).

Stand. Com. Rep. No. 658 (S.B. No. 1289, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 658 was adopted and S.B. No. 1289, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 661 (S.B. No. 333, S.D. 3):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 661 was adopted and S.B. No. 333, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 663 (S.B. No. 699, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 663 be adopted and S.B. No. 699, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Gabbard requested that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

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

"Colleagues, the Office of Environmental Quality Control has a very important role as a clearing house for environmental assessments and environmental impact statements. It also supports the Environmental Council. Yet, in recent years, the OEQC has been shamefully starved and neglected. Its staffing has been cut from 11 positions to now just the director, 2 planners, an environmental health specialist, and a secretary. That is unacceptable. The OEQC needs to modernize and to beef up its staffing to meet the requirements of its mission; and to do that, it needs a dedicated source of funding. SB 699 SD2 would do that by allowing the OEQC to charge applicants reasonable filing fees. This should help to make the OEQC more self-sufficient. I ask that you join me in supporting SB 699 SD2. Mahalo."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 663 was adopted and S.B. No. 699, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 667 (S.B. No. 925, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 667 was adopted and S.B. No. 925, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 671 (S.B. No. 985, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 671 be adopted and S.B. No. 985, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

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

The motion was put by the Chair and carried, Stand. Com. Rep. No. 671 was adopted and S.B. No. 985, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 672 (S.B. No. 1327, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 672 was adopted and S.B. No. 1327, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PASSENGER FACILITY CHARGES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 674 (S.B. No. 179, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 674 was adopted and S.B. No. 179, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 678 (S.B. No. 1426, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 678 was adopted and S.B. No. 1426, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC FUNDS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22; Ayes with Reservations (Dela Cruz, Kim, Nishihara, Solomon). Noes, 3 (Baker, Gabbard, Wakai).

Stand. Com. Rep. No. 680 (S.B. No. 871, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 680 was adopted and S.B. No. 871, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Kidani, Kim, Nishihara, Wakai). Noes, 2 (Solomon, Taniguchi).

Stand. Com. Rep. No. 681 (S.B. No. 238, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 681 be adopted and S.B. No. 238, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senators Taniguchi and Solomon requested their votes be cast "aye, with reservations," and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 681 was adopted and S.B. No. 238, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Solomon, Taniguchi). Noes, none.

Stand. Com. Rep. No. 683 (S.B. No. 1329, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 683 was adopted and S.B. No. 1329, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO MOTOR VEHICLE WEIGHT TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Dela Cruz, Espero, Kidani, Kim, Ryan, Wakai). Noes, 1 (Slom).

Stand. Com. Rep. No. 685 (S.B. No. 11, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 685 was adopted and S.B. No. 11, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF THE SHERIFF,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (English, Kim). Noes, 1 (Slom).

Stand. Com. Rep. No. 686 (S.B. No. 1506, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 686 was adopted and S.B. No. 1506, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 689 (S.B. No. 1090, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 689 was adopted and S.B. No. 1090, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Dela Cruz, Kim, Solomon, Wakai). Noes, 1 (Slom).

Stand. Com. Rep. No. 690 (S.B. No. 1511, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 690 was adopted and S.B. No. 1511, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO AQUACULTURE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Gabbard, Green, Ihara, Solomon, Taniguchi). Noes, none.

Stand. Com. Rep. No. 692 (S.B. No. 98, S.D. 2):

On motion by Senator Baker, seconded by Senator Taniguchi and carried, Stand. Com. Rep. No. 692 was adopted and S.B. No. 98, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO WATER CARRIERS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At 10:44 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:50 a.m.

Stand. Com. Rep. No. 693 (S.B. No. 597, S.D. 2):

Senator Baker moved that Stand. Com. Rep. No. 693 be adopted and S.B. No. 597, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Taniguchi.

Senator Kahele rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Kahele’s remarks read as follows:

“This bill would allow psychologists the ability to prescribe medication which would be a boon to the rural communities in my district who do not have the same access to qualified providers that urban communities have. A lack of psychiatrists in rural communities severely limits the ability for members in rural communities to have access to medication that is often taken for granted by those in urban settings. I believe this bill can be a step towards providing greater equality in regards to access to medication.”

Senator Baker rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker’s remarks read as follows:

“Mr. President, colleagues, there is an immense need for mental health care in many parts of our state. This gap in access to mental health services can be safely filled by granting prescriptive authority to properly trained psychologists. That’s the purpose of SB 597, SD2.

“It is not a new concept. Since 1974, appropriately trained clinical psychologists have been practicing in certain settings and that practice has been shown to be safe and effective. Psychologists with appropriate credentials have been allowed to prescribe medications to active duty military personnel and their families in federal facilities and the federal Indian Health Service program for years. In recent years, Louisiana and New Mexico adopted legislation authorizing prescriptive authority for appropriately trained psychologists without regard to the service setting.

“Since 2000, twenty psychologists, all born and raised in Hawai‘i, have received psychopharmacological training through the Tripler Army Medical Center psychology training program. These psychologists have actively collaborated with primary care physicians to provide combined therapy and psychopharmacological care to a medically underserved patient population at 11 federally qualified health centers, Bay Clinic, Hāna, Moloka‘i, Kaua‘i, Wai‘anae, Kalihi-Palama, Waimānalo, Ko‘olaupua, West Hawai‘i, Kōkua Kalihi Valley, and Waikīkī, as well as a Native Hawaiian health care system clinic located in a federally designated medically underserved area on Moloka‘i.

“Each time the legislature has considered granting limited prescriptive authority, there has been opposition. And each time other types of health care providers such as advanced practice registered nurses, physician assistants, and optometrists were given prescriptive authority, it has shown that limited prescriptive authority to non-physician practitioners is administratively manageable and is an effective means of expanding access to important health care services. The dire predicted consequences for these professionals when given appropriate prescriptive authority never materialized.

“The psychologists who would be affected by this bill must go through a thoroughly vetted training program to prescribe the drugs that are included in a limited formulary. The training is part of a Post Doctoral Master’s degree of which the curriculum is consistent with the American Psychological Association training curriculum in psychopharmacology for prescription privileges. This program is already in place at UH Hilo School of Pharmacy and Argosy University. The programs are extensive and clinically based.

“The pilot program as outlined in the bill has supervision and oversight. The sites are in areas where there is the greatest need for these services. The pilot program will provide the opportunity for us to learn the efficacy of the program by

requesting feedback from the all the stakeholders. With this knowledge, we can continue to move forward in providing better access to mental health care services.

“Many of our constituents need the mental health care that psychologists provide. This measure will ensure that appropriately trained psychologists can more fully address the health care needs of their patients especially in the most underserved areas of our state. I urge all my colleagues to vote in favor of this measure and expand access to mental health services in a reasoned and efficacious way. Mahalo.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 693 was adopted and S.B. No. 597, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 21; Ayes with Reservations (Chun Oakland, Kidani, Ryan, Solomon). Noes, 3 (Nishihara, Slom, Wakai). Excused, 1 (Hee).

Stand. Com. Rep. No. 694 (S.B. No. 1115, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 694 be adopted and S.B. No. 1115, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose and said:

“Thank you, Mr. President. As I’ve done in committees before, I rise with the possibility that I’m in conflict and want to recuse myself since my son is a senior at St. Louis School.”

The Chair responded that there was no conflict.

Senator Slom continued:

“Thank you for the ruling, Mr. President, but because of the appearance of self-aggrandizement, I still would like to recuse myself from this vote. Thank you.”

At 10:52 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:53 a.m.

At 10:53 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 10:54 a.m.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 694 was adopted and S.B. No. 1115, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR SAINT LOUIS SCHOOL,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

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

Stand. Com. Rep. No. 699 (S.B. No. 1186, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 699 was adopted and S.B. No. 1186, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Green, Slom).

Stand. Com. Rep. No. 701 (S.B. No. 1145, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 701 was adopted and S.B. No. 1145, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO AGRICULTURE,” having been read

throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 703 (S.B. No. 1073, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 703 was adopted and S.B. No. 1073, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SURCHARGE FOR INDIGENT LEGAL SERVICES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 704 (S.B. No. 1555, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 704 be adopted and S.B. No. 1555, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 704 was adopted and S.B. No. 1555, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25; Ayes with Reservations (Slom). Noes, none.

Stand. Com. Rep. No. 705 (S.B. No. 1549, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 705 was adopted and S.B. No. 1549, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 707 (S.B. No. 779, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 707 be adopted and S.B. No. 779, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“This bill proposes to give a fee to the unsuccessful bidders. It does other things. It does reduce the number of bidders that can qualify, and I appreciate that and I support that. But the idea of paying unsuccessful bidders just goes against the grain of everything that we know about procurement. Some businesses did testify that it’s a very costly process and if they lose the bid, they’re out a lot of money. That may be true. No one forced them to bid, however, and if they win the bid, they’re in for a lot of money. In any event, I don’t think that the taxpayers should support losing bidders or those that, in fact, do not qualify. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 707 was adopted and S.B. No. 779, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Chun Oakland, English, Green, Ihara, Solomon, Taniguchi, Wakai). Noes, 2 (Kim, Slom).

Stand. Com. Rep. No. 711 (S.B. No. 141, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 711 was adopted and S.B. No. 141, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO LAND-SECURED FINANCING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 714 (S.B. No. 981, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 714 be adopted and S.B. No. 981, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"It was very interesting during our discussion at Ways and Means. What this bill proposes to do is to mandate that county elected officials and others will have to undergo training by the Office of Hawaiian Affairs on culturally sensitive matters. While I support the intent of the bill, OHA was asking for an additional \$50,000 to \$100,000 to create another program to do this when in fact OHA already has a cultural liaison officer. They have several positions. This is what they're supposed to do. In addition, there are culturally sensitive Native Hawaiian training programs existing already at the University of Hawai'i and other agencies. This would be duplicative, it would be expensive, and would be just more money for OHA. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 714 was adopted and S.B. No. 981, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Ryan, Solomon). Noes, 2 (Green, Slom).

Stand. Com. Rep. No. 718 (S.B. No. 318, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 718 be adopted and S.B. No. 318, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"While I certainly have supported tax credit measures in the past, and I support assistance to the film industry and related industries, I quite frankly was not impressed with the dog-and-pony show and the star-studded linemen that came sweeping into Hawai'i to get additional credits here. I think it does a disservice to those film and television productions that have been operating with existing tax credit and other laws, and I'm not sure that we can even afford this. I think, however, that originally we talked about tax credits for technology and spurring new industries and new developments. So I think for all of these reasons, this is not a good bill at this time. Thank you."

Senator Fukunaga rose in support of the measure and said:

"In reference to the prior speaker's remarks, I want to indicate that the proposal that came before the Economic Development Committee and the Senate Ways and Means Committee had a number of areas that were problematic. The good news is that with the combination of the infrastructure, production, and workforce development proposals, the Departments of Economic Development, Taxation and University of Hawai'i's ACM representatives are working very closely with the proponents of this measure to come up with something that would be practical and positive for the State of Hawai'i. They also build on some of the assets that the State of Hawai'i has developed in its creative media endeavors. For

those reasons, I urge my colleagues to vote in support of this measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 718 was adopted and S.B. No. 318, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS DEVELOPMENT IN HAWAII," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 720 (S.B. No. 249, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 720 be adopted and S.B. No. 249, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Ryan rose in support of the measure with strong reservations and said:

"According to the testimony given by the Hawai'i Livestock Cooperative in committee, they are willing to give the facility to the state. I also am very concerned that there's no overall plan for how the facility will be self-sustaining in regards to operational costs. There is also some concern that renovations for a packaging plant will be required. No plans have been presented to address this matter. So, I would like to state that I am supporting with strong reservations. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 720 was adopted and S.B. No. 249, S.D. 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE DEPARTMENT OF AGRICULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (English, Ryan). Noes, 1 (Gabbard).

Stand. Com. Rep. No. 721 (S.B. No. 240, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 721 be adopted and S.B. No. 240, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"Again, the intent is great—to encourage additional physicians for the rural areas and neighbor islands—and I think we need that, but continuing an assessment fee for workplace estimates, I think, is unnecessary and is getting counterproductive. Thank you."

Senator Tokuda rose in support of the measure and said:

"While I respect the comments of the minority leader, a \$60 fee assessed for relicensing our doctors every two years is a small amount to pay for the kind of data collection, analysis, and also recruitment and retention efforts that we can employ, especially for our rural and medically underserved areas of our state. While it may seem like a financial burden, it can go a long way towards such important programs as loan repayment programs for doctors that choose to serve us in some of the areas that currently have no access to physicians or other health care specialty areas. I would encourage us to continue to move this bill forward."

Senator Slom rose in rebuttal and said:

"If the \$60 fee was all that the doctors and physicians had to pay in Hawai'i, that would be one thing. But as a matter of fact, we continue to give them additional fees, taxes, the burden of medical tort reform, and medical insurance and all of that, and that's why the doctors are leaving. Thank you."

Senator Green rose in support of the measure and said:

"I just wanted to echo the comments of the Education Chair and also comment that though yes, the bill was controversial in its first incarnation when we passed the fee, the data that we've got now does enable health care providers to go to those areas where they can be more valued. Also, it increases our economic capacity because as opposed to be clustered in places where we have duplicate care, a lot of the times health insurers don't end up reimbursing any moneys because there's no provider to pay to give those services. So, this has been pretty helpful to the physician community, to actually know where they're needed most, and therefore actually ends up being kind of a positive economic driver for physician practices. Thank you, Mr. President."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 721 was adopted and S.B. No. 240, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHYSICIAN WORKFORCE ASSESSMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 722 (S.B. No. 239, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 722 be adopted and S.B. No. 239, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"While the current version, the S.D. 2, blanks out the different percentages, we have been using the tobacco settlement fund not for its original purposes. We've subsidized the medical school, particularly their debt service, to the tune of approximately, by their own count, \$10 million to \$12 million per year. And I think that, again, as we get farther and farther away from the original scope and purpose of these funds, we do damage not only to those individuals and organizations that counted on them, but also we find that, as in this bill here, we continue simply to put more money into the general fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 722 was adopted and S.B. No. 239, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOBACCO SETTLEMENT SPECIAL FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Chun Oakland, Slom).

Stand. Com. Rep. No. 723 (S.B. No. 1355, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 723 be adopted and S.B. No. 1355, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"You know, colleagues, we continue to talk about this bill as a fairness bill to get our use tax but in fact it is a new tax, an additional tax, on internet purchases and internet uses; and it's not just me saying that. We saw what happened when the bill looked like it was going to pass and Amazon withdrew its services to Hawai'i and other people did that as well. It is anti-business, it is anti-consumer, it is a bad bill, and it should be defeated. Thank you."

Senator Fukunaga rose in rebuttal and said:

"I have a couple of corrections that I'd like to offer to the members in response to the last speaker's comments. First, this is not a new tax. This tax has been on the books under Hawai'i Revised Statutes, Section 238-2, since the 1960s. Second,

businesses including the Hawai'i Association of Realtors and the Retail Merchants of Hawai'i have long supported this measure as a matter of fairness to really level the playing field, so that those who are selling goods to residents in Hawai'i from out of state pay their fair share of the tax burden currently not being paid. For those reasons, I urge my colleagues to vote in support of this measure. Thank you."

Senator Chun Oakland rose in support of the measure and said:

"I would like to echo the comments of the previous speaker. The law was created in 1969, and for any one of us that purchases anything outside of the state, we are supposed to be paying this tax. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 723 was adopted and S.B. No. 1355, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 726 (S.B. No. 1066, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 726 was adopted and S.B. No. 1066, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Ihara, Kim). Noes, 1 (Slom).

Stand. Com. Rep. No. 727 (S.B. No. 113, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 727 was adopted and S.B. No. 113, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL CANNABIS RESEARCH," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Nishihara). Noes, 2 (Kouchi, Solomon).

Stand. Com. Rep. No. 728 (S.B. No. 1277, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 728 was adopted and S.B. No. 1277, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 731 (S.B. No. 1078, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 731 was adopted and S.B. No. 1078, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Ihara, Kim). Noes, 1 (Slom).

Stand. Com. Rep. No. 732 (S.B. No. 775, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 732 was adopted and S.B. No. 775, S.D. 2, entitled: "A BILL FOR AN ACT RELATING

TO CONSTRUCTION SITES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 733 (S.B. No. 122, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 733 be adopted and S.B. No. 122, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“While I support the inclusion of naturopathic physicians, and in fact many health care providers have already done that, I always oppose additional mandates under our Prepaid Health Care Act, and I do in this case as well. Thank you.”

Senator Baker rose in support of the measure and said:

“Actually, the previous speaker is incorrect. Naturopathic physicians are not included in most health plans; and what this does is rather than make a blanket inclusion, which would be a mandate that the previous speaker dislikes so much, this actually says that if you are a plan that already offers a complementary and alternative medicine (CAM) rider that you must include the services of naturopathic physicians. Most of those CAM riders do not cover naturopathic physician services. And yet we find that naturopaths are definitely included in worker’s comp and under the auto plans, but not in many of the plans offered under our Prepaid Health Care Act. Naturopathic services provide another option. This bill has limited it so that their services are included in any CAM riders offered but those riders are paid for by the individual, so it’s not a burden on employers. In checking with some of the plans, it actually adds very, very little to the overall cost; and some of our folks want to use the services provided by naturopaths.

“The other thing that this measure does is if you’re going to be included in the complementary and alternative medicine rider, it says at least pay them an appropriate fee; and we’re using the worker’s comp fee schedule because that’s already been established, and it seems to be working well and not adding a lot of additional costs. So, this measure, I believe, is fair to the naturopaths and their clients, and I encourage my colleagues to vote in favor of it. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 733 was adopted and S.B. No. 122, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Green, Slom).

At 11:14 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:16 a.m.

Stand. Com. Rep. No. 734 (S.B. No. 725, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 734 be adopted and S.B. No. 725, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“What we’re going to do is add and expand the solid waste surcharge; and what that’s going to do is increase the cost of our waste removal.”

Senator Kouchi rose and said:

“Mr. President, I rise on a point of, I guess, conflict. I am employed by a refuse company on Kaua‘i and own shares in the

company; and so while it is a bill that would affect all refuse companies in the state, I wanted to state that for the record.”

The Chair responded that there was no conflict.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 734 was adopted and S.B. No. 725, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SOLID WASTE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 742 (S.B. No. 175, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 742 was adopted and S.B. No. 175, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Kouchi).

Stand. Com. Rep. No. 743 (S.B. No. 233, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 743 was adopted and S.B. No. 233, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 744 (S.B. No. 595, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 744 was adopted and S.B. No. 595, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PHYSICIANS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 746 (S.B. No. 939, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 746 be adopted and S.B. No. 939, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“You know, I attended the hearing, I heard the testimony, and I’m still not sure what a new position called the ‘State Fall Coordinator’ is going to do. I don’t know how many fall coordinators we have to hire to make sure that people don’t fall down. Or, are we going to help them after they fall down? We don’t know what the budget’s going to be, what the cost’s going to be, but mostly, like I say, I think it’s going to be very difficult. It maybe again another one of those government job creators, but I don’t see how a single fall coordinator is going to help solve the problems that we have. Thank you.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 746 was adopted and S.B. No. 939, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Slom, Solomon).

Stand. Com. Rep. No. 751 (S.B. No. 755, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 751 be adopted and S.B. No. 755, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“Now, normally I would support any bill that would reduce or eliminate taxes. This bill proposes something that we’ve had over the years proposed, and that is a tax holiday, except that this is a very short period of time and it’s only for those expenditures that are very narrowly construed. First of all, I think we may have a constitutional issue with this bill. Secondly, if we really believe in helping consumers, then we would reduce or eliminate the general excise tax altogether. Thank you.”

Senator Taniguchi requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 751 was adopted and S.B. No. 755, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Kim, Ryan, Solomon, Taniguchi). Noes, 1 (Slom).

Stand. Com. Rep. No. 756 (S.B. No. 99, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 756 be adopted and S.B. No. 99, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Baker rose to request that remarks in support of the the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Baker’s remarks read as follows:

“The purpose of this bill is to update the statutory framework for the Public Utilities Commission to better address an increasingly complex regulated industries landscape. It is a regulatory landscape that demands specialized knowledge and expertise on the part of the regulators and improved structure and processes of the Commission. The bill restructures the Commission to improve its efficiency and address several deficiencies noted in previous reviews by the State Auditor. The bill also increases the number of commissioners from three to five to ensure greater representation of regulatory issues faced by neighbor island communities such as balanced regulation of water carriers and alternative energy generation and allowing for the acquisition of additional expertise on the Commission. The measure requests that the Governor consider geographic and professional diversity in the composition of the PUC when making appointments.

“The bill also contemplates a new deliberative structure for the PUC—a two panel structure similar to the structure utilized by the Intermediate Court of Appeals. Each panel will be composed of two commissioners and the chair and will have distinct jurisdiction. One panel will focus primarily on energy matters while the other panel will focus on transportation and telecom. Further, the measure clarifies findings of public necessity and the issuance of certificates relating to water carriers.

“Colleagues, this is an important measure to ensure the appropriate functioning of the PUC to address 21st century energy, telecom and inter-island water transportation matters. The Commissioners must fairly represent the interests of the entire State and hold the highest possible levels of experience and expertise. Finally, the Commission’s staff must be highly qualified and the processes of the Commission must be transparent and responsive to the needs of the people of Hawai‘i. SB99 helps move the PUC in a positive direction and I urge all my colleagues to join me in bringing a ‘New Day’ to this important regulatory agency. Mahalo.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 756 was adopted and S.B. No. 99, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 757 (S.B. No. 1274, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 757 be adopted and S.B. No. 1274, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Green rose in support of the measure with reservations and said:

“I think this is an important bill that’s been moving through the Legislature. We have to come into compliance with some of the federal mandates. I do just want to see us continue to look at the capacity for people to have a little bit of face-to-face time on their external reviews. So, I think we’ll probably get there by the end of session. Thank you, Mr. President.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 757 was adopted and S.B. No. 1274, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO HEALTH INSURANCE,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Green). Noes, 1 (Slom).

Stand. Com. Rep. No. 758 (S.B. No. 1384, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 758 was adopted and S.B. No. 1384, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO EDUCATION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Solomon).

Stand. Com. Rep. No. 764 (S.B. No. 1, S.D. 2):

Senator Hee moved that Stand. Com. Rep. No. 764 be adopted and S.B. No. 1, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Ige.

Senator Slom rose in opposition to the measure and said:

“Again, I attended the hearing, heard the testimony, and I heard divided testimony on this bill. Basically, what it seeks to do is do what the Akaka bill was not able to do for nearly 12 years, and that is to provide recognition, but also specific recognition, and something which has divided our people, not only Native Hawaiian and Native Hawaiians, but also the rest of the population, too, who have not been allowed to vote on this measure. We had no public vote on the Akaka bill; and what this bill does is really deny the public an opportunity to get engaged and to make a decision for us. Thank you.”

Senator Galuteria rose in support of the measure and said:

“Mr. President, members, the purpose and intent of this measure is to firstly, provide for the recognition of Native Hawaiians as the indigenous people of Hawai‘i; and secondly, establish a process, or at least encourage a process, members, for the reorganization of a Native Hawaiian governing entity. Now, while our previous speaker pointed out federal recognition by the congressional legislation is currently stalled, state recognition of the Native Hawaiian people is necessary and achievable. The entity, the reorganization process, is a work-in-progress. As a matter of fact, we’ll be listening to another measure in due time that calls for a separate type of pathway to reorganization. Its manifestation is yet to be

determined, to be advanced through processes like these. So it is, once again, a work-in-progress, and we'll want to request members to support this measure. Thank you, Mr. President."

Senator Solomon rose in support of the measure and said:

"Mr. President, just speaking in support of the measure and just speaking in support of the previous speaker's remarks. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 764 was adopted and S.B. No. 1, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO STATE RECOGNITION OF THE NATIVE HAWAIIAN PEOPLE, THEIR LANDS, ENTITLEMENTS, HEALTH, EDUCATION, WELFARE, HERITAGE, AND CULTURE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Espero, Green, Slom).

At this time, Senator English made a late introduction of Mr. Avery Chumbley, his mentor for many years and a former State Senator.

At 11:25 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:36 a.m.

THIRD READING

MATTER DEFERRED FROM EARLIER ON THE CALENDAR

S.B. No. 671, S.D. 1:

Senator Hee moved that S.B. No. 671, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Hee then offered the following amendment (Floor Amendment No. 2) to S.B. No. 671, S.D. 1:

SECTION 1. Senate Bill No. 671, S.D. 1, is amended by amending the definition of "charitable entity" to read as follows:

"Charitable entity" means an entity that has received recognition of tax exempt status under section 501(c)(3) of the Internal Revenue Code."

Senator Hee moved that Floor Amendment No. 2 be adopted, seconded by Senator Shimabukuro.

Senator Hee rose to speak in support of the amendment as follows:

"Members, as I said earlier, S.D. 2 narrows the scope of the nonprofits. There was some miscommunication, I believe, or misinterpretation by the attorneys; and if you look on page 2, line 2 where it says tax exempt status under section 501(c)(3), that is what we believe the Executive Director of the Ethics Commission meant. The original bill also includes, or the original Senate draft also included, 501(c)(4), (c)(5) and (c)(6), which are also charitable organizations. However, in discussing it with our lawyers, we believe that what Mr. Kondo meant was section 501(c)(3) and not beyond that. So accordingly, the amendment is drafted as S.D. 2 for everyone's consideration. Thank you."

The motion to adopt Floor Amendment No. 2 was put by the Chair and carried.

By unanimous consent, S.B. No. 671, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION ACCESS," was placed on the calendar for Third Reading on Thursday, March 10, 2011.

THIRD READING

Stand. Com. Rep. No. 768 (S.B. No. 218, S.D. 1):

Senator Hee moved that Stand. Com. Rep. No. 768 be adopted and S.B. No. 218, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Shimabukuro.

Senator Slom rose in opposition to the measure and said:

"We get this bill year after year after year; and for those folks that truly believe in choice, they should allow the choice up to those hospitals with religious convictions that want the option to refuse to do certain things, but they insist that everyone be mandated and one-size-fits-all."

Senator Baker rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

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

"This measure will ensure that sex assault victims will have access to the standard of care in any emergency room in Hawai'i, no matter where care is sought. That standard of care includes information about and the option to utilize emergency contraception. Unfortunately the recognized standard of care for victims of sexual assault is not the standard in all of Hawai'i's emergency rooms. Some hospitals offer, some do not, and some staff are not clear on their facility's policy. Unbiased education on and the opportunity to choose emergency contraception is part of a standard of care that ensures that a sex assault victim has access to the best and most appropriate medical care.

"Emergency contraception is safe and effective in preventing an unwanted pregnancy that may result from rape. When it is taken within 120 hours of unprotected sex, it can prevent pregnancy. It is most effective the earlier it is taken with a 99 percent efficacy rate when taken within 12 hours and 82 percent within 72 hours. This time frame coincides with the time that a rape victim would be in an emergency room. EC will not terminate an existing pregnancy. EC prevents ovulation from occurring; it also prevents sperm from entering the uterus and fertilizing the egg.

"EC is widely recognized and accepted as a necessary part of caring for sex assault victims. Even the Roman Catholic Church's US Conference of Bishops recognizes EC as part of the standard of care that should be afforded to rape victims as have emergency room physicians around the country. Fifteen states and the District of Columbia have adopted legislation requiring the provision of information and access to EC for sex assault victims in emergency rooms.

"It is important that traumatized women not be re-victimized through the lack of information or access to appropriate care and treatment. It is time that Hawai'i's laws assist sex assault victims with access to the best available information and care possible.

"Passage of this measure will ensure that women who are the victims of rape in Hawai'i will have access to the standard of care most appropriate for them. I urge my colleagues to join with the members of the women legislators' caucus to pass this compassionate measure."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 768 was adopted and S.B. No. 218, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTHCARE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Gabbard, Kouchi, Slom).

Stand. Com. Rep. No. 769 (S.B. No. 580, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 769 was adopted and S.B. No. 580, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC LIFE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 771 (S.B. No. 1065, S.D. 1):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 771 was adopted and S.B. No. 1065, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 773 (S.B. No. 1088, S.D. 1):

Senator Ige moved that Stand. Com. Rep. No. 773 be adopted and S.B. No. 1088, S.D. 1, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"Interestingly, even the Department of Labor is opposed to this bill. The bill would extend unemployment benefits to certain part-time workers and also to extend benefits to voluntary quits. We've seen what's happened with unemployment, nationally and locally. We've seen what's happened to employers who are the only ones that pay unemployment compensation taxes. Their rates have gone up tremendously—last year, this year, and plan for next year already. We don't do anyone a favor by adding additional costs and benefits because in that way, we make sure that we're not going to have hiring of new employees."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 773 was adopted and S.B. No. 1088, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT INSURANCE BENEFITS," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

Stand. Com. Rep. No. 775 (S.B. No. 281, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 775 be adopted and S.B. No. 281, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"Again, as I've said in committees, I support the intent of the bill. I think it's a good bill to use the quarantine facilities for revenue production, but I oppose the creation of another new special fund. Thank you."

The motion was put by the Chair and carried, Stand. Com. Rep. No. 775 was adopted and S.B. No. 281, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL INDUSTRY," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 776 (S.B. No. 651, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 776 be adopted and S.B. No. 651, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

"Yet another special fund. I'll be voting 'no.'"

Senator Baker rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

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

"Over the past year, mortgage foreclosures in Hawai'i have increased rapidly so that this state now holds the unfortunate distinction of having one of the highest foreclosure rates in the nation. While a portion of foreclosures in the state represent second homes, vacation homes, or timeshares, many more affect island families. Residential foreclosures also have an impact beyond the individuals and families who are directly affected. Widespread foreclosures disrupt communities by creating empty properties in neighborhoods and leaving the remaining members of planned community and condominium associations accountable for a disproportionate share of common expenses and responsible for additional maintenance on foreclosed units. Large numbers of foreclosures also impact this state's already overburdened housing market by forcing former homeowners into the rental market where their financial distress can be compounded by Hawai'i's high rental costs.

"In the 2010 regular legislative session, the legislature authorized the creation of a Mortgage Foreclosure Task Force through Act 162. Act 162 directed the Task Force to undertake a study to develop general and specific policies and procedures necessary to improve the manner in which mortgage foreclosures are conducted in the State and to submit reports of its findings to the legislature prior to the 2011 and 2012 regular sessions. The task force has worked diligently at its assignment and has submitted recommendations for legislation. Some of these recommendations, as well as other policies, are contained in SB 651. The Task Force has reported that it plans to submit further recommendations for, among other things, reforming the nonjudicial foreclosure process and the impacts on condominiums, planned communities and cooperatives its final report before the legislature convenes in 2012.

"SB 651 addresses the state's foreclosure crisis by providing a means for some homeowners to avoid foreclosure and for many more to mitigate the damage of foreclosure when it is not avoidable. Federal programs exist to assist distressed homeowners, but these programs have proven inadequate to meet real-world needs. Homeowners still report bad-faith behavior by lenders and a lack of oversight in the foreclosure process, especially in nonjudicial power of sale foreclosures. SB 651 provides opportunities for meaningful negotiation between homeowners and lenders as well as oversight mechanisms through its three major components: dispute resolution, conversion of nonjudicial power of sale foreclosures to judicial actions, and a moratorium on new nonjudicial foreclosures under section 667-5, HRS.

"SB 651 creates the mortgage foreclosure dispute resolution program to be administered by the DCCA. Based on a successful program initiated in Nevada and tailored to Hawai'i's unique needs through input from lenders, advocates for homeowners, the Judiciary, and DCCA, this program makes a facilitated dispute resolution process and an accompanying stay of the foreclosure available upon request to all owner-occupant homeowners who have received a foreclosure notice. At the election of an owner-occupant, a foreclosing mortgagee will be required to participate in dispute resolution for the purpose of avoiding foreclosure if possible or coming to a negotiated agreement if foreclosure is inevitable. This program recognizes that foreclosure is not always avoidable but that it is almost always possible for the parties to reach an agreement that reduces long-term damage and preserves a homeowner's

dignity. Oversight of the process is provided by a trained facilitator who will ensure that the foreclosing mortgagee and homeowner comply with all program rules and participate in good faith in the process. Enforcement is provided by the possibility of sanctions against each party, including a bar on completing the foreclosure against the foreclosing mortgagee and a lift of the stay triggered by the dispute resolution program against an owner-occupant. The mortgage foreclosure dispute resolution program will be operative no later than October 1 of this year and will sunset three years later on September 30, 2014, in anticipation that the State and national economy will have stabilized by that time and the foreclosure crisis will have abated.

“As another means of introducing third-party oversight into a nonjudicial foreclosure, SB 651 enacts a recommendation by the Mortgage Foreclosure Task Force to authorize an owner-occupant homeowner to file a petition with the Circuit Court to convert a nonjudicial power of sale foreclosure into a judicial action. The vast majority of nonjudicial foreclosures in this State are conducted pursuant to section 667-5, HRS, under a process that includes minimal notice and oversight. Conversion to a judicial action subjects these foreclosures to the oversight inherent in any judicial process. The conversion authorization contained in SB 651 will be effective upon approval of this measure and will sunset on December 31, 2012. SB 651 envisions a dual function for conversion. First, it will serve as a bridge measure that will provide immediate relief to owner-occupant homeowners who are currently involved in a pending nonjudicial foreclosure or will be involved in a nonjudicial foreclosure before the mortgage foreclosure dispute resolution program becomes operative. Second, it will provide an additional avenue of relief in the nonjudicial foreclosure process in anticipation of more sweeping reforms that may be recommended by the Mortgage Foreclosure Task Force. The sunset of conversion authorization ensures that the resources of the Judiciary will have to accommodate a potential increase in its foreclosure case load for only a finite period of time.

“The final major innovation contained in SB 651 is a moratorium on new power of sale foreclosures brought under section 667-5, HRS, to commence upon the effective date of SB 651 and to expire on July 1, 2012. These types of foreclosures have been the source of most of the reported problems with foreclosures in this state and will most likely be the focus of the broad reforms to the foreclosure system that the Task Force is expected to recommend prior to the convening of the next regular legislative session. The purpose of the moratorium is two-fold. It avoids a situation where mortgagees rush to beat the clock and foreclose prematurely in cases where they may have otherwise been willing to come to an agreement with a distressed homeowner in order to avoid the new requirements created by SB 651. It also allows the Task Force to develop recommendations for broad reforms without risk of disrupting on-going actions in an operative system.

“The moratorium imposed by SB 651 allows for the continuation of nonjudicial foreclosures under section 667-5 that were commenced before the effective date of SB 651, subject to an owner-occupant’s right to pursue conversion to judicial foreclosure or dispute resolution, upon that program becoming operative. The moratorium on section 667-5 nonjudicial foreclosures will particularly affect condominium and planned community associations that use that process to foreclose on liens for past-due fees for common expenses payable to the association. The intention of the moratorium is not to burden associations when they take action to protect the interests of the majority of their members who have not defaulted on fees by collecting past-due amounts. Any actions under 667-5 that have already begun before SB 651 takes effect may continue.

“Further, nonjudicial lien foreclosures by an association are exempt from the dispute resolution and conversion requirements applicable to nonjudicial mortgage foreclosures, leaving nonjudicial foreclosure under part II of chapter 667, HRS, or judicial foreclosure free of those requirements. Finally, to account for the increased time and expense of meeting the requirements of the available foreclosure processes, the cap on the amount of past-due fees that an association may collect has been doubled.

“SB 651 also contains additional reforms to the mortgage foreclosure system such as requirements for the location of public sale of property following a power of sale foreclosure and strengthened regulations on mortgage loan servicers to provide additional consumer protections. These improvements to specific portions of the foreclosure system will continue to be applicable regardless of larger systemic changes that may be suggested by the Task Force. While SB 651 is not able to address every aspect of the mortgage foreclosure system that is in need of reform, it provides immediate and long-term relief to local homeowners in a manner that is fair to mortgage lenders, state regulators, and the Judiciary.

“I strongly urge all of my colleagues to support SB 651.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 776 was adopted and S.B. No. 651, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 778 (S.B. No. 1385, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 778 was adopted and S.B. No. 1385, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23. Noes, 2 (Gabbard, Slom).

Stand. Com. Rep. No. 779 (S.B. No. 1363, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 779 be adopted and S.B. No. 1363, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Gabbard rose to request that remarks in support of the measure be entered into the Journal, and the Chair so ordered.

The Chair having so ordered, Senator Gabbard’s remarks read as follows:

“Colleagues, when the question is posed to us: Paper or Plastic? The answer should be ‘Neither. I brought my own.’ People in Hawai’i use 400 million plastic bags and 20 million paper bags every year. That is almost one bag for every man, woman, and child every day. People in my district have been complaining for years about plastic bags blowing into their yards from the Waimanalo Gulch Landfill. And that is one of the problems about plastic bags. When these plastic bags blow into our streams, lakes, and ocean, they pose a hazard to marine life. Marine turtles often mistake plastic bags for jellyfish, their natural food. But plastic is indigestible, so their stomachs fill up with plastic, displacing their capacity to digest food until they starve to death.

“And plastic does not biodegrade. Instead, plastic breaks apart into smaller and smaller pieces that may then be ingested by organisms and work its way up the food chain. Paper is not the answer either. Paper bags are three times costlier than plastic bags and can also pollute our streams and ocean,

although paper bags will biodegrade. Paper bags also require water to manufacture and are several times heavier to transport, entailing a substantial carbon footprint.

“Instead, I believe that the answer is to push the use of reusable bags. SB 1363 SD2 sets out to achieve two goals: First is to change human behavior. We in Hawai‘i have become too accustomed to getting single-use bags to hold our purchases. That is unsustainable for our island state. We hope that this bill would reduce our consumption of single-use, disposable bags by 80 percent. The second goal of this bill is to generate revenue for the state. Although the SD2 blanked the amounts, the original plan was to charge a fee of 25 cents per bag. Assuming an 80 percent reduction in bag consumption, the fees would generate \$15.75 million annually for the state. I would also like to point out that this bill would not pre-empt any county ban or other ordinance regarding disposable paper or plastic bags. Colleagues, please join me in supporting SB 1363 SD2. Mahalo.”

The motion was put by the Chair and carried, Stand. Com. Rep. No. 779 was adopted and S.B. No. 1363, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO ENVIRONMENTAL PROTECTION,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Baker, English, Kahele, Kidani, Kim, Kouchi, Nishihara, Tokuda). Noes, 2 (Slom, Solomon).

Stand. Com. Rep. No. 781 (S.B. No. 1519, S.D. 3):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 781 was adopted and S.B. No. 1519, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO MORTGAGE LOAN ORIGINATORS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 782 (S.B. No. 1287, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 782 was adopted and S.B. No. 1287, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 784 (S.B. No. 809, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 784 was adopted and S.B. No. 809, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Taniguchi).

Stand. Com. Rep. No. 785 (S.B. No. 367, S.D. 3):

Senator Ige moved that Stand. Com. Rep. No. 785 be adopted and S.B. No. 367, S.D. 3, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Slom rose in opposition to the measure and said:

“This is the fabled undersea cable bill, but it does so much more. This is a big boondoggle because we’ve got untested and unproven technology. We’ve got neighbor islands who are asked once again to support O‘ahu. We’ve got potential blight on the land in Lāna‘i. And the only real beneficiary of this is our monopoly utility, Hawaiian Electric Company. I think that

they have grossly underestimated the cost to the taxpayers. There are additional fees coming if we go ahead with this. And I think it needs a lot more study and certainly input, and particularly from the neighbor islands, on how they view this new energy scheme. Thank you.”

Senator Fukunaga requested her vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 785 was adopted and S.B. No. 367, S.D. 3, entitled: “A BILL FOR AN ACT RELATING TO ENERGY,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 23; Ayes with Reservations (Baker, Chun Oakland, Dela Cruz, English, Espero, Fukunaga, Ige, Ihara, Kahele, Nishihara, Ryan, Solomon, Wakai). Noes, 2 (Green, Slom).

Stand. Com. Rep. No. 789 (S.B. No. 935, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 789 was adopted and S.B. No. 935, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

At 11:47 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:48 a.m.

Stand. Com. Rep. No. 790 (S.B. No. 608, S.D. 2):

Senator Ige moved that Stand. Com. Rep. No. 790 be adopted and S.B. No. 608, S.D. 2, having been read throughout, pass Third Reading, seconded by Senator Kidani.

Senator Ihara requested his vote be cast “aye, with reservations,” and the Chair so ordered.

The motion was put by the Chair and carried, Stand. Com. Rep. No. 790 was adopted and S.B. No. 608, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC LANDS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Ihara). Noes, none. Excused, 1 (Tokuda).

Stand. Com. Rep. No. 791 (S.B. No. 142, S.D. 1):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 791 was adopted and S.B. No. 142, S.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DAMS AND RESERVOIRS,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

Stand. Com. Rep. No. 792 (S.B. No. 1324, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 792 was adopted and S.B. No. 1324, S.D. 2, entitled: “A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX,” having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 793 (S.B. No. 1520, S.D. 2):

On motion by Senator Ige, seconded by Senator Kidani and carried, Stand. Com. Rep. No. 793 was adopted and S.B.

No. 1520, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 22. Noes, 3 (Espero, Green, Slom).

Stand. Com. Rep. No. 794 (S.B. No. 298, S.D. 3):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 794 was adopted and S.B. No. 298, S.D. 3, entitled: "A BILL FOR AN ACT RELATING TO BUSINESS REGULATION," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

Stand. Com. Rep. No. 795 (S.B. No. 591, S.D. 2):

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, Stand. Com. Rep. No. 795 was adopted and S.B. No. 591, S.D. 2, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFIT MANAGEMENT COMPANIES," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24. Noes, 1 (Slom).

S.B. No. 106, S.D. 1:

On motion by Senator Espero, seconded by Senator Kidani and carried, S.B. No. 106, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE," having been read throughout, passed Third Reading on the following showing of Ayes and Noes:

Ayes, 24; Ayes with Reservations (Solomon). Noes, 1 (Slom).

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

The Senate reconvened at 11:54 a.m.

At this time, Senator Shimabukuro recognized and honored the lifetime achievements of Adelaide Keanueneokalaninuiamamao "Frenchy" DeSoto, known as the "Mother of OHA" who was a passionate and inspirational advocate for a number of landmark Native Hawaiian initiatives, including the creation of the Office of Hawaiian Affairs. Auntie Frenchy was represented by her family including: sons John, Bruce, Ronald, and Manny; daughter Laura; nieces Ginger Fuata and Christine French; nephew Billy Card and his wife Momi; niece Mary Martinez; and friend and kākō'o Puna Mahuiki.

Senator Kim rose to make the following remarks:

"I'd be remiss if I didn't stand up and say a few words.

"Mr. President, I had the opportunity to get to know Auntie Frenchy up close and personal, and when I was elected to the City Council I had the opportunity to serve with her son John. And I knew Auntie Frenchy as John's mom, and she was always there supporting him in everything he did and supporting all of us, and so I send my aloha to the DeSoto family and to you, John and Patty. Aloha."

Senator Hee rose to make the following remarks:

"I remember on TV John DeSoto saying about his mother, 'She's one tough cookie.' Oh, yeah, she was one tough cookie, all right. She was so tough that every time I saw John DeSoto when I was at OHA and he was on the council, he would say to me, 'Thank you for taking care of my mother.' And I would

think aloud that that was his job, not my job. But she was a real tough cookie. But there's another side of her, and that was Cobra. If you knew Cobra, you knew French. In fact, Cobra's the only one I can recall referred to her as French. Cobra was a very kind man—very, very kind—and a very tough guy. His kindness was his toughness, and I think he was the balancing beam for French. French and I had a lot of good times together and we had a lot of tough times together, but they were very honorable times together. She was in-your-face and she was by-your-side; and that quality of elected official, in my opinion, is missing. On Senate Bill No. 1 today and then Senate Bill No. 1250, both dealing with nationhood, she would have been in-your-face and by-your-side. She is one of those young Hawaiians that King Kalākaua spoke about in 1887, of landless, hopeless, victims of greed. She is one of those. She represents me. Her passion for her people, which included Hawaiians, has been well-stated time and again.

"Her love for her children, and in particular her grandchildren, may not be well-known, but I do. I know it firsthand because we spent a lot of time together. Hawai'i has lost two great people in Cobra DeSoto and his wife French, and it is that caliber of elected official that in my view Hawai'i will miss. If only we could be more in-your-face and by-your-side, we would be a better chamber. John DeSoto, to me, is much like both Cobra and French. His niceness is Cobra. There is another side of him: he's in-your-face. It's his mother. But truly, I'm honored that John and Laura, Ronald, and Bruce are here and representing Cobra and representing French. Thank you very much."

Senator Solomon rose to make the following remarks:

"I just would like to congratulate the 'ohana. I had the privilege of serving with Auntie Frenchy DeSoto on the first Office of Hawaiian Affairs board, so I don't have to tell you how exciting that was. But the two thoughts that I carry always with me is her two favorite words when she speaks about Hawaiian issues, and that is na'au and 'i'o. And for me, I was really thinking about how deep those words are, and what the Hawaiian people have to do in order to get their issues to the forefront in this State of Hawai'i has been something that has required a lot of na'au and 'i'o. And I'm hoping, you know, with her passing and all of these words and accolades that were actually given to Auntie Frenchy's memory, that this body would really have the courage to step to the plate and resolve many of the Hawaiian issues such as recognition of the Hawaiian nation. I think it's long overdue. I think in Auntie Frenchy's honor and her memory, these are the very thoughts that she was always very strong about. And it's unfortunate that in order to get to our Hawaiian issues to the forefront, we have to get in your face. You know, we have to go that extra mile when, in fact, why should we? When, in fact, the issues and challenges that the Hawaiian people have faced since annexation should be treated with respect. They should be treated with respect and honor. Not to the point where, you know, we're sending out the dogs, the SWAT team, and it goes on and on. And a lot of these movements, I am very proud to have said that I was part of, a lot of these struggles: Kalama Valley, Sand Island, takeover the airport, Pāna 'Ewa, you know when we occupied Kaho'olawe. The list just goes on and on. And I'm hoping that—30 years have passed—that perhaps in this Legislature's wisdom, that we really could look at where we're going and where we want to be in terms of not only just we as people but in terms of doing what's pono and what's right for the Hawaiians. Thank you very much, Mr. President."

Senator Chun Oakland rose to make the following remarks:

"I also wanted to add: I'm very happy that we're able to honor Auntie. John DeSoto is like a brother to my father-in-law. We're going to miss your mom, but thank you for all you do to honor her memory and your dad's. Aloha."

Senator Ryan rose to make the following remarks:

“I just wanted to share with the family that I had the privilege of meeting your mama just once, when I was a teenager growing up on Moloka‘i. There was a gathering of Protect Kaho‘olawe ‘Ohana actually at our house in Kawela. But what an impression she made on me: truly a wahine warrior. Congratulations on her recognition today.”

Senator Gabbard rose to make the following remarks:

“Senate President and colleagues, when I first got elected into office in 2002, replacing John DeSoto, City Council District 1, it was my baptism into elected politics to run into Auntie Frenchy at many of my community meetings; and I experienced firsthand what Senator Hee talked about as far as being in-your-face and by-your-side. And she is sorely missed. Thank you.”

At 12:06 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 12:15 p.m.

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 BILLS

The President made the following committee assignments of House bills received on Friday, March 4, 2011; and Tuesday, March 8, 2011:

H.B. No.:	Referred to:
H.B. No. 109, H.D. 1	Committee on Judiciary and Labor
H.B. No. 122, H.D. 1	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, and Housing, then to the Committee on Agriculture
H.B. No. 240	Committee on Judiciary and Labor
H.B. No. 266	Jointly to the Committee on Energy and Environment and the Committee on Water, Land, and Housing
H.B. No. 299, H.D. 1	Committee on Judiciary and Labor
H.B. No. 484	Committee on Health, then to the Committee on Commerce and Consumer Protection
H.B. No. 546	Committee on Judiciary and Labor
H.B. No. 640, H.D. 1	Committee on Judiciary and Labor
H.B. No. 680	Committee on Water, Land, and Housing
H.B. No. 922	Committee on Hawaiian Affairs, then to the Committee on Judiciary and Labor
H.B. No. 968, H.D. 1	Committee on Judiciary and Labor
H.B. No. 1130	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Labor
H.B. No. 1376	Committee on Judiciary and Labor
H.B. No. 1543	Committee on Commerce and Consumer Protection

H.B. No. 1552, H.D. 1	Committee on Agriculture, then to the Committee on Commerce and Consumer Protection
H.B. No. 1565	Committee on Human Services
H.B. No. 1620	Committee on Commerce and Consumer Protection
H.B. No. 1654, H.D. 1	Jointly to the Committee on Health and the Committee on Public Safety, Government Operations, and Military Affairs

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions offered on Thursday, March 3, 2011; Friday, March 4, 2011; and Tuesday, March 8, 2011:

S.C.R. No.:	Referred to:
S.C.R. No. 43	Committee on Education, then to the Committee on Ways and Means
S.C.R. No. 44	Jointly to the Committee on Human Services and the Committee on Ways and Means
S.C.R. No. 45	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 46	Committee on Human Services
S.C.R. No. 47	Committee on Education
S.C.R. No. 48	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.C.R. No. 49	Committee on Judiciary and Labor
S.C.R. No. 50	Jointly to the Committee on Economic Development and Technology and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
S.C.R. No. 51	Committee on Commerce and Consumer Protection, then to the Committee on Ways and Means
S.C.R. No. 52	Committee on Hawaiian Affairs, then to the Committee on Education
S.C.R. No. 53	Jointly to the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Health, then to the Committee on Ways and Means
S.C.R. No. 54	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Judiciary and Labor
S.C.R. No. 55	Committee on Judiciary and Labor
S.C.R. No. 56	Jointly to the Committee on Energy and Environment and the Committee on Public Safety, Government Operations, and Military Affairs, then to the Committee on Ways and Means
S.C.R. No. 57	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor

S.C.R. No. 58 Jointly to the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Water, Land, and Housing

REFERRAL OF SENATE RESOLUTIONS

The President made the following committee assignments of resolutions offered on Thursday, March 3, 2011; Friday, March 4, 2011; and Tuesday, March 8, 2011:

S. R. No.:	Referred to:
S.R. No. 22	Committee on Human Services
S.R. No. 23	Committee on Education
S.R. No. 24	Jointly to the Committee on Health and the Committee on Commerce and Consumer Protection
S.R. No. 25	Committee on Judiciary and Labor
S.R. No. 26	Jointly to the Committee on Economic Development and Technology and the Committee on Judiciary and Labor, then to the Committee on Ways and Means
S.R. No. 27	Jointly to the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Health, then to the Committee on Ways and Means
S.R. No. 28	Jointly to the Committee on Hawaiian Affairs and the Committee on Education, then to the Committee on Judiciary and Labor
S.R. No. 29	Committee on Judiciary and Labor
S.R. No. 30	Jointly to the Committee on Energy and Environment and the Committee on Public Safety, Government Operations, and Military Affairs, then to the Committee on Ways and Means
S.R. No. 31	Committee on Transportation and International Affairs, then to the Committee on Judiciary and Labor
S.R. No. 32	Jointly to the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Water, Land, and Housing

ADJOURNMENT

At 12:16 p.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, March 10, 2011.