

## FORTY-FIRST DAY

## Friday, April 1, 2011

The Senate of the Twenty-Sixth Legislature of the State of Hawai'i, Regular Session of 2011, convened at 11:31 a.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senators English, Galuteria, and Green who were excused.

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

At this time, Senator Chun Oakland introduced Jason Espero, gubernatorial nominee to the Hawai'i Public Housing Authority Board of Directors.

Senators Wakai and Fukunaga recognized and congratulated First Insurance Company of Hawaii on its 100th anniversary and wished them continued success in all future endeavors. Representing First Insurance were Allen Uyeda, President and CEO; Ben Bondroff, Vice President, Claims; Darren Okihara, Vice President, Commercial Underwriting; and Jeff Shonka, Chief Financial Officer, Vice President and Treasurer.

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

The Senate reconvened at 11:43 a.m.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 191 to 192 and 651 to 665) were read by the Clerk and were disposed of as follows:

Gov. Msg. No. 191, letter dated March 29, 2011, transmitting proposed changes to the General Appropriations Act for the Department of Accounting and General Services, the Office of the Governor, and the Department of Land and Natural Resources, prepared by the Office of the Governor, was placed on file.

Gov. Msg. No. 192, letter dated March 30, 2011, transmitting the Governor's goals and priorities with respect to the formation of an appointed school board and a description of the appointees' qualifications, prepared by the Office of the Governor pursuant to Act 5, SLH 2011, was placed on file.

Gov. Msg. No. 651, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of DONALD G. HORNER, term to expire June 30, 2014, was referred to the Committee on Education.

Gov. Msg. No. 652, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of KEITH AMEMIYA, term to expire June 30, 2012, was referred to the Committee on Education.

Gov. Msg. No. 653, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of KIMBERLY GENNAULA HAGI, term to expire June 30, 2013, was referred to the Committee on Education.

Gov. Msg. No. 654, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of BRIAN J. DE LIMA, term to expire June 30, 2013, was referred to the Committee on Education.

Gov. Msg. No. 655, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of CHARLENE CUARESMA, term to expire June 30, 2013, was referred to the Committee on Education.

Gov. Msg. No. 656, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of CHERYL KA'UHANE LUPENUI, term to expire June 30, 2012, was referred to the Committee on Education.

Gov. Msg. No. 657, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of JAMES D. WILLIAMS, term to expire June 30, 2014, was referred to the Committee on Education.

Gov. Msg. No. 658, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of NANCY JO-YAMAKAWA BUDD, term to expire June 30, 2012, was referred to the Committee on Education.

Gov. Msg. No. 659, submitting for consideration and confirmation to the State of Hawai'i Board of Education, the nomination of WESLEY P. LO, term to expire June 30, 2014, was referred to the Committee on Education.

Gov. Msg. No. 660, submitting for consideration and confirmation to the University of Hawai'i Board of Regents, the nomination of PATRICK W. NAUGHTON, term to expire June 30, 2013, was referred to the Committee on Education.

Gov. Msg. No. 661, submitting for consideration and confirmation to the University of Hawai'i Board of Regents, the nomination of SANDRA W. SCARR, term to expire June 30, 2016, was referred to the Committee on Education.

Gov. Msg. No. 662, submitting for consideration and confirmation to the University of Hawai'i Board of Regents, the nomination of SAEDENE K. OTA, term to expire June 30, 2015, was referred to the Committee on Education.

Gov. Msg. No. 663, submitting for consideration and confirmation to the University of Hawai'i Board of Regents, the nomination of CORALIE C. MATAYOSHI, term to expire June 30, 2016, was referred to the Committee on Education.

Gov. Msg. No. 664, submitting for consideration and confirmation to the University of Hawai'i Board of Regents, the nomination of JAN N. SULLIVAN, term to expire June 30, 2016, was referred to the Committee on Education.

Gov. Msg. No. 665, informing the Senate that on March 30, 2011, the Governor withdrew JOSEPH L. WILDMAN, Gubernatorial Nominee as Judge of the Circuit Court of the Second Circuit, State of Hawaii, from consideration by the Senate (Gov. Msg. No. 594), was placed on file.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 366 and 367) were read by the Clerk and were disposed of as follows:

Hse. Com. No. 366, transmitting H.C.R. No. 43, which was adopted by the House of Representatives on March 31, 2011, was placed on file.

By unanimous consent, H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATURE TO SUPPORT THE EDUCATION OF HAWAII'S DRIVERS REGARDING THEIR RESPONSIBILITIES TO BLIND PEDESTRIANS," was deferred.

Hse. Com. No. 367, transmitting H.C.R. No. 54, H.D. 1, which was adopted by the House of Representatives on March 31, 2011, was placed on file.

By unanimous consent, H.C.R. No. 54, H.D. 1, entitled: "HOUSE 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," was deferred.

#### STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1007), recommending that S.C.R. No. 91 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.C.R. No. 91, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A REVIEW OF THE LAWS AND RULES RELATING TO CONFIDENTIALITY, PRIVACY, AND PRIVILEGE AND THEIR IMPACT ON JUVENILE INFORMATION SHARING," 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. 1008) recommending that S.C.R. No. 104, as amended in S.D. 1, 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.C.R. No. 104, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A VOLUNTEER DOMESTIC VIOLENCE ASSESSMENT AND CASE MANAGEMENT UNIT," 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. 1009), recommending that S.R. No. 73, as amended in S.D. 1, 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.R. No. 73, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE ESTABLISHMENT OF A VOLUNTEER DOMESTIC VIOLENCE ASSESSMENT AND CASE MANAGEMENT UNIT," 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. 1010) recommending that S.C.R. No. 51, as amended in S.D. 1, 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.C.R. No. 51, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR AUTISM SPECTRUM DISORDERS," was referred to the Committee on Ways and Means.

Senators Chun Oakland and Tokuda, for the Committee on Human Services and the Committee on Education, presented a joint report (Stand. Com. Rep. No. 1011) recommending that S.C.R. No. 136, as amended in S.D. 1, be referred to the Committee on Health.

On motion by Senator Espero, seconded by Senator Slom and carried, the joint report of the Committees was adopted and S.C.R. No. 136, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO REVIEW EARLY CHILDHOOD

DEVELOPMENTAL SCREENING PILOT PROJECTS AND MAKE RECOMMENDATIONS FOR THE DEVELOPMENT OF AN EARLY CHILDHOOD DEVELOPMENTAL SCREENING SYSTEM IN HAWAII," was referred to the Committee on Health.

Senators Green and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1012) recommending that S.C.R. No. 10, as amended in S.D. 1, 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.C.R. No. 10, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN IMPACT ASSESSMENT REPORT ON LEGISLATION MANDATING COVERAGE OF PALLIATIVE CARE," was referred to the Committee on Ways and Means.

Senators Green and Baker, for the Committee on Health and the Committee on Commerce and Consumer Protection, presented a joint report (Stand. Com. Rep. No. 1013) recommending that S.C.R. No. 28, as amended in S.D. 1, 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.C.R. No. 28, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR THE USE OF HOSPITAL BED MONITORING TECHNOLOGY," 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. 1014) recommending that S.C.R. No. 143 be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1014 and S.C.R. No. 143, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HUMAN SERVICES TO CONSIDER IMPLEMENTING THE MY SAFE DRAWER COMPUTER APPLICATION FOR FOSTER YOUTH WHO ARE TRANSITIONING OUT OF THE FOSTER CARE SYSTEM," was deferred until Monday, April 4, 2011.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1015) recommending that S.C.R. No. 46, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1015 and S.C.R. No. 46, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING APRIL AS SEXUAL ASSAULT AWARENESS AND PREVENTION MONTH," was deferred until Monday, April 4, 2011.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1016) recommending that S.R. No. 22, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1016 and S.R. No. 22, S.D. 1, entitled: "SENATE RESOLUTION RECOGNIZING APRIL AS SEXUAL ASSAULT AWARENESS AND PREVENTION MONTH," was deferred until Monday, April 4, 2011.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1017) recommending that S.C.R. No. 4, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1017 and S.C.R. No. 4, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION DECLARING THE MONTH OF MAY OF EACH YEAR AS LUPUS AWARENESS MONTH IN HAWAII," was deferred until Monday, April 4, 2011.

Senator Green, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1018) recommending that S.C.R. No. 25, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1018 and S.C.R. No. 25, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEVELOPMENT AND IMPLEMENTATION OF A PAIN AND PALLIATIVE CARE POLICY," was deferred until Monday, April 4, 2011.

**ORDER OF THE DAY  
ADVISE AND CONSENT**

Stand. Com. Rep. No. 1005 (Gov. Msg. No. 551):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1005 be received and placed on file, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate advise and consent to the nomination of JASON T. ESPERO to the Hawai'i Public Housing Authority Board of Directors, term to expire June 30, 2015, seconded by Senator Ihara.

Senator Espero rose and said:

"Mr. President, I'd like to state for the record a potential conflict of interest as G.M. No. 551 is a very close blood relative—my son."

The Chair responded that there was no conflict.

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

Ayes, 22. Noes, none. Excused, 3 (English, Galuteria, Green).

Stand. Com. Rep. No. 1006 (Gov. Msg. No. 592 and 593):

Senator Espero moved that Stand. Com. Rep. No. 1006 be received and placed on file, seconded by Senator Dela Cruz and carried.

Senator Espero then moved that the Senate advise and consent to the nominations to the Commission on Transportation of the following:

JOHN A. ERVIN, term to expire June 30, 2015 (Gov. Msg. No. 592); and

SHAWN SMITH, term to expire June 30, 2015 (Gov. Msg. No. 593),

seconded by Senator Dela Cruz.

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

Ayes, 22. Noes, none. Excused, 3 (English, Galuteria, Green).

**ADOPTION OF RESOLUTIONS  
MATTERS DEFERRED FROM  
WEDNESDAY, MARCH 31, 2011**

Stand. Com. Rep. No. 1003 (S.C.R. No. 79, S.D. 1):

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 79, S.D. 1, entitled: "SENATE CONCURRENT

RESOLUTION REQUESTING THE BOARD OF EDUCATION TO REVIEW ITS BY-LAWS AND POLICIES AND APPLICABLE ADMINISTRATIVE RULES AND STATUTES TO IMPROVE THE EFFECTIVENESS OF THE EDUCATIONAL DELIVERY SYSTEM," was adopted.

Stand. Com. Rep. No. 1004 (S.C.R. No. 68, S.D. 1):

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 68, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO INSTALL RENEWABLE ENERGY FACILITIES ON THE PREMISES OF AS MANY PUBLIC SCHOOLS AS IS FEASIBLE AND CONSIDER LEASING SCHOOL PREMISES TO A POWER PRODUCER AND ENTER INTO POWER PURCHASE AGREEMENTS TO PURCHASE ELECTRICITY FROM THE PRODUCER," was adopted.

At this time, the Chair made the following announcement:

"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."

**RE-REFERRAL OF A HOUSE BILL**

The Chair re-referred the following House bill that was received:

H.B. No.: Re-referred to:

H.B. No. 341, H.D. 4 Committee on Judiciary and Labor

**RE-REFERRAL OF  
SENATE CONCURRENT RESOLUTIONS**

The Chair re-referred the following concurrent resolutions that were offered:

S.C.R. No.: Re-referred to:

S.C.R. No. 92 Committee on Ways and Means

S.C.R. No. 95 Jointly to the Committee on Human Services and the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Economic Development and Technology and the Committee on Ways and Means

S.C.R. No. 172 Committee on Water, Land, and Housing

S.C.R. No. 178 Committee on Water, Land, and Housing

**RE-REFERRAL OF A SENATE RESOLUTION**

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

S.R. No.: Re-referred to:

S.R. No. 52 Jointly to the Committee on Human Services and the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Economic Development and Technology and the Committee on Ways and Means

At this time, the Chair made the following announcement:

"The deadline for filing standing committee reports on Senate concurrent resolutions that need to move laterally to the final committee is 5:00 p.m. tonight."

**STANDING COMMITTEE REPORTS**

On motion by Senator Espero, seconded by Senator Slom and carried unanimously, the Senate authorized the adoption of standing committee reports recommending that Senate concurrent resolutions and Senate resolutions be referred to committees of last referral. In consequence thereof and subsequent to its recessing at 11:55 a.m., the Senate took the following actions on the following resolutions and standing committee reports:

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1019) recommending that S.C.R. No. 111, as amended in S.D. 1, 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.C.R. No. 111, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF LARGE-SCALE DOG BREEDERS AND DOG BREEDING FACILITIES," was referred to the Committee on Ways and Means.

Senators Green and Espero, for the Committee on Health and the Committee on Public Safety, Government Operations, and Military Affairs, presented a joint report (Stand. Com. Rep. No. 1020) recommending that S.C.R. No. 124, as amended in S.D. 1, 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.C.R. No. 124, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE CONVENING OF TASK FORCES TO DEVELOP COMMUNITY BENEFITS PACKAGES FOR THE NEIGHBORHOODS LOCATED NEAREST TO LANDFILLS," 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. 1021), recommending that S.R. No. 49 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.R. No. 49, entitled: "SENATE RESOLUTION REQUESTING A REVIEW OF THE LAWS AND RULES RELATING TO CONFIDENTIALITY, PRIVACY, AND PRIVILEGE AND THEIR IMPACT ON JUVENILE INFORMATION SHARING," was referred to the Committee on Judiciary and Labor.

Senator Galuteria, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1022), recommending that S.C.R. No. 82 be referred to the Committee on Education.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 82, entitled: "SENATE CONCURRENT RESOLUTION URGING ALL HAWAII HIGH SCHOOLS TO PROVIDE HAWAIIAN LANGUAGE CLASSES," was referred to the Committee on Education.

Senator Galuteria, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1023), recommending that S.C.R. No. 52 be referred to the Committee on Education.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 52, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF AN ACADEMIC SYMPOSIUM TO CONSIDER THE

ESTABLISHMENT OF A HAWAIIAN LANGUAGE UNIVERSITY WITHIN THE UNIVERSITY OF HAWAII'S SYSTEM," was referred to the Committee on Education.

Senator Galuteria, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1024) recommending that S.C.R. No. 147, as amended in S.D. 1, 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.C.R. No. 147, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING DISCUSSIONS TO PROPOSE RECOMMENDATIONS TO THE LEGISLATURE TO RESOLVE OUTSTANDING DIFFERENCES REGARDING CLAIMS OF THE OFFICE OF HAWAIIAN AFFAIRS TO INCOME AND PROCEEDS FROM THE PUBLIC LAND TRUST BETWEEN NOVEMBER 7, 1978, AND JULY 1, 2008," was referred to the Committee on Judiciary and Labor.

Senator Galuteria, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1025) recommending that S.C.R. No. 84, as amended in S.D. 1, be referred to the Committee on Public Safety, Government Operations, and Military Affairs.

On motion by Senator Espero, seconded by Senator Slom and carried, the report of the Committee was adopted and S.C.R. No. 84, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO REPORT ON STRATEGIES AND RESOURCES TO REDUCE RECIDIVISM AMONG NATIVE HAWAIIANS," was referred to the Committee on Public Safety, Government Operations, and Military Affairs.

Senator Galuteria, for the Committee on Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1026) recommending that S.C.R. No. 159, as amended in S.D. 1, 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.C.R. No. 159, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO RELEASE PASTORAL AND AGRICULTURAL LEASES TO ITS BENEFICIARIES AND REPORT STATISTICAL DATA RELATED TO IMPLEMENTATION OF ARTICLE XII, SECTION 1 OF THE HAWAII STATE CONSTITUTION," was referred to the Committee on Ways and Means.

Senator Hee, for the Committee on Judiciary and Labor, presented a report (Stand. Com. Rep. No. 1027) recommending that S.C.R. No. 155, as amended in S.D. 1, 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.C.R. No. 155, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF IMPLEMENTING A POWERBALL STATE LOTTERY, MEGA MILLIONS LOTTERY, OR BOTH, IN THE STATE," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1028), recommending that S.C.R. No. 163 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.C.R. No. 163, entitled: "SENATE CONCURRENT

RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO INSTALL ADDITIONAL CIVIL DEFENSE WARNING SIRENS IN AREAS STILL WITHOUT SIRENS AND ENSURE THAT ALL SIRENS ARE IN WORKING ORDER AT ALL TIMES IN CASE OF DISASTER EMERGENCIES," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1029), recommending that S.R. No. 100 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.R. No. 100, entitled: "SENATE RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE STATE DEPARTMENT OF DEFENSE TO INSTALL ADDITIONAL CIVIL DEFENSE WARNING SIRENS IN AREAS STILL WITHOUT SIRENS AND ENSURE THAT ALL SIRENS ARE IN WORKING ORDER AT ALL TIMES IN CASE OF DISASTER EMERGENCIES," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1030) recommending that S.C.R. No. 162, as amended in S.D. 1, 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.C.R. No. 162, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO BEGIN DISCUSSIONS AND PLANS TO ESTABLISH PUBLIC-PRIVATE PARTNERSHIPS TO BUILD PRISONS, RE-ENTRY CENTERS, DRUG TREATMENT FACILITIES, OR OTHER CORRECTIONAL FACILITIES IN THE STATE TO DEAL WITH THE STATE'S PRISON OVERCROWDING AND TO RETURN THE MAJORITY OF OUR PRISONERS WHO ARE INCARCERATED ON THE MAINLAND," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1031), recommending that S.R. No. 99, as amended in S.D. 1, 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.R. No. 99, S.D. 1, entitled: "SENATE RESOLUTION URGING THE GOVERNOR TO BEGIN DISCUSSIONS AND PLANS TO ESTABLISH PUBLIC-PRIVATE PARTNERSHIPS TO BUILD PRISONS, RE-ENTRY CENTERS, DRUG TREATMENT FACILITIES, OR OTHER CORRECTIONAL FACILITIES IN THE STATE TO DEAL WITH THE STATE'S PRISON OVERCROWDING AND TO RETURN THE MAJORITY OF OUR PRISONERS WHO ARE INCARCERATED ON THE MAINLAND," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1032) recommending that S.C.R. No. 72, as amended in S.D. 1, 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.C.R. No. 72, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO RETURN HAWAII PRISONERS HELD IN MAINLAND FACILITIES AND TO CONSIDER

CONSTRUCTION OF A NEW PRISON, RE-ENTRY CENTER, OR OTHER CORRECTIONAL FACILITY ON THE BIG ISLAND," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1033), recommending that S.R. No. 45, as amended in S.D. 1, 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.R. No. 45, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO RETURN HAWAII PRISONERS HELD IN MAINLAND FACILITIES AND TO CONSIDER CONSTRUCTION OF A NEW PRISON, RE-ENTRY CENTER, OR OTHER CORRECTIONAL FACILITY ON THE BIG ISLAND," was referred to the Committee on Ways and Means.

Senators Espero and Galuteria, for the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Hawaiian Affairs, presented a joint report (Stand. Com. Rep. No. 1034) recommending that S.C.R. No. 110, as amended in S.D. 1, 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.C.R. No. 110, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY, THE DEPARTMENT OF HAWAIIAN HOME LANDS, AND THE OFFICE OF HAWAIIAN AFFAIRS TO CONSIDER WHETHER THEY SHOULD ENTER INTO A MEMORANDUM OF UNDERSTANDING TO DEVELOP A COMMUNITY-BASED PROGRAM FOR OFFENDERS ON HAWAII ISLAND," was referred to the Committee on Ways and Means.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1035) recommending that S.C.R. No. 149, as amended in S.D. 1, 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.C.R. No. 149, S.D. 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE STATE ATTORNEY GENERAL AND STATE AND COUNTY LAW ENFORCEMENT AGENCIES TO ADOPT NEW EYEWITNESS IDENTIFICATION PROCEDURES TO DECREASE THE RATE OF ERRONEOUS EYEWITNESS IDENTIFICATIONS AND TO CONDUCT CRIMINAL INVESTIGATIONS IN ACCORDANCE WITH THE NEWEST AND BEST PRACTICES AVAILABLE FOR EYEWITNESS IDENTIFICATIONS," was referred to the Committee on Judiciary and Labor.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1036), recommending that S.R. No. 89, as amended in S.D. 1, 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.R. No. 89, S.D. 1, entitled: "SENATE RESOLUTION ENCOURAGING THE STATE ATTORNEY GENERAL AND STATE AND COUNTY LAW ENFORCEMENT AGENCIES TO ADOPT NEW EYEWITNESS IDENTIFICATION PROCEDURES TO DECREASE THE RATE OF ERRONEOUS EYEWITNESS IDENTIFICATIONS

AND TO CONDUCT CRIMINAL INVESTIGATIONS IN ACCORDANCE WITH THE NEWEST AND BEST PRACTICES AVAILABLE FOR EYEWITNESS IDENTIFICATIONS,” was referred to the Committee on Judiciary and Labor.

Senator Espero, for the Committee on Public Safety, Government Operations, and Military Affairs, presented a report (Stand. Com. Rep. No. 1037) recommending that S.C.R. No. 63, as amended in S.D. 1, 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.C.R. No. 63, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO UPHOLD THE CITIZENSHIP CLAUSE OF THE FOURTEENTH AMENDMENT OF THE UNITED STATES CONSTITUTION,” was referred to the Committee on Judiciary and Labor.

Senators Espero and Nishihara, for the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 1038), recommending that S.C.R. No. 73 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 S.C.R. No. 73, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ENSURE THAT THE CHIEF PROCUREMENT OFFICERS COMPLY WITH THE HAWAII PUBLIC PROCUREMENT CODE PREFERENCES FOR HAWAII PRODUCTS TO PROMOTE GROWTH OF THE STATE’S AGRICULTURE INDUSTRY AND THEREBY ASSURE FOOD SECURITY FOR HAWAII’S CITIZENS,” was referred to the Committee on Judiciary and Labor.

Senators Espero and Nishihara, for the Committee on Public Safety, Government Operations, and Military Affairs and the Committee on Agriculture, presented a joint report (Stand. Com. Rep. No. 1039), recommending that S.R. No. 46 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 S.R. No. 46, entitled: “SENATE RESOLUTION REQUESTING THE GOVERNOR TO ENSURE THAT THE CHIEF PROCUREMENT OFFICERS COMPLY WITH THE HAWAII PUBLIC PROCUREMENT CODE PREFERENCES FOR HAWAII PRODUCTS TO PROMOTE GROWTH OF THE STATE’S AGRICULTURE INDUSTRY AND THEREBY ASSURE FOOD SECURITY FOR HAWAII’S CITIZENS,” was referred to the Committee on Judiciary and Labor.

Senators Dela Cruz and Hee, for the Committee on Water, Land, and Housing and the Committee on Judiciary and Labor, presented a joint report (Stand. Com. Rep. No. 1040) recommending that S.C.R. No. 85, as amended in S.D. 1, 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.C.R. No. 85, S.D. 1, entitled: “SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT RELATING TO GEOTHERMAL RESOURCES,” was referred to the Committee on Ways and Means.

## ADJOURNMENT

At 5:00 p.m., the Senate adjourned until 11:30 a.m., Monday, April 4, 2011.