

THIRTY-THIRD DAY

Friday, March 16, 2012

The House of Representatives of the Twenty-Sixth Legislature of the State of Hawaii, Regular Session of 2012, convened at 12:06 o'clock p.m., with Vice Speaker Manahan presiding.

The invocation was delivered by Reverend Ryoso Toshima of Honpa Hongwanji Mission of Hawaii, after which the Roll was called showing all Members present with the exception of Representatives Herkes and Oshiro, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-First and Thirty-Second Days was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 417 and 418) were received and announced by the Clerk:

Sen. Com. No. 417, transmitting S.C.R. No. 28, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RECOGNIZE LOCAL KOREANS BY DIRECTING THE PLACEMENT OF COMMEMORATIVE PLAQUES DESIGNATING THE FORMER SITES OF THE KOREAN CHRISTIAN INSTITUTE," which was adopted by the Senate on March 15, 2012.

Sen. Com. No. 418, transmitting S.C.R. No. 29, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RECOGNIZE LOCAL KOREANS BY DIRECTING THE PLACEMENT OF A COMMEMORATIVE PLAQUE DESIGNATING THE FORMER SITE OF THE KOREAN BOARDING SCHOOL FOR BOYS AND THE KOREAN METHODIST CHURCH," which was adopted by the Senate on March 15, 2012.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Mizuno introduced social work students who were at the Capitol for Students Day at the Hawaii Legislature in recognition of National Social Work Month:

University of Hawaii at Manoa Myron B. Thompson School of Social Work graduate students, Ms. Erin Tanaka, Ms. Cecelia Gregory and Mr. Sanford Sasaki.

Hawaii Pacific University student organizers, Ms. Alena Krol, Ms. Marty Oliphant, Mr. Patrick Corpitt and Mr. Colin Hosking.

BYU Hawaii School of Social Work, students of social work.

Representative Rhoads introduced Mr. Fetu Kolio, President of the Mayor Wright Tenants Association, and his nephews.

Representative Ching introduced Mr. Stanford Yuen, inter-governmental affairs executive assistant for Commander, Navy Region Hawaii.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 180) was announced by the Clerk and the following action taken:

H.R. No. 180, entitled: "HOUSE RESOLUTION HONORING THE UNITED STATES NAVY FOR STRONG ENVIRONMENTAL STEWARDSHIP IN HAWAII," was jointly offered by Representatives Ward and Morikawa.

Representative Ward moved that H.R. No. 180, be adopted, seconded by Representative Morikawa.

Representative Ward commended the United States Navy in Hawaii for their protection and stewardship of the environment and congratulated them on receiving the following national awards:

The Installation Award for Cultural Resources Management was received by Joint Base Pearl Harbor – Hickam;

The Team Award for Environmental Quality was received by the Naval Supply Systems Command Fleet Logistics Center Pearl Harbor Environmental Quality Team; and

Two Awards for Natural Resources Conservation were received by the Pacific Missile Range Facility, Kauai.

Representative Ward then introduced the honorees representing the United States Navy in Hawaii who were seated on the Floor of the House:

Rear Admiral Fernandez L. "Frank" Ponds, Commander, Navy Region Hawaii, Naval Surface Group Middle Pacific;

Captain Jeffery W. James, Commander, Joint Base Pearl Harbor-Hickam;

Command Master Chief (SW/AW) Marc F. Sibal, Command Master Chief, Navy Region Hawaii;

Machinist Mate 1st Class (SS) Cody Davis, Vice Chief of Naval Operations Shore Activities Sailor of the Year, Pearl Harbor Naval Shipyard; and

Ms. Ellyn Goldkind, Architect/Historic Preservation Officer, Navy Region Hawaii.

Representative Morikawa also thanked the United States Navy for their environmental stewardship and commended the Pacific Missile Range Facility for their two nationally recognized programs: displaying the habitat types that existed on the Mana Plain; and ensuring the survival of the Laysan Albatross population at the Kilauea Point national Wildlife Refuge.

Representative Aquino then introduced the guests seated in the Gallery:

Mrs. Carol Ponds, Wife of Rear Admiral Ponds;

Ms. Janice Fukawa, Naval Facilities Engineering Command; and

Mr. Stanford Yuen, Executive Assistant of Intergovernmental Affairs, Navy Region Hawaii.

Representative Cabanilla also thanked the United States Navy in Hawaii for their efforts in cleaning the Westlock and Pearl Harbor shorelines.

Representative Pine thanked the Navy for the support shown to her and other Navy spouses.

Representative Yamane commended the Navy for their work on environmental issues, including the work of the civilian workforce.

Representative M. Lee, as a former Navy nurse, congratulated the Navy on their national recognition.

Representative Brower thanked the young men and women of the United States Navy, especially those serving on the USS Ronald Reagan.

Representative Cullen also congratulated the Navy for their environmental efforts and thanked them for their work to clean the Kapakahi Stream.

The motion was put to vote by the Chair and carried, and H.R. No. 180, was adopted, with Representatives Herkes, Oshiro and Tokioka being excused.

The following resolution (H.R. No. 181) was announced by the Clerk and the following action taken:

H.R. No. 181, entitled: "HOUSE RESOLUTION CONGRATULATING CHAD MILLER AS THE 2012 STATE TEACHER OF THE YEAR, KAEOKULANI VASCONCELLOS AS THE 2012 HONOLULU DISTRICT TEACHER OF THE YEAR, MEGHAN MCCORMICK AS THE 2012 CENTRAL OAHU DISTRICT TEACHER OF THE YEAR, LUANE HIGUCHI AS THE 2012 LEEWARD OAHU DISTRICT TEACHER OF THE YEAR, NANCY IAUKEA AS THE 2012 HAWAII DISTRICT TEACHER OF THE YEAR, MITZI HASEGAWA AS THE 2012 MAUI DISTRICT TEACHER OF THE YEAR, SHERIANN MOISES AS THE 2012 KAUAI DISTRICT TEACHER OF THE YEAR, AND AMBER STRONG MAKAIKAIU AS THE RECIPIENT OF THE 2011 TEACHING TOLERANCE AWARD FOR EXCELLENCE IN CULTURALLY RESPONSIVE TEACHING," was offered by Representative Takumi.

Representative Takumi moved that H.R. No. 181, be adopted, seconded by Representative Belatti.

Representative Takumi introduced Mr. Chad Miller, an English teacher at Kailua High School and 2012 State Teacher of the Year, who was seated on the Floor of the House.

Mr. Miller was accompanied by his girlfriend, Ms. Hilina Fukutomi; brother and sister-in-law, Mr. Chip and Mrs. Ty Miller; Principal, Ms. Francine Honda; Vice Principal, Mr. Brett Matsukawa; and friends, Mr. Steven Deburger, Dr. Thomas Jackson, Dr. Benjamin Lukey, Ms. Katie Berger and Mr. Jonathan Delahoyde, who were seated in the Gallery.

Representative Belatti then introduced additional honorees seated on the Floor of the House:

Mr. Kaeokulani Vasconcellos, a teacher at Roosevelt High School and the 2012 Honolulu District Teacher of the Year. He was accompanied by his family and friends, Kumu Vasconcellos, Ms. Susan Shim, Ms. SueAnn Napoleon, Mr. Allan Napoleon and Ms. Caroline Tolentino, who were seated in the gallery.

Ms. Meghan McCormick, a teacher at Wheeler Middle School and the 2012 Central Oahu District Teacher of the Year. She was accompanied by her grandparents, Mr. Richard and Ms. Helga Matzko; her boyfriend, Mr. Justin Ugalino; and Vice Principal, Mr. Sam Bennett, who were seated in the gallery.

Ms. Mitzi Hasegawa, a teacher at Hana Elementary and High School, and the 2012 Maui District Teacher of the Year. She was accompanied by her husband, Mr. Neil Hasegawa; and their children, Master Brayden and Miss Caelyn Hasegawa, who were seated in the gallery.

Dr. Amber Strong Makaiaiu, a teacher at Kailua High School, and the recipient of the 2011 Teaching Tolerance Award for Excellence in Culturally Responsive Teacher. She was accompanied by her mother, Ms. Linda Strong; her husband, Mr. Jared Makaiaiu; and daughter, Miss Cappy Makaiaiu, who were seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 181, was adopted, with Representatives Herkes, Oshiro, Saiki and Tokioka being excused.

At 12:36 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:49 o'clock p.m., with Speaker Say presiding.

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1020-12) recommending that S.B. No. 2323, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2323, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1021-12) recommending that S.B. No. 2845, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2845, SD 1, HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business, seconded by Representative Evans.

Representative Souki rose to speak in support of the measure with reservations, stating:

"Mr. Speaker. On S.B. No. 2845, I wish to speak for this measure with very small reservations. I believe this is basically a good bill. It can speed the process up. My only concern is, on page 3, there seems to be an amendment in there that states that notwithstanding section 386-86, the Director may make a decision without a hearing, but shall make a decision within 30 days of the filing. So what this seems to say is that the Director may call for a hearing. Whereas the indication, when you read the bill, is there will not be a hearing.

"So if this measure that does provide for the possibility of a hearing, it makes me a little nervous as to how it will proceed. But as this bill moves along, maybe the next Committee can look at that language and make some clarification, because there seems to be some redundancy that can lead to a problem. Thank you."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2845, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL BENEFITS UNDER THE WORKERS' COMPENSATION LAW," passed Second Reading and was referred to the Committee on Economic Revitalization & Business, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1022-12) recommending that S.B. No. 2071, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2071, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR COUNTY EMPLOYEES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Brower, for the Committee on Tourism presented a report (Stand. Com. Rep. No. 1023-12) recommending that S.B. No. 3017, SD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 3017,

SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Brower, for the Committee on Tourism presented a report (Stand. Com. Rep. No. 1024-12) recommending that S.B. No. 3048, SD 2, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 3048, SD 2, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cabanilla rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I am in support, but I do have some reservations. And you may be wondering, well how come a guy who likes tax credits is in reservations. My concern is the \$200 million estimated revenue loss to the State. I think it's a good idea, but the way it's drafted now, it's so wide, and it's so open-ended, I believe this could create a major problem. I'm hoping as it moves forward that the Finance Committee could look at perhaps constraining it, either through caps or through some other measure so that we can move this idea forward, but not encounter such a huge possible revenue loss. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3048, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL AND TOURISM STIMULUS INITIATIVES," passed Second Reading and was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives Chang and Hanohano, for the Committee on Water, Land, & Ocean Resources and the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1025-12) recommending that S.B. No. 2783, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2783, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC TRUST LANDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Chang, for the Committee on Water, Land, & Ocean Resources presented a report (Stand. Com. Rep. No. 1026-12) recommending that S.B. No. 3011, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 3011, SD 2, HD 1, pass Second Reading and be referred to the Committee on Agriculture, seconded by Representative Evans.

Representative Hanohano rose to speak in support of the measure with reservations, stating:

"Kanalua. 'A'ohe ka leo no nā po'e Hawai'i. 'A'ohe e kakakua ma ke komike ke kuleana Hawai'i. Mahalo.

"With reservations, because the Hawaiian people's voices were not heard and there was no discussion with the Committee on Hawaiian Affairs. Mahalo."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3011, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Agriculture, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Nishimoto, for the Committee on Higher Education presented a report (Stand. Com. Rep. No. 1027-12) recommending that S.B. No. 2110, SD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2110, SD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Giugni rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'm requesting a ruling on a potential conflict. I'm a co-founder of this archive."

The Chair responded, stating:

"You are excused."

Representative Har rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. And may I have permission to enter written comments into the Journal? Thank you."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in strong support of SB 2110, SD1. The purpose of this measure is to help preserve Hawaii's historical film, videotape, and audiovisual materials and increase access to such materials by designating 'Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i as the official state archive for moving images and to establish a special fund for its support.

"For over 100 years, Hawaii has been making movies and television shows. Today more than 80% of the State's media history has been lost forever because of our tropical weather or simple neglect. And the remaining 20% of our media that is still preserved is rendered unviewable because of obsolete hardware and outdated equipment.

"Since its inception in 2008, Ulu'ulu: The Henry Ku'ualoha Giugni Moving Image Archive of Hawai'i has collected over 10,000 hours of recorded video and film footage, including the first commercial inter-island flight in 1927, volcanic eruptions during the 1940's and 1950's, the 1978 Constitutional Convention, and over 30 years of news and sports programming from KGMB.

"Mr. Speaker, I had the privilege of visiting the Ulu'ulu Archive earlier this year and it was truly a "chicken-skin" epiphany for me. I witnessed Hawaii's history on film that could have been lost forever but for the efforts of the Ulu'ulu Archive. The staff is dedicated to this endeavor and we are fortunate to have such talented and passionate people who are committed to seeing that Hawaii's history is not lost.

"As it is essential to Hawaii's present and future generations and to people all over the world to preserve and archive these moving images, I strongly support this measure. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. And I would like the written comments of the Representative of Kapolei entered into the record as if it were my own," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2110, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PRESERVATION OF HAWAII'S

MOVING IMAGES," passed Second Reading and was referred to the Committee on Finance, with Representatives Giugni, Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Keith-Agaran, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 1028-12) recommending that S.B. No. 2056, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2056, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1029-12) recommending that S.B. No. 2792, SD 3, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2792, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY REVENUE," passed Second Reading and was referred jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Energy & Environmental Protection, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1030-12) recommending that S.B. No. 2669, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2669, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VACANCIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1031-12) recommending that S.B. No. 2175, SD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2175, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1032-12) recommending that S.B. No. 2386, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2386, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIVE HAWAIIAN ROLL COMMISSION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1033-12) recommending that S.B. No. 3071, SD 2, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 3071,

SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1034-12) recommending that S.B. No. 2790, SD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2790, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Hanohano, for the Committee on Hawaiian Affairs presented a report (Stand. Com. Rep. No. 1035-12) recommending that S.B. No. 3053, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water, Land, & Ocean Resources.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 3053, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS," passed Second Reading and was referred to the Committee on Water, Land, & Ocean Resources, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 1036-12) recommending that S.B. No. 2397, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2397, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE SPRINKLERS," passed Second Reading and was referred to the Committee on Public Safety & Military Affairs, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Cabanilla, for the Committee on Housing presented a report (Stand. Com. Rep. No. 1037-12) recommending that S.B. No. 2769, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2769, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1038-12) recommending that S.B. No. 2747, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2747, SD 1, HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection, seconded by Representative Evans.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, just a request on a ruling on a potential conflict. I'm an owner of an electric vehicle. Thank you," and the Chair ruled, "no conflict."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2747, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLE PARKING," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1039-12) recommending that S.B. No. 2339, SD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2339, SD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection, seconded by Representative Evans.

Representative Takai rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2339, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ETHANOL," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1040-12) recommending that S.B. No. 2876, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2876, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMMERCIAL HARBORS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1041-12) recommending that S.B. No. 2224, SD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2224, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAX LIEN AND ENCUMBRANCE RECORD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Souki, for the Committee on Transportation presented a report (Stand. Com. Rep. No. 1042-12) recommending that S.B. No. 2419, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2419, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Second Reading and was referred to the Committee on Economic Revitalization & Business, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1043-12) recommending that S.B. No. 2084, SD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2084, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1044-12) recommending that S.B. No. 2182, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2182, HD 1, pass Second Reading and be referred to the Committee on Higher Education, seconded by Representative Evans.

Representative M. Lee rose to speak in support of the measure, stating:

"I stand in support, and I'd like to have written comments in the Journal. In support, except for the date. Thank you."

Representative M. Lee's written remarks are as follows:

"Mr. Speaker, I rise in strong support of this measure. SB 2182, HD 1 would make permanent the assessment and deposit of the Hawaii State Center for Nursing (HSCFN) fees into the Compliance Resolution Fund and distribution of those funds to the credit of the HSCFN special fund.

"In 2003, the Legislature passed Act 198, to create the Hawaii State Center for Nursing. The Center was given the mandate to collect and analyze data, and make recommendations regarding the current status and trends of the nursing workforce; conduct research in best practices and quality outcomes; develop a plan for implementing strategies to recruit and retain nurses; and research, analyze and report data related to the retention of the nursing workforce. We can see in the work that the Center for Nursing has produced that they have very ably done what was asked of them.

"The data and evidence collected by the Hawaii State Center for Nursing is invaluable in making workforce, policy and resource decisions. The HSCFN should be continued as it has become a leader in workforce planning, nursing research, and professional practice in the State. Stakeholders recognize the HSCFN as the source of reliable information regarding existing and emerging trends in nursing. The repeal of the Center fees would in essence cause the demise of the HSCFN as the fee is its main source of funding.

"I support the bill, but not the defective date."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2182, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1045-12) recommending that S.B. No. 2766, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2766, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENTITIES REGULATED BY THE INSURANCE COMMISSIONER," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1046-12) recommending that S.B. No. 2106, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2106, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on

Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1047-12) recommending that S.B. No. 2825, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2825, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII IMMUNIZATION REGISTRY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1048-12) recommending that S.B. No. 2101, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2101, SD 1, HD 1, pass Second Reading and be referred to the Committee on Public Safety & Military Affairs, seconded by Representative Evans.

Representative Pine rose to disclose a potential conflict of interest, stating:

"Yes. I just want to declare a potential conflict. I'm a recipient of TRICARE," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Mr. Speaker. Same ruling for the same possible conflict. Thank you," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker. Same thing. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2101, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," passed Second Reading and was referred to the Committee on Public Safety & Military Affairs, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1049-12) recommending that S.B. No. 2434, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2434, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1050-12) recommending that S.B. No. 2436, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2436, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG," passed Second Reading and was referred to the

Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1051-12) recommending that S.B. No. 2228, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2228, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Marumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2228, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PSEUDOEPHEDRINE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1052-12) recommending that S.B. No. 2398, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2398, SD 2, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I stand with reservations and just a few comments if I may. Thank you. My only concern is with regards to, and I understand the purpose of this particular measure. However my concern is with regards to Native Hawaiian tattoo cultural practitioners and the effects that it may have on them with the passage of this measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2398, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives Rhoads and McKelvey, for the Committee on Labor & Public Employment and the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1053-12) recommending that S.B. No. 2424, SD 2, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Chong moved that the report of the Committees be adopted, and that S.B. No. 2424, SD 2, HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Evans.

Representative Marumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2424, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROFESSIONAL EMPLOYER ORGANIZATIONS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Rhoads, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1054-12)

recommending that S.B. No. 2324, SD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2324, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR PUBLIC EMPLOYMENT COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1055-12) recommending that S.B. No. 2981, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2981, SD 2, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

Representative Thielen rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote. Thank you. Mr. Speaker, there are many good things in this measure, but it includes the undersea electricity transmission cable, and I've spoken at length about my concerns about that. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fontaine rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Giugni rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Marumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2981, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Thielen voting no, and with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Coffman, for the Committee on Energy & Environmental Protection presented a report (Stand. Com. Rep. No. 1056-12) recommending that S.B. No. 1197, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 1197, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Education, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1057-12) recommending that S.B. No. 2250, SD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2250, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1058-12) recommending that S.B. No. 2584, SD 1, pass Second Reading and be referred to the Committee on Higher Education.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2584, SD 1, pass Second Reading and be referred to the Committee on Higher Education, seconded by Representative Evans.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? I'm a member of the Hawaii Army National Guard, however I don't think I'll be taking advantage of this tuition assistance. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2584, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1059-12) recommending that S.B. No. 2394, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2394, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1060-12) recommending that S.B. No. 2489, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2489, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MILITIA," passed Second Reading and was referred to the Committee on Economic Revitalization & Business, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1061-12) recommending that S.B. No. 2776, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2776, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Pine rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2776, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1062-12) recommending that S.B. No. 2248, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2248, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Pine rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2248, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1063-12) recommending that S.B. No. 2582, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2582, SD 2, HD 1, pass Second Reading and be referred to the Committee on Economic Revitalization & Business, seconded by Representative Evans.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'm requesting a ruling on a potential conflict. Yes, I'm an owner of a Veteran Owned, Service-Disabled Veteran's company. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2582, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC PROCUREMENT CODE," passed Second Reading and was referred to the Committee on Economic Revitalization & Business, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives Aquino and Rhoads, for the Committee on Public Safety & Military Affairs and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1064-12) recommending that S.B. No. 2261, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2261, entitled: "A BILL FOR AN ACT RELATING TO THE WEED AND SEED PROGRAM," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Aquino, for the Committee on Public Safety & Military Affairs presented a report (Stand. Com. Rep. No. 1065-12) recommending that S.B. No. 3016, SD 2, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Hawaiian Affairs.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 3016, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC

SAFETY," passed Second Reading and was referred jointly to the Committee on Water, Land, & Ocean Resources and the Committee on Hawaiian Affairs, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1066-12) recommending that S.B. No. 2713, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2713, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1067-12) recommending that S.B. No. 3008, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 3008, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1068-12) recommending that S.B. No. 2576, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2576, SD 1, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2576, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative Mizuno, for the Committee on Human Services presented a report (Stand. Com. Rep. No. 1069-12) recommending that S.B. No. 2579, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2579, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2579, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MINORS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives Mizuno and Rhoads, for the Committee on Human Services and the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 1070-12) recommending that S.B. No. 2123, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Chong moved that the report of the Committees be adopted, and that S.B. No. 2123, SD 2, HD 1, pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Evans.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2123, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1071-12) recommending that S.B. No. 2088, as amended in HD 1, pass Second Reading and be referred to the Committee on Legislative Management.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2088, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Legislative Management, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives Mizuno and Yamane, for the Committee on Human Services and the Committee on Health presented a report (Stand. Com. Rep. No. 1072-12) recommending that S.B. No. 2712, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2712, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1073-12) recommending that S.B. No. 2655, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2655, SD 2, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, may I rise in opposition and say a few words? Mr. Speaker, we thought the silly bill today, or this Session was going to be the State bacteria.

"I cannot figure out the logic of this bill, Mr. Speaker. It's going to put a \$2,000 fee on people who have portable electronics like this. I pay \$7 a month, so if I lose it, or it breaks, or it falls, it can be replaced. Now the people already selling this are already selling this without us getting in there and saying, 'Give us \$2,000 in order to sell insurance for these portable electronics'. What's the logic of this?"

"This is clearly a blatant grab for money and one of the, I would call it the, dirty three dozen fees that we're putting in the guise of tax increases in this Session. And \$2,000 for somebody to sell insurance is prohibitive. It's almost unfathomable that we could do that. So I'm going to stand up continually and say that this is unwarranted, unnecessary, unfair and it is part of the three dirty dozen tax in disguises fee increases in this Session."

Representative Fontaine rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Marumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Pine rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ching rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ching's written remarks are as follows:

"Thank you, Mr. Speaker. I stand in opposition of S.B. 2655-Relating to Portable Electronics Insurance. This bill establishes provisions for the sale of portable electronics insurance and requires vendors to hold a limited lines license to sell or offer coverage under a policy.

"S.B. 2655 puts more unnecessary economic hardship on the people of Hawaii. The Legislature should not add a new form of insurance or regulation to the State code at this time, as there is no need for it. Thank you."

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Riviere rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2655, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PORTABLE ELECTRONICS INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Ching, Fontaine, Johanson, Marumoto, Pine, Riviere, Thielen and Ward voting no, and with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1074-12) recommending that S.B. No. 2235, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2235, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'd like to cast a no vote on Senate Bill 2235. Mr. Speaker, it's automatic approval for a permit, and such a permit would include landing of an undersea cable."

Representative Riviere rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fontaine rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ching rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Marumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2235, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNICATIONS TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1075-12) recommending that S.B. No. 2941, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2941, SD 2, HD 1, pass Second Reading and be referred to the Committee on Finance, seconded by Representative Evans.

Representative Marumoto rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I am going to vote with reservations on this particular bill, regarding the portion that requires UH to extend its lease. Thank you, very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2941, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1076-12) recommending that S.B. No. 2947, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2947, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1077-12) recommending that S.B. No. 2421, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Chong moved that the report of the Committee be adopted, and that S.B. No. 2421, SD 1, HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Evans.

Representative Choy rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I ask for a ruling on a potential conflict? I'm a public accountant. Thank you," and the Chair ruled, "no conflict."

Representative Marumoto rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I am voting with reservations on this measure with hopes that I can vote up at the end of Session."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2421, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOUNTANCY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1078-

12) recommending that S.B. No. 2504, SD 2, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2504, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SALE OF DOGS AND CATS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1079-12) recommending that S.B. No. 2528, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2528, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TECHNOLOGY," passed Second Reading and was referred to the Committee on Education, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representative McKelvey, for the Committee on Economic Revitalization & Business presented a report (Stand. Com. Rep. No. 1080-12) recommending that S.B. No. 2239, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and S.B. No. 2239, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives McKelvey and Brower, for the Committee on Economic Revitalization & Business and the Committee on Tourism presented a report (Stand. Com. Rep. No. 1081-12) recommending that S.B. No. 2433, SD 2, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and S.B. No. 2433, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHALLENGE COURSE TECHNOLOGY," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Herkes, Kawakami, Oshiro and Tokioka being excused.

Representatives Yamane and Mizuno, for the Committee on Health and the Committee on Human Services presented a report (Stand. Com. Rep. No. 1082-12), recommending that H.R. No. 22, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and H.R. No. 22, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF HUMAN SERVICES TO EDUCATE OPERATORS OF ADULT RESIDENTIAL CARE HOMES AND COMMUNITY CARE FOSTER HOMES ABOUT THE APPROPRIATE INSURANCE FOR THEIR BUSINESS," was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro, Tokioka and Ward being excused.

Representatives Yamane and Mizuno, for the Committee on Health and the Committee on Human Services presented a report (Stand. Com. Rep. No. 1083-12), recommending that H.C.R. No. 42, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committees was adopted and H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH AND DEPARTMENT OF HUMAN SERVICES TO EDUCATE OPERATORS OF ADULT RESIDENTIAL CARE HOMES AND COMMUNITY CARE FOSTER HOMES ABOUT THE APPROPRIATE INSURANCE FOR THEIR BUSINESS," was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro, Tokioka and Ward being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1084-12), recommending that H.R. No. 7, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.R. No. 7, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR FERTILITY PRESERVATION PROCEDURES FOR PERSONS OF REPRODUCTIVE AGE WHO HAVE BEEN DIAGNOSED WITH CANCER AND WILL UNDERGO TREATMENT THAT MAY ADVERSELY AFFECT FERTILITY," was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro, Tokioka and Ward being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1085-12), recommending that H.C.R. No. 9, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 9, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR FERTILITY PRESERVATION PROCEDURES FOR PERSONS OF REPRODUCTIVE AGE WHO HAVE BEEN DIAGNOSED WITH CANCER AND WILL UNDERGO TREATMENT THAT MAY ADVERSELY AFFECT FERTILITY," was referred to the Committee on Consumer Protection & Commerce, with Representatives Herkes, Kawakami, Oshiro, Tokioka and Ward being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1086-12), recommending that H.C.R. No. 15, be referred to the Committee on Economic Revitalization & Business.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY TO DETERMINE WAYS, OTHER THAN TAX INCENTIVES, TO ENCOURAGE EMPLOYERS TO PROVIDE AND PAY FOR LONG TERM CARE INSURANCE AND INDIVIDUALS TO PURCHASE LONG TERM CARE INSURANCE," was referred to the Committee on Economic Revitalization & Business, with Representatives Herkes, Kawakami, Oshiro, Tokioka and Ward being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1087-12), recommending that H.C.R. No. 32, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Chong, seconded by Representative Evans and carried, the report of the Committee was adopted and H.C.R. No. 32, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR'S OFFICE TO CONDUCT A STUDY ON THE EFFICACY OF COMBINING STATE GOVERNMENT HEALTH POLICY, PLANNING, AND PURCHASING IN A SINGLE AGENCY IN ORDER TO ADVANCE TRANSFORMATION OF HAWAII'S HEALTHCARE SYSTEM AND UNIVERSAL ACCESS TO CARE," was referred to the Committee on Finance, with Representatives Herkes, Kawakami, Oshiro, Tokioka and Ward being excused.

Representative Yamane, for the Committee on Health presented a report (Stand. Com. Rep. No. 1088-12) recommending that H.C.R. No. 12, be adopted.

Representative Chong moved that the report of the Committee be adopted, and that H.C.R. No. 12, be adopted, seconded by Representative Evans.

Representative Pine rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING JANUARY 22-28, 2012 AS "REPRODUCTIVE RIGHTS AWARENESS WEEK," TO ENCOURAGE PUBLIC AWARENESS, CONVERSATION, AND SUPPORT FOR REPRODUCTIVE RIGHTS AWARENESS," was adopted, with Representatives Herkes, Kawakami, Oshiro, Tokioka and Ward being excused.

ANNOUNCEMENTS

Representative Ching: "Thank you, Mr. Speaker. I just wanted to announce that today at the Ala Moana Americana Hotel, the Ala Moana Hotel now, there was the National Kidney Foundation helping with some screening. I think it may be still going on. So today there is screening, blood screening, etc. And I know they will most likely be coming to the Capitol, but I encourage everyone to, especially if you think you have any members in your family. I did, so I had myself checked. So far so good."

Representative McKelvey: "Thank you, Mr. Speaker. On behalf of all your Irish, Scottish, Welsh poi dogs, I just want to wish everybody a Happy Saint Patrick's Day. *Erin go bragh* and please be safe. Thank you, very much."

COMMITTEE REASSIGNMENTS

The following measures were re-referred to committee by the Speaker:

<u>S.B. Nos.</u>	<u>Re-referred to:</u>
1197, SD2, HD1	Committee on Energy & Environmental Protection, then to the Committee on Finance
2421, SD1, HD1	Committee on Economic Revitalization & Business, then to the Committee on Finance
2527, SD2	Committee on Education, then to the Committee on Finance
2632, SD1	Committee on Tourism, then to the Committee on Finance
2874, SD1	Committee on Transportation, then to the Committee on Finance
2947, SD2, HD1	Committee on Economic Revitalization & Business, then to the Committee on Judiciary, then to the Committee on Finance

ADJOURNMENT

At 1:14 o'clock p.m., on motion by Representative Evans, seconded by Representative Pine and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, March 19, 2012. (Representatives Herkes, Kawakami, Oshiro and Tokioka were excused.)