

## FIFTY-SECOND DAY

## Wednesday, April 20, 2011

The Senate of the Twenty-Sixth Legislature of the State of Hawai'i, Regular Session of 2011, convened at 11:37 a.m. with the President in the Chair.

The Roll was called showing all Senators present.

The President announced that he had read and approved the Journal of the Fifty-First Day.

At this time, Senator Ryan introduced a group of fifth- to eighth-grade students from Hawaiian Mission Academy Windward who were seated in the gallery with Principal Bruce Lane and chaperones Candice Johnston, Maile Olsen, and Shannon Kaneshiro.

Senator Shimabukuro introduced a group of students from Wai'anae High School's Law Academy who were seated in the gallery with their teachers Nicole Sarrazin and Christina Henning.

Senator Gabbard introduced representatives seated in the gallery from the 2011 Hawaii Green Business Office and Government Program who were being honored for having applied environmentally responsible measures within their office of retail establishment including Central Pacific Plaza, East-West Center, Honeywell Utility Solutions, PBR Hawaii & Associates, WATG Architects, and Whole Foods Maui. Sustainable Island Products was also recognized but was unable to attend.

Senator Gabbard introduced a group of seven interns from RISE (Rewarding Internships for Sustainable Employment) who were seated in the gallery including RISE-Kupu interns Christyn Takara, Linh Do, and Ian Tierney; and RISE-University of Hawai'i interns Bong Kang, Lailani Pena, Mondy Jamshidi, and Noah Binder.

Senator Slom introduced Jonathan Williams, Director of the Tax and Fiscal Policy Task Force for the American Legislative Exchange Council, who was seated in the gallery.

Senator Tokuda, on behalf of Senator Chun Oakland and herself, introduced Shawna Trevana, who was an integral part of the Hawai'i 2050 Sustainability Task Force and the RISE Group.

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 658 to 662) were read by the Clerk and were placed on file:

Hse. Com. No. 658, informing the Senate that the House agreed to the amendments proposed by the Senate to the following House bills and said bills passed Final Reading in the House of Representatives on April 19, 2011:

H.B. No. 122, H.D. 1, S.D. 2;  
H.B. No. 1069, H.D. 2, S.D. 1; and  
H.B. No. 1134, H.D. 1, S.D. 2.

Hse. Com. No. 659, informing the Senate that on April 19, 2011, the House reconsidered its action taken on April 14, 2011, in disagreeing to the amendments proposed by the Senate to the following House bills:

H.B. No. 389, H.D. 3 (S.D. 2); and  
H.B. No. 1004, H.D. 1 (S.D. 1).

Hse. Com. No. 660, informing the Senate that on April 19, 2011, the Speaker appointed conferees on the part of the House

for the consideration of amendments proposed by the House to the following Senate bills:

S.B. No. 199, S.D. 2 (H.D. 1):

Representatives M. Oshiro, chair; Chong, Ito, Yamashita, Ward.

S.B. No. 831, S.D. 2 (H.D. 1):

Representatives McKelvey, M. Oshiro, co-chairs; Choy, Evans, Ward.

Hse. Com. No. 661, informing the Senate that on April 19, 2011, the Speaker made the following changes to the conferees on the following bill:

S.B. No. 753, S.D. 2 (H.D. 2):

Representatives Yamashita added as a manager.

Hse. Com. No. 662, informing the Senate that on April 19, 2011, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following bills:

H.B. No. 1038, H.D. 2 (S.D. 2):

Representatives Rhoads, M. Oshiro, co-chairs; Yamashita, Fontaine.

S.B. No. 1341, S.D. 2 (H.D. 1):

Representatives Rhoads, M. Oshiro, co-chairs; Yamashita, Fontaine.

## STANDING COMMITTEE REPORTS

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1325) recommending that H.C.R. No. 60, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1325 and H.C.R. No. 60, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING APRIL AS SEXUAL ASSAULT AWARENESS AND PREVENTION MONTH," was deferred until Thursday, April 21, 2011.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1326) recommending that H.C.R. No. 309, H.D. 1, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1326 and H.C.R. No. 309, H.D. 1, S.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO PROCLAIM THE SECOND WEEK OF AUGUST OF EVERY YEAR AS "HAWAII STATE ASSISTANCE DOGS WEEK"," was deferred until Thursday, April 21, 2011.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1327) recommending that the Senate advise and consent to the nomination of RUSS S. AWAKUNI to the Commission on Fatherhood, in accordance with Gov. Msg. No. 722.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1327 and Gov. Msg. No. 722 was deferred until Thursday, April 21, 2011.

Senator Chun Oakland, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1328) recommending that the Senate advise and consent to the

nominations to the Policy Advisory Board for Elder Affairs of the following:

ABELINA SHAW, in accordance with Gov. Msg. No. 727; and

BEVERLY JEAN WITHINGTON, in accordance with Gov. Msg. No. 728.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1328 and Gov. Msg. Nos. 727 and 728 was deferred until Thursday, April 21, 2011.

Senator Baker, for the Committee on Commerce and Consumer Protection, presented a report (Stand. Com. Rep. No. 1329) recommending that the Senate advise and consent to the nominations to the Motor Vehicle Repair Industry Board of the following:

SWEE L. BERKEY, in accordance with Gov. Msg. No. 596;

STEVEN J.T. CHOW, in accordance with Gov. Msg. No. 597;

WARREN HIGA, in accordance with Gov. Msg. No. 598; and

ALAN M. NAKAMURA, in accordance with Gov. Msg. No. 599.

In accordance with Senate Rule 37(6), action on Stand. Com. Rep. No. 1329 and Gov. Msg. Nos. 596, 597, 598 and 599 was deferred until Thursday, April 21, 2011.

Senator Dela Cruz, for the Committee on Water, Land, and Housing, presented a report (Stand. Com. Rep. No. 1330) recommending that S.R. No. 110, as amended in S.D. 1, be adopted.

By unanimous consent, action on Stand. Com. Rep. No. 1330 and S.R. No. 110, S.D. 1, entitled: "SENATE RESOLUTION REQUESTING THE STATE HAZARD MITIGATION FORUM TO STUDY MEASURES TO MITIGATE RISKS ASSOCIATED WITH STATE FLOOD HAZARDS," was deferred until Thursday, April 21, 2011.

#### ORDER OF THE DAY

#### ADVISE AND CONSENT

Stand. Com. Rep. No. 1317 (Gov. Msg. No. 602):

Senator Baker moved that Stand. Com. Rep. No. 1317 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of REID K. SAITO to the Board of Examiners in Optometry, term to expire June 30, 2014, seconded by Senator Taniguchi.

Senator Baker rose in support of the nominee as follows:

"Colleagues, this is another fine batch of gubernatorial nominees for the various boards that come under the Department of Commerce and Consumer Affairs' purview. We are very fortunate to have licensees and members of the public who have wonderful skills, work ethic and desire to contribute to public service to serve on these boards and commissions, and I commend all of them and wish them well in their service in their new capacities."

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

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

Stand. Com. Rep. No. 1318 (Gov. Msg. No. 603):

Senator Baker moved that Stand. Com. Rep. No. 1318 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of SHARI GOO-YOSHINO to the Board of Speech Pathology and Audiology, term to expire 6-30-2014 (term amended to June 30, 2013 by Gov. Msg. No. 789), seconded by Senator Taniguchi.

Senator Baker rose in support of the nominee as follows:

"Colleagues, this is another fine batch of gubernatorial nominees for the various boards that come under the Department of Commerce and Consumer Affairs' purview. We are very fortunate to have licensees and members of the public who have wonderful skills, work ethic and desire to contribute to public service to serve on these boards and commissions, and I commend all of them and wish them well in their service in their new capacities."

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

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

Stand. Com. Rep. No. 1319 (Gov. Msg. Nos. 604, 605, 606 and 607):

Senator Baker moved that Stand. Com. Rep. No. 1319 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nominations to the Board of Speech Pathology and Audiology of the following:

ANNE MARIE HORNER, term to expire June 30, 2014 (Gov. Msg. No. 604);

VALERY E. O'BRIEN, term to expire June 30, 2014 (Gov. Msg. No. 605);

JOSEPH SNEZEK, term to expire June 30, 2014 (Gov. Msg. No. 606); and

KRISTINE M. TAKEKAWA, term to expire June 30, 2014 (Gov. Msg. No. 607),

seconded by Senator Taniguchi.

Senator Baker rose in support of the nominees as follows:

"Colleagues, this is another fine batch of gubernatorial nominees for the various boards that come under the Department of Commerce and Consumer Affairs' purview. We are very fortunate to have licensees and members of the public who have wonderful skills, work ethic and desire to contribute to public service to serve on these boards and commissions, and I commend all of them and wish them well in their service in their new capacities."

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

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

Stand. Com. Rep. No. 1320 (Gov. Msg. No. 626):

Senator Baker moved that Stand. Com. Rep. No. 1320 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of PAUL W. CONDRY to the Board of Dental Examiners, term to expire June 30, 2015, seconded by Senator Taniguchi.

Senator Baker rose in support of the nominee as follows:

“Colleagues, this is another fine batch of gubernatorial nominees for the various boards that come under the Department of Commerce and Consumer Affairs’ purview. We are very fortunate to have licensees and members of the public who have wonderful skills, work ethic and desire to contribute to public service to serve on these boards and commissions, and I commend all of them and wish them well in their service in their new capacities.”

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

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

Stand. Com. Rep. No. 1321 (Gov. Msg. No. 629):

Senator Baker moved that Stand. Com. Rep. No. 1321 be received and placed on file, seconded by Senator Taniguchi and carried.

Senator Baker then moved that the Senate advise and consent to the nomination of DENISE L. COHEN to the State Board of Nursing, term to expire June 30, 2014, seconded by Senator Taniguchi.

Senator Baker rose in support of the nominee as follows:

“Colleagues, this is another fine batch of gubernatorial nominees for the various boards that come under the Department of Commerce and Consumer Affairs’ purview. We are very fortunate to have licensees and members of the public who have wonderful skills, work ethic and desire to contribute to public service to serve on these boards and commissions, and I commend all of them and wish them well in their service in their new capacities.”

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

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

Stand. Com. Rep. No. 1322 (Gov. Msg. Nos. 723, 725 and 726):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1322 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 nominations to the Board of Directors of the Hawai‘i Public Housing Authority of the following:

DAVID J. GIERLACH, term to expire June 30, 2015 (Gov. Msg. No. 723);

TREVOR N. TOKISHI, term to expire June 30, 2015 (Gov. Msg. No. 725); and

GEORGE YOKOYAMA, term to expire June 30, 2015 (Gov. Msg. No. 726),

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1323 (Gov. Msg. Nos. 772 and 773):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1323 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 nominations to the Statewide Council on Independent Living of the following:

MITCHELL J. KEAWE, term to expire June 30, 2014 (Gov. Msg. No. 772);

JENNIFER HAUSLER, term to expire June 30, 2014 (Gov. Msg. No. 773);

seconded by Senator Ihara.

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

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

Stand. Com. Rep. No. 1324 (Gov. Msg. Nos. 618, 619, 620, 621 and 640):

Senator Chun Oakland moved that Stand. Com. Rep. No. 1324 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 nominations to the Policy Advisory Board for Elder Affairs of the following:

JIM CISLER, term to expire June 30, 2015 (Gov. Msg. No. 618);

FRANCINE DUDOIT TAGUPA, term to expire June 30, 2015 (Gov. Msg. No. 619);

MARILYN SEELY, term to expire June 30, 2015 (Gov. Msg. No. 620);

EUDICE SCHICK, term to expire June 30, 2015 (Gov. Msg. No. 621); and

ANTHONY LENZER, term to expire June 30, 2015 (Gov. Msg. No. 640),

seconded by Senator Ihara.

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

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

#### FINAL READING

S.B. No. 921, S.D. 2, H.D. 3:

On motion by Senator Chun Oakland, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 921, S.D. 2, and S.B. No. 921, S.D. 2, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO MINORS,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1076, S.D. 1, H.D. 3:

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1076, S.D. 1, and S.B. No. 1076, S.D. 1, H.D. 3, entitled: “A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1241, S.D. 1, H.D. 1:

On motion by Senator Dela Cruz, seconded by Senator Kidani and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1241, S.D. 1, and S.B. No. 1241, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONVEYANCE TAX,” having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1281, S.D. 1, H.D. 1:

On motion by Senator Tokuda, seconded by Senator Kidani and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1281, S.D. 1, and S.B. No. 1281, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 1291, S.D. 2, H.D. 2:

On motion by Senator Chun Oakland, seconded by Senator Hee and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1291, S.D. 2, and S.B. No. 1291, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD PROTECTIVE ACT COURT PROCEEDINGS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

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

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

Ayes, 25. Noes, none.

S.B. No. 1386, S.D. 1, H.D. 1:

On motion by Senator Tokuda, seconded by Senator Kidani and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1386, S.D. 1, and S.B. No. 1386, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

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

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

Ayes, 25. Noes, none.

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

On motion by Senator Hee, seconded by Senator Shimabukuro and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1491, S.D. 1, and S.B. No. 1491, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURTS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

S.B. No. 1559, S.D. 2, H.D. 2:

On motion by Senator Dela Cruz, seconded by Senator Ige and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1559, S.D. 2, and S.B. No. 1559, S.D. 2,

H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO IMPORTANT AGRICULTURAL LANDS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

Ayes, 25. Noes, none.

## MISCELLANEOUS BUSINESS

### RECONSIDERATION OF ACTIONS TAKEN

S.B. No. 1292 (H.D. 1):

Senator Chun Oakland moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 1292, seconded by Senator Ihara and carried.

Senator Chun Oakland then moved that the Senate agree to the amendments made by the House to S.B. No. 1292, seconded by Senator Ihara.

Senator Chun Oakland noted:

"This is the emergency appropriation bill for Medicaid health care payments and there were technical amendments made."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1292, and S.B. No. 1292, H.D. 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR HEALTH CARE PAYMENTS," was placed on the calendar for Final Reading on Thursday, April 21, 2011.

S.B. No. 1288, S.D. 1 (H.D. 1):

Senator Ige moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 1288, S.D. 1, seconded by Senator Kidani and carried.

Senator Ige then moved that the Senate agree to the amendments made by the House to S.B. No. 1288, S.D. 1, seconded by Senator Kidani.

Senator Ige noted:

"This is the emergency appropriation from the emergency budget and reserve fund. The House had made technical amendments to improve and correct the measure."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1288, S.D. 1, and S.B. No. 1288, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMERGENCY AND BUDGET RESERVE FUND," was placed on the calendar for Final Reading on Thursday, April 21, 2011.

S.B. No. 1325, S.D. 1 (H.D. 1):

Senator English moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 1325, S.D. 1, seconded by Senator Espero and carried.

Senator English then moved that the Senate agree to the amendments made by the House to S.B. No. 1325, S.D. 1, seconded by Senator Espero.

Senator English noted:

"The House more precisely defined the term 'aftermarket motorcycle frame' which is acceptable to the Senate."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1325, S.D. 1, and S.B. No. 1325, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE

REGISTRATION,” was placed on the calendar for Final Reading on Thursday, April 21, 2011.

S.B. No. 590, S.D. 1 (H.D. 2):

Senator Espero moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 590, S.D. 1, seconded by Senator English and carried.

Senator Espero then moved that the Senate agree to the amendments made by the House to S.B. No. 590, S.D. 1, seconded by Senator English.

Senator Espero noted:

“This is in reference to the Federal Economic Stimulus Oversight Commission and we are agreeing to the effective date on this measure.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 590, S.D. 1, and S.B. No. 590, S.D. 1, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO THE LEGISLATIVE FEDERAL ECONOMIC STIMULUS PROGRAM OVERSIGHT COMMISSION,” was placed on the calendar for Final Reading on Thursday, April 21, 2011.

S.B. No. 782, S.D. 2 (H.D. 1):

Senator Espero moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 782, S.D. 2, seconded by Senator English and carried.

Senator Espero then moved that the Senate agree to the amendments made by the House to S.B. No. 782, S.D. 2, seconded by Senator English.

Senator Espero noted:

“This an explosive issue regarding homemade explosive devices and again we are agreeing to their language, it is similar to ours, and the effective date.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 782, S.D. 2, and S.B. No. 782, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DANGEROUS WEAPONS,” was placed on the calendar for Final Reading on Thursday, April 21, 2011.

S.B. No. 823, S.D. 1 (H.D. 1):

Senator Espero moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 823, S.D. 1, seconded by Senator English and carried.

Senator Espero then moved that the Senate agree to the amendments made by the House to S.B. No. 823, S.D. 1, seconded by Senator English.

Senator Espero noted:

“This has to do with the County Rail Transit Authority and we are agreeing to the effective date 7-1-11.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 823, S.D. 1, and S.B. No. 823, S.D. 1, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROCUREMENT,” was placed on the calendar for Final Reading on Thursday, April 21, 2011.

S.B. No. 883, S.D. 2 (H.D. 1):

Senator Espero moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 883, S.D. 2, seconded by Senator English and carried.

Senator Espero then moved that the Senate agree to the amendments made by the House to S.B. No. 883, S.D. 2, seconded by Senator English.

Senator Espero noted:

“Technical amendments on this measure.”

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 883, S.D. 2, and S.B. No. 883, S.D. 2, H.D. 1, entitled: “A BILL FOR AN ACT RELATING TO SPECIAL NUMBER PLATES,” was placed on the calendar for Final Reading on Thursday, April 21, 2011.

S.B. No. 892, S.D. 2 (H.D. 2):

Senator Espero moved that the Senate reconsider its action taken on April 14, 2011, in disagreeing to the amendments proposed by the House to S.B. No. 892, S.D. 2, seconded by Senator English and carried.

Senator Espero then moved that the Senate agree to the amendments made by the House to S.B. No. 892, S.D. 2, seconded by Senator English.

Senator Espero noted:

“We are agreeing to the House language, they have expanded the definition to ‘service animal’ to make it clear that it is not a companion or comfort animal.”

At 11:52 a.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 11:53 a.m.

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 892, S.D. 2, and S.B. No. 892, S.D. 2, H.D. 2, entitled: “A BILL FOR AN ACT RELATING TO SERVICE ANIMALS,” was placed on the calendar for Final Reading on Thursday, April 21, 2011.

#### WAIVER OF REFERRAL

Senator Baker, Chair of the Committee on Commerce and Consumer Protection, requested that the referral of H.C.R. No. 286, H.D. 1 to the Committee on Commerce and Consumer Protection be waived pursuant to Senate Rule 46(4):

Senator Baker noted:

“Mr. President, this measure would set forth a task force to look at unlicensed contracting activity and how we might make our laws and staff more effective. The department supports this measure, all the testimony has been supportive, and given the press of conference, we wanted to bring it to the floor so it wouldn’t get lost. Thank you.”

The Chair granted the waiver.

By unanimous consent, H.C.R. No. 286, H.D. 1, entitled: “HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ESTABLISH A TASK FORCE TO WORK COLLABORATIVELY TO FIND WAYS TO MORE EFFECTIVELY ENFORCE THE STATE’S CIVIL AND CRIMINAL LAWS THAT MAY APPLY TO UNLICENSED CONTRACTORS,” was placed on the calendar for adoption on Thursday, April 21, 2011.

Senator Chun Oakland, Chair of the Committee on Human Services, requested that the joint referral of H.C.R. No. 24 to the Committee on Human Services and the Committee on Ways and Means be waived pursuant to Senate Rule 46(4):

Senator Chun Oakland noted:

“This is the home for life task force. We had passed the Senate concurrent resolution, the House concurrent resolution has come over, and we would like to move it to the floor for decision making. Thank you.”

The Chair granted the waiver.

By unanimous consent, H.C.R. No. 24, entitled: “HOUSE CONCURRENT RESOLUTION EXTENDING THE DEADLINE FOR THE HOME FOR LIFE TASK FORCE TO REPORT ITS FINDINGS AND RECOMMENDATIONS FOR REDUCING BARRIERS TO AGING IN PLACE AND MULTIGENERATIONAL LIVING,” was placed on the calendar for adoption on Thursday, April 21, 2011.

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.

“Conferees will be named in accordance with the action sheet to be distributed to your offices later today.”

#### **APPOINTMENT OF CONFEREES**

S.B. No. 34, S.D. 1 (H.D. 1):

In accordance with the disagreement of the Senate to the amendments proposed by the House to S.B. No. 34, S.D. 1, and the request for a conference on the subject matter thereof, the President appointed Senators Hee, chair; Ige, co-chair; Ihara, Shimabukuro, Slom as managers on the part of the Senate at such conference.

S.B. No. 570, S.D. 2 (H.D. 1):

The President appointed Senator Hee as co-chair on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 570, S.D. 2.

S.B. No. 756, S.D. 2 (H.D. 1):

The President appointed Senator Kim as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 756, S.D. 2.

S.B. No. 1278, S.D. 1 (H.D. 2):

The President appointed Senator Solomon as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1278, S.D. 1.

S.B. No. 1483, S.D. 1 (H.D. 1):

The President appointed Senator Galuteria as an additional manager on the part of the Senate at the conference to be held for the consideration of amendments proposed by the House to S.B. No. 1483, S.D. 1.

#### **ADJOURNMENT**

At 11:56 a.m., on motion by Senator Espero, seconded by Senator Slom and carried, the Senate adjourned until 11:30 a.m., Thursday, April 21, 2011.