

TWENTIETH DAY

Thursday, February 17, 2011

The Senate of the Twenty-Sixth Legislature of the State of Hawai'i, Regular Session of 2011, convened at 11:33 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senators Kouchi and Taniguchi who were excused.

The President announced that he had read and approved the Journal of the Nineteenth Day.

At this time, Senator Slom introduced a group of third-grade students from Hahaione Elementary School who were accompanied by teachers Mrs. Sally Griffith, Mrs. Joan Ogata, and Ms. Colleen Kimura; and chaperones Ms. Wedge, Mr. Lenander, Mrs. Soo, Ms. Leong, Mr. Kimura, and Mr. Rosen.

Senator Tokuda introduced Wesley Shimokawa and his wife Marcia from Līhu'e Aiki-Kai on Kaua'i. Shimokawa Sensei will be earning his 7th degree black belt during the Aikido Celebration 2011.

Senator Ihara recognized and congratulated the Aikido Celebration 2011 in commemorating the 50th anniversary of founder Ueshiba Morihei's visit to Hawai'i. Representing the various dojos of Aikido Hawai'i were Shihan Donald Moriyama, Chief Instructor at Pearl City Aikido Dojo; Shihan Richard Hiraio, Head Instructor at Hawaii Aikikai; Dr. Mitsuo Adachi, Head Instructor at Mānoa Aikido Club; and Mrs. Dora Aoyagi, wife of the late Shihan Robert H. Aoyagi, Chief Instructor at Aikido of Honolulu, also known as Wai'ālae Dojo. Also recognized were Sensei Glenn Yoshida, Chair of the 2011 Celebration, and other aikido practitioners who were seated in the gallery.

At 11:41 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:45 a.m.

MESSAGES FROM THE GOVERNOR

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

Gov. Msg. No. 141, dated December 29, 2010, transmitting the Hawaii State Public Library System's Annual Report for fiscal year ending June 30, 2010, prepared by the Department of Education pursuant to Act 129, SLH 1989, and Act 237, SLH 1993 as amended by Act 45, SLH 1999.

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

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

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

Gov. Msg. No. 145, letter dated January 26, 2011, from the Office of the Governor fulfilling the reporting requirements of Act 213, SLH 2008, regarding expenditures of qualified rehabilitation programs and related activities.

Gov. Msg. No. 146, dated February 3, 2011, transmitting the 2010 Annual Report of the Hawaii Community-Based

Economic Development Technical and Financial Assistance Program, prepared by the Department of Business, Economic Development and Tourism pursuant to Act 201, Section 201-84.

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

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

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

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

DEPARTMENTAL COMMUNICATIONS

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

Dept. Com. No. 54, from the State Auditor dated January 27, 2011, transmitting a letter that summarizes the effects of Act 227 and Act 120, SLH 2008.

Dept. Com. No. 55, from the State Auditor dated January 24, 2011, transmitting a report, "Peer Review of the State of Hawaii Office of the Auditor," prepared by the National Conference of State Legislatures.

Dept. Com. No. 56, from the Department of Budget and Finance dated January 26, 2011, transmitting the FY 10 Transfers from Non-General Funds to General Fund Report pursuant to Section 37-46, HRS.

Dept. Com. No. 57, from the Department of Budget and Finance dated January 26, 2011, transmitting the FY 10 Special Fund Assessments for Central Services Report pursuant to Section 36-27, HRS, and the FY 10 Departmental Administrative Expenses Report pursuant to Section 36-60, HRS.

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

SENATE CONCURRENT RESOLUTION

The following concurrent resolution (S.C.R. No. 32) was read by the Clerk and was deferred:

S.C.R. No. 32 "SENATE CONCURRENT RESOLUTION ESTABLISHING A JOINT LEGISLATIVE COMMITTEE TO INVESTIGATE THE ADMINISTRATOR OF THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY'S COMPLIANCE WITH STATE LAWS IN THE MANAGEMENT OF THE AGENCY AND HAWAII'S CERTIFICATE OF NEED PROGRAM."

Offered by: Senators Kim, English, Galuteria, Hee, Tokuda, Tsutsui, Espero, Green, Ige, Ihara, Nishihara, Shimabukuro, Slom.

SENATE RESOLUTION

The following resolution (S.R. No. 12) was read by the Clerk and was deferred:

S.R. No. 12 "SENATE RESOLUTION ESTABLISHING A SENATE SPECIAL LEGISLATIVE COMMITTEE TO INVESTIGATE THE ADMINISTRATOR OF THE STATE HEALTH PLANNING AND DEVELOPMENT AGENCY'S COMPLIANCE WITH STATE LAWS IN THE MANAGEMENT OF THE AGENCY AND HAWAII'S CERTIFICATE OF NEED PROGRAM."

Offered by: Senators Kim, English, Galuteria, Hee, Tokuda, Tsutsui, Espero, Green, Ige, Ihara, Nishihara, Shimabukuro, Slom.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 282) recommending that S.B. No. 99, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 99, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 283) recommending that S.B. No. 1522, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1522, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DOGS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 284) recommending that S.B. No. 1272, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1272, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Green, for the Committee on Commerce and Consumer Protection and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 285) recommending that S.B. No. 1453, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1453, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION MEDICATIONS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep.

No. 286) recommending that S.B. No. 1276, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1276, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Baker and Green, for the Committee on Commerce and Consumer Protection and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 287) recommending that S.B. No. 1348, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1348, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Espero, for the Committee on Economic Development and Technology and the Committee on Public Safety, Government Operations, and Military Affairs, presented a joint report (Stand. Com. Rep. No. 288) recommending that S.B. No. 1161, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1161, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELECOMMUNICATIONS," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Chun Oakland and Green, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 289) recommending that S.B. No. 1468, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1468, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 290) recommending that S.B. No. 1508 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1508, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES AND HEALTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 291) recommending that S.B. No. 945, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 945, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ASSET BUILDING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 292) recommending that S.B. No. 906, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 906, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Green, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 293) recommending that S.B. No. 926 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 926, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Dela Cruz, for the Committee on Human Services and the Committee on Water, Land, and Housing, presented a joint report (Stand. Com. Rep. No. 294) recommending that S.B. No. 1394 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1394, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PUBLIC HOUSING AUTHORITY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Green, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 295) recommending that S.B. No. 125, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 125, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH INTELLECTUAL AND DEVELOPMENTAL DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 296) recommending that S.B. No. 931, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 931, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 297) recommending that S.B. No. 808, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 808, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SALARIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 298) recommending that S.B.

No. 605, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 605, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 299) recommending that S.B. No. 1485 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1485, entitled: "A BILL FOR AN ACT RELATING TO RECONSTITUTING SCHOOLS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 300) recommending that S.B. No. 1487, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1487, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 301) recommending that S.B. No. 1375 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1375, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Tokuda, for the Committee on Education, presented a report (Stand. Com. Rep. No. 302) recommending that S.B. No. 871, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 871, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 303) recommending that S.B. No. 1109, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1109, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FORMER FOSTER YOUTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 304) recommending that S.B. No. 1108, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

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

No. 1108, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 305) recommending that S.B. No. 150, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 150, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BUILDING DESIGN FOR PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 306) recommending that S.B. No. 1291, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1291, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT COURT PROCEEDINGS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 307) recommending that S.B. No. 1186, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1186, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Kim, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 308) recommending that S.B. No. 769, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 769, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC RECOVERY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 309) recommending that S.B. No. 891, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 891, S.D. 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS AND MAKING AN APPROPRIATION FOR THE VOCATIONAL REHABILITATION AND SERVICES FOR THE BLIND DIVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Gabbard, for the Committee on Energy and Environment, presented a report (Stand. Com. Rep. No. 310) recommending that S.B. No. 747 pass Second Reading and be referred to the Committee on Commerce and Consumer Protection.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 747, entitled: "A BILL FOR AN ACT RELATING TO PETROLEUM," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senators Gabbard and Galuteria, for the Committee on Energy and Environment and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 311) recommending that S.B. No. 1242, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1242, S.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION OUT OF THE BROWNFIELDS CLEANUP REVOLVING LOAN FUND," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Fukunaga and Gabbard, for the Committee on Economic Development and Technology and the Committee on Energy and Environment, presented a joint report (Stand. Com. Rep. No. 312) recommending that S.B. No. 772, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 772, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BIOFUEL FACILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 313) recommending that S.B. No. 1287, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1287, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INFORMATION TECHNOLOGY," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Fukunaga, for the Committee on Economic Development and Technology, presented a report (Stand. Com. Rep. No. 314) recommending that S.B. No. 1207, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Judiciary and Labor.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 1207, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRESPASS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Chun Oakland and Green, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 315) recommending that S.B. No. 126, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 126, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Chun Oakland and Green, for the Committee on Human Services and the Committee on Health, presented a joint report (Stand. Com. Rep. No. 316) recommending that S.B. No. 1467, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 1467, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF AGING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Dela Cruz, for the Committee on Water, Land, and Housing, presented a report (Stand. Com. Rep. No. 317) recommending that S.B. No. 142 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 142, entitled: "A BILL FOR AN ACT RELATING TO DAMS AND RESERVOIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Dela Cruz and Chun Oakland, for the Committee on Water, Land, and Housing and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 318) recommending that S.B. No. 768, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 768, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Dela Cruz, for the Committee on Water, Land, and Housing, presented a report (Stand. Com. Rep. No. 319) recommending that S.B. No. 816, as amended in S.D. 1, pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.B. No. 816, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHO'OLAWA ISLAND RESERVE," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Dela Cruz and Chun Oakland, for the Committee on Water, Land, and Housing and the Committee on Human Services, presented a joint report (Stand. Com. Rep. No. 320) recommending that S.B. No. 905 pass Second Reading and be referred to the Committee on Ways and Means.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.B. No. 905, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Ways and Means.

At 11:47 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:47 a.m.

Senator Fukunaga, Chair of the Committee on Economic Development and Technology, requested a waiver of the notice requirement pursuant to Senate Rule 21 for S.B. No. 771.

Senator Fukunaga noted:

"This measure was previously passed with amendments by the committee and we would like to reconsider that previous decision."

The Chair granted the waiver.

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

"Mr. President, evidently one of the Governor's nominees to the DLNR has issues that involve the Ethics Commission and evident failure to disclose financial interests on issues that he has kuleana over as Chairman of DLNR. My reason for rising is that I hope that the appropriate subject matter chair will seek all information related to this issue prior to bringing his name to the floor for confirmation. Members, the information is readily available online by the Senate. Actually, the Senate media people posted it online through a Civil Beat article. Thank you, Mr. President."

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

"Colleagues, I don't mean to nag, but this is the 20th day of our legislative session, one-third of the way. We still have not received the budget. That is our primary responsibility. It's making it difficult in all of our money issues and all of the appropriations bills. So, I know you have more influence than I do with the executive branch, but I think we should have the budget so we can get to work. Thank you, Mr. President."

At this time, the Chair made the following announcements:

"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.

"The deadline for filing standing committee reports on Senate bills that need to pass Second Reading and move laterally to the final Senate committee is 7:00 p.m. this evening."

ORDER OF THE DAY

REFERRAL OF HOUSE BILLS

The President made the following committee assignments of bills received on Thursday, February 10, 2011; and Friday, February 11, 2011:

H.B. No.:	Referred to:
H.B. No. 258, H.D. 1	Committee on Judiciary and Labor
H.B. No. 894, H.D. 1	Committee on Commerce and Consumer Protection, then to the Committee on Judiciary and Labor

REFERRAL OF SENATE CONCURRENT RESOLUTIONS

The President made the following committee assignments of concurrent resolutions offered Monday, February 7, 2011; and Thursday, February 10, 2011:

S.C.R. No.:	Referred to:
S.C.R. No. 28	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. 29	Committee on Hawaiian Affairs, then to the Committee on Ways and Means

REFERRAL OF A SENATE RESOLUTION

The President made the following committee assignments of a resolution offered on Thursday, February 10, 2011:

S.R. No.: Referred to:
S.R. No. 10 Committee on Hawaiian Affairs, then
to the Committee on Ways and Means

RE-REFERRAL OF A SENATE BILL

The Chair re-referred the following Senate bill that was introduced:

S.B. No.: Re-referred to:
S.B. No. 3 Committee on Ways and Means

ADJOURNMENT

At 11:51 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Friday, February 18, 2011.