

THIRTY-SIXTH DAY

Wednesday, March 23, 2011

The Senate of the Twenty-Sixth Legislature of the State of Hawai'i, Regular Session of 2011, convened at 11:34 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senators Dela Cruz and Ihara who were excused.

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

At this time, Senator Chun Oakland introduced Maximillian Schellhom, a second-year law student at the University of Münster Germany who is completing a three-week internship in American law with local attorney Tom Farrell, both of whom were seated in the gallery.

Senator Espero recognized and congratulated the State Sheriff Division on their 165th anniversary and for their efforts in protecting the safety and welfare of all citizens in the State of Hawai'i. Representing the Sheriff Division were Acting Sheriff Shawn Tsuha; former State Sheriff Charles Lacaden, Sr., who was accompanied by his wife Barbara and son Frank; and former State Sheriff John Lum, who was accompanied by his wife Karen, son Joe, and daughter-in-law Jaylene. Also recognized was Dahlia Tsuha who was unable to attend.

Senator Espero also introduced Director of the Department of Public Safety Jodie Maesaka-Hirata, Deputy Directors Keith Kamita and Joe Booker, and members of the Sheriff Division 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 11:50 a.m.

Senator Ryan introduced members of the Pono Parliamentary Unit of Hawai'i, the National Association of Parliamentarians, and the Hawai'i State Association of Parliamentarians who were seated in the gallery.

MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 187 and 595 to 625) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 187, dated March 9, 2011, transmitting the 2010 Report of the Commission to Promote Uniform Legislation, prepared by the Department of the Attorney General, was placed on file.

Gov. Msg. No. 595, submitting for consideration and confirmation to the Board of Acupuncture, the nomination of MIKE HASHIMOTO, term to expire June 30, 2015, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 596, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of SWEE L. BERKEY, term to expire June 30, 2015, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 597, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of STEVEN J.T. CHOW, term to expire June 30, 2015, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 598, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the

nomination of WARREN HIGA, term to expire June 30, 2015, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 599, submitting for consideration and confirmation to the Motor Vehicle Repair Industry Board, the nomination of ALAN M. NAKAMURA, term to expire June 30, 2015, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 600, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of GAYLE CHANG, term to expire June 30, 2015, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 601, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of KEVIN K. LUI, term to expire June 30, 2015, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 602, submitting for consideration and confirmation to the Board of Examiners in Optometry, the nomination of REID K. SAITO, term to expire June 30, 2014, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 603, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of SHARI GOO-YOSHINO, term to expire June 30, 2014, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 604, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of ANNE MARIE HORNER, term to expire June 30, 2014, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 605, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of VALERY E. O'BRIEN, term to expire June 30, 2014, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 606, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of JOSEPH SNIEZEK, term to expire June 30, 2014, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 607, submitting for consideration and confirmation to the Board of Speech Pathology and Audiology, the nomination of KRISTINE M. TAKEKAWA, term to expire June 30, 2014, was referred to the Committee on Commerce and Consumer Protection.

Gov. Msg. No. 608, submitting for consideration and confirmation to the State Foundation on Culture and the Arts Commission, the nomination of BARBARA SAROMINES-GANNE, term to expire June 30, 2015, was referred to the Committee on Economic Development and Technology.

Gov. Msg. No. 609, submitting for consideration and confirmation to the Environmental Council, the nomination of MALIA AKUTAGAWA, term to expire June 30, 2014, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 610, submitting for consideration and confirmation to the Environmental Council, the nomination of

SHANNON D. MEARS, term to expire June 30, 2014, was referred to the Committee on Energy and Environment.

Gov. Msg. No. 611, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of LANI BARTHOLOMEW, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 612, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JOE D. CORDOVA, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 613, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of BERNADETTE L. KELI'IAA, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 614, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of AARON M. KEMP, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 615, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of ROSELANI M. ROWE, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 616, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of TIFFANY VARA, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 617, submitting for consideration and confirmation to the State Council on Developmental Disabilities, the nomination of JOSEPHINE C. WOLL, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 618, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of JIM CISLER, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 619, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of FRANCINE DUDOIT TAGUPA, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 620, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of MARILYN SEELY, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 621, submitting for consideration and confirmation to the Policy Advisory Board for Elder Affairs, the nomination of EUDICE SCHICK, term to expire June 30, 2015, was referred to the Committee on Human Services.

Gov. Msg. No. 622, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of CARMILLE L. LIM, term to expire June 30, 2015, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 623, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of AMY Y. MONK, term to expire June 30, 2015, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 624, submitting for consideration and confirmation to the Commission on the Status of Women, the nomination of LISA ELLEN SMITH, term to expire June 30, 2015, was referred to the Committee on Judiciary and Labor.

Gov. Msg. No. 625, informing the Senate that on March 22, 2011, the Governor withdrew L. P. "NEENZ" FALEAFINE, Gubernatorial Nominee to the Hawai'i Public Housing Authority Board of Directors, from consideration by the Senate (Gov. Msg. No. 552), was placed on file.

HOUSE COMMUNICATION

The following communication from the House (Hse. Com. No. 359) was read by the Clerk and was placed on file:

Hse. Com. No. 359, returning S.B. No. 123, S.D. 1, which passed Third Reading in the House of Representatives on March 22, 2011.

STANDING COMMITTEE REPORTS

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 838) recommending that H.B. No. 1447, H.D. 2, 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 H.B. No. 1447, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PERMITTED TRANSFERS IN TRUST ACT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Chun Oakland and Espero, for the Committee on Human Services and the Committee on Public Safety, Government Operations, and Military Affairs, presented a joint report (Stand. Com. Rep. No. 839) recommending that H.B. No. 1067, H.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 joint report of the Committees was adopted and H.B. No. 1067, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSFER OF YOUTH TO AN ADULT CORRECTIONAL FACILITY," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 840) recommending that H.B. No. 1003, H.D. 2, 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 H.B. No. 1003, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 841) recommending that H.B. No. 1005, H.D. 2, 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 H.B. No. 1005, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 842) recommending that H.B. No. 56, H.D. 2, 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 H.B. No. 56, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD VISITATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 843) recommending that H.B. No. 616, H.D. 2, 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 H.B. No. 616, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD CUSTODY," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 844) recommending that H.B. No. 238, H.D. 2 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 H.B. No. 238, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY RESTRAINING ORDERS," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 845) recommending that H.B. No. 404, H.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 H.B. No. 404, H.D. 1, 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," 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. 846) recommending that H.B. No. 758, H.D. 1, 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 H.B. No. 758, H.D. 1, 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 Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 847) recommending that H.B. No. 1303, H.D. 2, 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 H.B. No. 1303, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT

RELATING TO PUBLIC HOUSING," 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. 848) recommending that H.B. No. 596, H.D. 1, 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 H.B. No. 596, H.D. 1, 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. 849) recommending that H.B. No. 594, H.D. 2, 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 H.B. No. 594, H.D. 2, 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. 850) recommending that H.B. No. 718, H.D. 1, 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 H.B. No. 718, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER YOUTH," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Espero, for the Committee on Transportation and International Affairs and the Committee on Public Safety, Government Operations, and Military Affairs, presented a joint report (Stand. Com. Rep. No. 851) recommending that H.B. No. 505, H.D. 2, 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 H.B. No. 505, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FLOOD MITIGATION," 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. 852) recommending that H.B. No. 1342, H.D. 1, 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 H.B. No. 1342, H.D. 1, 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.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 853) recommending that H.B. No. 550, H.D. 1, 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 H.B. No. 550, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELEVISION," passed Second Reading and was referred to the Committee on Ways and Means.

Senators English and Baker, for the Committee on Transportation and International Affairs and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 854) recommending that H.B. No. 1241, H.D. 2, 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 joint report of the Committees was adopted and H.B. No. 1241, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ABANDONED VEHICLES," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 855) recommending that H.B. No. 484, 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 report of the Committee was adopted and H.B. No. 484, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Second Reading and was referred to the Committee on Commerce and Consumer Protection.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 856) recommending that H.B. No. 889, H.D. 2, 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 H.B. No. 889, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 857) recommending that H.B. No. 273, H.D. 1, 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 H.B. No. 273, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 858) recommending that H.B. No. 129, H.D. 2, 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 H.B. No. 129, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 859) recommending that H.B. No. 608, H.D. 3, 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 H.B. No. 608, H.D. 3, 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.

Senators Nishihara and Fukunaga, for the Committee on Agriculture and the Committee on Economic Development and Technology, presented a joint report (Stand. Com. Rep. No. 860) recommending that H.B. No. 667, H.D. 1, 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 H.B. No. 667, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SAFETY," passed Second Reading and was referred to the Committee on Ways and Means.

Senators Nishihara and Galuteria, for the Committee on Agriculture and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 861) recommending that H.B. No. 1483, H.D. 1, 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 H.B. No. 1483, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOLOKAI IRRIGATION SYSTEM," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Galuteria, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 862) recommending that H.B. No. 400, H.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 H.B. No. 400, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET OF THE OFFICE OF HAWAIIAN AFFAIRS," passed Second Reading and was referred to the Committee on Ways and Means.

Senator Galuteria, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 863) recommending that H.B. No. 1063, H.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 H.B. No. 1063, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," 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. 864) recommending that H.B. No. 688, H.D. 2, 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 H.B. No. 688, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary and Labor.

Senators Tokuda and Nishihara, for the Committee on Education and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 865) recommending that H.B. No. 1380, H.D. 3, 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 H.B. No. 1380, H.D. 3, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII-GROWN PRODUCE," 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. 866) recommending that H.B. No. 1300, H.D. 2, 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 H.B. No. 1300, H.D. 2, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 867) recommending that H.B. No. 1307, H.D. 1, 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 H.B. No. 1307, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," 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. 868) recommending that H.B. No. 319, H.D. 1, as amended in S.D. 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 319, H.D. 1, S.D. 1, entitled: "A BILL FOR AN ACT RELATING TO OWNER-BUILDERS," passed Second Reading and was placed on the calendar for Third Reading on Monday, March 28, 2011.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 869) recommending that H.B. No. 863 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and H.B. No. 863, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading on Thursday, March 24, 2011.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 870) recommending that the Senate advise and consent to the nomination of SUNSHINE TOPPING as the Director of the Department of Human Resources Development, in accordance with Gov. Msg. No. 511.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 870 and Gov. Msg. No. 511 was deferred until Thursday, March 24, 2011.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 871) recommending that the Senate advise and consent to the nomination of LORETTA J. FUDDY as the Director of the Department of Health, in accordance with Gov. Msg. No. 527.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 871 and Gov. Msg. No. 527 was deferred until Thursday, March 24, 2011.

ORDER OF THE DAY

ADOPTION OF RESOLUTION

MATTER DEFERRED FROM TUESDAY, MARCH 22, 2011

Stand. Com. Rep. No. 818 (S.C.R. No. 21):

Senator Espero moved that Stand. Com. Rep. No. 818 and S.C.R. No. 21 be adopted, seconded by Senator Slom.

Senator Baker rose in support of the measure with reservations and said:

"I rise with concerns. I voted against this resolution in committee, not because I don't want to honor a former President, but because it was so after-the-fact. It didn't seem to me to be appropriate, and so I will vote with reservations on the logistics and procedural. Thank you."

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

The motion was put by the Chair and carried, the report of the Committee was adopted and S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION DECLARING FEBRUARY 6, 2011 AS RONALD REAGAN DAY IN HONOR OF THE CENTENNIAL ANNIVERSARY OF HIS BIRTH," was adopted with Senators Baker, English, Fukunaga, Kahele, and Solomon voting "Aye, with Reservations".

At this time, the Chair made the following announcements:

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

"The deadline for filing standing committee reports on House bills that need to pass Second Reading before moving laterally to the final Senate committees is 10:00 p.m. tonight."

RE-REFERRAL OF HOUSE BILLS

The Chair re-referred the following House bills that were received:

H.B. No.:	Re-referred to:
H.B. No. 614, H.D. 2	Jointly to the Committee on Health and the Committee on Human Services and the Committee on Ways and Means
H.B. No. 905, H.D. 1	Jointly to the Committee on Health and the Committee on Human Services and the Committee on Ways and Means
H.B. No. 1088, H.D. 1	Committee on Judiciary and Labor

RE-REFERRAL OF A SENATE CONCURRENT RESOLUTION

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

S.C.R. No.:	Re-referred to:
S.C.R. No. 158	Committee on Education, then to the Committee on Ways and Means

ADJOURNMENT

At 11:54 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, March 24, 2011.