

## FIFTY-SEVENTH DAY

Thursday, April 25, 2013

The Senate of the Twenty-Seventh Legislature of the State of Hawai'i, Regular Session of 2013, convened at 6:49 p.m. with the President in the Chair.

The Roll was called showing all Senators present with the exception of Senator Nishihara who was excused.

The President announced that she had read and approved the Journal of the Fifty-Sixth Day.

## MESSAGES FROM THE GOVERNOR

The following messages from the Governor (Gov. Msg. Nos. 269 to 271, 798, and 1139 to 1149) were read by the Clerk and were placed on file:

Gov. Msg. No. 269, dated April 22, 2013, transmitting a proposed conference draft (C.D. 1) amending S.B. No. 895, S.D. 1, H.D. 1 to fund the settlement concerning Collective Bargaining Units 2, 3, and 4.

Gov. Msg. No. 270, dated April 22, 2013, transmitting the 2011-2012 Annual Report of the Department of Taxation pursuant to Section 231-3(8), HRS.

Gov. Msg. No. 271, dated April 24, 2013, transmitting a proposed conference draft (C.D. 1) amending S.B. No. 902, S.D. 1, H.D. 1 to fund the settlement concerning Collective Bargaining Unit 8.

Gov. Msg. No. 798, informing the Senate that on April 24, 2013, the Governor withdrew KAMAKI KANAHELE III, Gubernatorial Nominee to the Hawai'i Community Development Authority, from consideration by the Senate (Gov. Msg. No. 755).

Gov. Msg. No. 1139, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 1102 as Act 39, entitled: "MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FROM THE HOSPITAL SUSTAINABILITY PROGRAM SPECIAL FUND."

Gov. Msg. No. 1140, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 1112 as Act 40, entitled: "RELATING TO DELETING STATE PUBLIC HOUSING DELINQUENT ACCOUNTS."

Gov. Msg. No. 1141, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 540 as Act 41, entitled: "RELATING TO VETERANS."

Gov. Msg. No. 1142, informing the Senate that on April 23, 2013, the Governor signed into law House Bill No. 998 as Act 42, entitled: "RELATING TO PRIVATE TRANSFER FEES."

Gov. Msg. No. 1143, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 1184, S.D. 1 as Act 43, entitled: "RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Gov. Msg. No. 1144, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 1192, S.D. 1 as Act 44, entitled: "RELATING TO COLLECTION OF TAXES."

Gov. Msg. No. 1145, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 1203, S.D. 1 as Act 45, entitled: "RELATING TO CONFORMITY OF THE HAWAII ESTATE AND GENERATION-SKIPPING

TRANSFER TAX LAW TO THE INTERNAL REVENUE CODE."

Gov. Msg. No. 1146, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 1190, S.D. 1 as Act 46, entitled: "RELATING TO THE IMPOSITION OF USE TAX ON IMPORTED CONTRACTING."

Gov. Msg. No. 1147, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 423 as Act 47, entitled: "RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE."

Gov. Msg. No. 1148, informing the Senate that on April 23, 2013, the Governor signed into law House Bill No. 944 as Act 48, entitled: "RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT."

Gov. Msg. No. 1149, informing the Senate that on April 23, 2013, the Governor signed into law Senate Bill No. 913, S.D. 1 as Act 49, entitled: "RELATING TO TIME SHARES."

## DEPARTMENTAL COMMUNICATIONS

The following communications (Dept. Com. Nos. 100 and 101) were read by the Clerk and were placed on file:

Dept. Com. No. 100, from the Office of the Auditor dated April 16, 2013, transmitting the report, "Audit of the Department of Hawaiian Home Lands' Homestead Services Division" (Report No. 13-02).

Dept. Com. No. 101, from the Office of the Auditor dated April 23, 2013, transmitting the report, "Report on the Implementation of State Auditor's 2010 Recommendations" (Report No. 13-03).

## HOUSE COMMUNICATIONS

The following communications from the House (Hse. Com. Nos. 732 to 742) were read by the Clerk and were placed on file:

Hse. Com. No. 732, returning S.C.R. No. 119, S.D. 1, which was adopted by the House of Representatives on April 24, 2013.

Hse. Com. No. 733, returning S.C.R. No. 120, S.D. 2, which was adopted by the House of Representatives on April 24, 2013.

Hse. Com. No. 734, returning S.C.R. No. 132, S.D. 1, which was adopted by the House of Representatives on April 24, 2013.

Hse. Com. No. 735, informing the Senate that on April 24, 2013, the House discharged all conferees to the following measures:

H.B. No. 654, H.D. 2 (S.D. 1);  
H.B. No. 877, H.D. 1 (S.D. 1); and  
H.B. No. 980, H.D. 2 (S.D. 2).

Hse. Com. No. 736, informing the Senate that on April 24, 2013, the House reconsidered its action taken on April 11, 2013, in disagreeing to the amendments proposed by the Senate to the following House bills:

H.B. No. 877, H.D. 1 (S.D. 1); and  
H.B. No. 980, H.D. 2 (S.D. 2).

Hse. Com. No. 737, informing the Senate that on April 24, 2013, the House reconsidered its action taken on April 5, 2013,

in disagreeing to the amendments proposed by the Senate to H.B. No. 654, H.D. 2 (S.D. 1).

Hse. Com. No. 738, informing the Senate that on April 24, 2013, the House agreed to the amendments proposed by the Senate to the following House concurrent resolutions and said resolutions were Finally Adopted in the House of Representatives:

H.C.R. No. 6, H.D. 1, S.D. 1;  
H.C.R. No. 46, S.D. 1;  
H.C.R. No. 48, S.D. 1;  
H.C.R. No. 92, H.D. 1, S.D. 1;  
H.C.R. No. 119, S.D. 1;  
H.C.R. No. 120, S.D. 1;  
H.C.R. No. 130, S.D. 1; and  
H.C.R. No. 178, H.D. 1, S.D. 1.

Hse. Com. No. 739, informing the Senate that on April 24, 2013, S.B. No. 1083, H.D. 2, C.D. 1 passed Final Reading in the House of Representatives.

Hse. Com. No. 740, informing the Senate that on April 25, 2013, the House made the following changes to the conferees on the following bill:

S.B. No. 642 (H.D. 2):

Representative Luke added as co-chair.

Hse. Com. No. 741, informing the Senate that on April 25, 2013, the House discharged all conferees to S.B. No. 8, S.D. 1 (H.D. 2).

Hse. Com. No. 742, informing the Senate that on April 25, 2013, the Speaker appointed conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House bill:

H.B. No. 546, H.D. 2 (S.D. 2):

Representatives Nakashima, Luke, co-chairs; Cachola, Johanson.

#### CONFERENCE COMMITTEE REPORTS

Senator Galuteria, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 3, S.D. 1, presented a report (Conf. Com. Rep. No. 15) recommending that S.B. No. 3, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 15 and S.B. No. 3, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS," was deferred for a period of 48 hours.

Senator Galuteria, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 407, S.D. 1, presented a report (Conf. Com. Rep. No. 16) recommending that S.B. No. 407, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 16 and S.B. No. 407, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ISLAND BURIAL COUNCILS," was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1405, H.D. 2, presented a report (Conf. Com. Rep. No. 17) recommending that H.B. No. 1405, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 17 and H.B. No. 1405, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1203, H.D. 1, presented a report (Conf. Com. Rep. No. 18) recommending that H.B. No. 1203, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 18 and H.B. No. 1203, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE NATIONAL GUARD," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 235, H.D. 1, presented a report (Conf. Com. Rep. No. 19) recommending that H.B. No. 235, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 19 and H.B. No. 235, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTION OF RESTITUTION FOR CRIME VICTIMS," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1118, S.D. 1, presented a report (Conf. Com. Rep. No. 20) recommending that S.B. No. 1118, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 20 and S.B. No. 1118, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1070, S.D. 2, presented a report (Conf. Com. Rep. No. 21) recommending that S.B. No. 1070, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 21 and S.B. No. 1070, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1071, S.D. 2, presented a report (Conf. Com. Rep. No. 22) recommending that S.B. No. 1071, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 22 and S.B. No. 1071, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL INSTITUTIONS," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1077, S.D. 2, presented a report (Conf. Com. Rep. No. 23) recommending that S.B. No. 1077, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 23 and

S.B. No. 1077, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE OWNER-BUILDER EXEMPTION," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1265, S.D. 1, presented a report (Conf. Com. Rep. No. 24) recommending that S.B. No. 1265, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 24 and S.B. No. 1265, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTS," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 848, H.D. 2, presented a report (Conf. Com. Rep. No. 25) recommending that H.B. No. 848, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 25 and H.B. No. 848, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," was deferred for a period of 48 hours.

Senator Nishihara, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 673, H.D. 2, presented a report (Conf. Com. Rep. No. 26) recommending that H.B. No. 673, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 26 and H.B. No. 673, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," was deferred for a period of 48 hours.

## ORDER OF THE DAY

### FINAL ADOPTION

S.C.R. No. 21, H.D. 1:

On motion by Senator Espero, seconded by Senator Slom and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 21, and S.C.R. No. 21, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE EXCHANGE AND SALE OF PROPERTY BETWEEN THE STATE OF HAWAII AND NAPOLEON, ET AL., APPROVED BY THE BOARD OF LAND AND NATURAL RESOURCES AT ITS MEETING ON JUNE 8, 2012, UNDER AGENDA ITEM D-11," was Finally Adopted.

S.C.R. No. 41, S.D. 1, H.D. 1:

On motion by Senator Espero, seconded by Senator Slom and carried, the Senate agreed to the amendments proposed by the House to S.C.R. No. 41, S.D. 1, and S.C.R. No. 41, S.D. 1, H.D. 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE EXTENSION OF THE GOVERNMENT CONTRACTING TASK FORCE TO DEVELOP RECOMMENDATIONS TO ADDRESS ISSUES THAT AFFECT PROCUREMENT FOR GOODS AND SERVICES PURCHASED THROUGH NONPROFIT ORGANIZATIONS, INCLUDING HUMAN SERVICE NONPROFIT ORGANIZATIONS THAT DELIVER PIVOTAL GOODS AND SERVICES TO INDIVIDUALS, FAMILIES, COMMUNITIES, AND OTHER SMALL BUSINESSES," was Finally Adopted.

### FINAL READING

Conf. Com. Rep. No. 3 (S.B. No. 48, H.D. 1, C.D. 1):

On motion by Senator Tokuda, seconded by Senator Espero and carried, Conf. Com. Rep. No. 3 was adopted and S.B. No. 48, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 4 (S.B. No. 1082, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Tokuda, seconded by Senator English and carried, Conf. Com. Rep. No. 4 was adopted and S.B. No. 1082, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION OF SCHOOL CHILDREN," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 5 (S.B. No. 328, S.D. 1, H.D. 2, C.D. 1):

On motion by Senator Baker, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 5 was adopted and S.B. No. 328, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMALS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 6 (S.B. No. 502, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 6 was adopted and S.B. No. 502, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE SELLER DISCLOSURE," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 7 (S.B. No. 507, S.D. 1, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 7 was adopted and S.B. No. 507, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 8 (S.B. No. 1066, H.D. 1, C.D. 1):

On motion by Senator Baker, seconded by Senator Galuteria and carried, Conf. Com. Rep. No. 8 was adopted and S.B. No. 1066, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SECURITIES LAW," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

Conf. Com. Rep. No. 9 (S.B. No. 84, H.D. 2, C.D. 1):

On motion by Senator Chun Oakland, seconded by Senator Green and carried, Conf. Com. Rep. No. 9 was adopted and S.B. No. 84, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 68, S.D. 1, H.D. 1:

On motion by Senator Hee, seconded by Senator Espero and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 68, S.D. 1, and S.B. No. 68, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 319, H.D. 1:

On motion by Senator Solomon, seconded by Senator Espero and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 319, and S.B. No. 319, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

S.B. No. 454, S.D. 1, H.D. 1:

On motion by Senator Solomon, seconded by Senator Espero and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 454, S.D. 1, and S.B. No. 454, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WATER CONSERVATION," having been read throughout, passed Final Reading on the following showing of Ayes and Noes:

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

#### MISCELLANEOUS COMMUNICATIONS

The following communications (Misc. Com. Nos. 5 and 6) were read by the Clerk and were placed on file:

Misc. Com. No. 5, from 531 residents of the State of Hawaii, submitting a "Petition to vote No to S.B. No. 237 and H.B. No. 865," which would allow the lease of public school land to private developers even if the land is currently being used for the education of our keiki.

Misc. Com. No. 6, from Non-Partisan Ohana Hawaii, dated April 23, 2013, submitting the "Non-Partisan Ohana Hawaii Petition to the Hawaii State Legislature stating strong opposition to H.B. No. 70, S.B. No 1207 and S.B. No 1171, and requesting rejection of these measures."

At 6:55 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 6:57 p.m.

#### WAIVERS OF REFERRAL

Senator Espero, Chair of the Committee on Public Safety, Intergovernmental and Military Affairs, requested that the referral of H.C.R. No. 81 to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Judiciary and Labor and the Committee on Ways and Means be waived.

Senator Espero then requested that the referral of H.C.R. No. 115, H.D. 1 to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Ways and Means be waived.

Senator Espero then requested that the referral of H.C.R. No. 226 to the Committee on Public Safety, Intergovernmental and Military Affairs and the Committee on Economic Development, Government Operations and Housing and the Committee on Ways and Means be waived.

Senator Espero noted:

"The reason for the referral, of course, is due to time limitations and the deadline upon us and we were not able to hear these by the April deadline."

The Chair granted the waivers.

By unanimous consent, the following House concurrent resolutions were placed on the calendar for adoption on Tuesday, April 30, 2013:

H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE BOARD OF TRUSTEES OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TO PAY THE TRICARE RESERVE SELECT PREMIUM FOR ELIGIBLE STATE AND COUNTY EMPLOYEES WHO ARE MEMBERS OF THE NATIONAL GUARD AND RESERVES WHO DECLINE HEALTH INSURANCE COVERAGE THROUGH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND AND INSTEAD OPT FOR HEALTH INSURANCE COVERAGE THROUGH TRICARE RESERVE SELECT,"

H.C.R. No. 115, H.D. 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF VETERANS SERVICES, WITH THE ASSISTANCE OF OTHER DEPARTMENTS, TO PLAN AND ESTABLISH A MEMORIAL HONORING THE VETERANS OF THE PERSIAN GULF WAR, OPERATION DESERT STORM, OPERATION IRAQI FREEDOM, OPERATION NEW DAWN, AND OPERATION ENDURING FREEDOM," and

H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR FEDERAL FUNDING TO FINANCE A COMPREHENSIVE FEASIBILITY STUDY TO EVALUATE THE POTENTIAL FOR ESTABLISHING A WORLD-CLASS COMMERCIAL SPACE LAUNCH AND CONTROL FACILITY IN THE STATE OF HAWAII."

#### RECONSIDERATION OF ACTIONS TAKEN

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

Senator Hee moved that the Senate reconsider its action taken on April 9, 2013, in disagreeing to the amendments proposed by the House to S.B. No. 2, seconded by Senator Espero and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 2, on the following showing of Ayes and Noes:

Ayes, 2 (Hee, Shimabukuro). Noes, none. Excused, 1 (Gabbard).

Senator Hee moved that the Senate agree to the amendments proposed by the House to S.B. No. 2, seconded by Senator Espero.

Senator Hee noted:

"The difference between the Senate draft and the House draft of S.B. No. 2 is the word 'substantial.' And although I have some reservations on whether the prosecutor can prove beyond a reasonable doubt the word 'substantial,' there are three thresholds that can be used by the prosecutor on proving that the weapon used was a simulated firearm. And therefore, in conversation with the prosecutor, he feels confident that the other two areas – thresholds – can prove beyond reasonable doubt that the simulated firearm in fact was used in the commission of the crime."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 2,

and S.B. No. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SIMULATED FIREARMS," was placed on the calendar for Final Reading on Tuesday, April 30, 2013.

S.B. No. 44, S.D. 1 (H.D. 1):

Senator Green moved that the Senate reconsider its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to S.B. No. 44, S.D. 1, seconded by Senator Espero and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 44, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 3 (Green, Espero, Baker). Noes, none. Excused, 2 (Ruderman, Slom).

Senator Green moved that the Senate agree to the amendments proposed by the House to S.B. No. 44, S.D. 1, seconded by Senator Espero.

Senator Green noted:

"We just had technical changes to fix the date. We were in agreement with the substance of the bill, so we agreed."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 44, S.D. 1, and S.B. No. 44, S.D. 1, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was placed on the calendar for Final Reading on Tuesday, April 30, 2013.

S.B. No. 682, S.D. 2 (H.D. 1):

Senator Espero moved that the Senate reconsider its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to S.B. No. 682, S.D. 2, seconded by Senator Galuteria and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 682, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 2 (Espero, Galuteria). Noes, none. Excused, 1 (Slom).

Senator Espero moved that the Senate agree to the amendments proposed by the House to S.B. No. 682, S.D. 2, seconded by Senator Galuteria.

Senator Espero noted:

"This measure updates statutory language that clarifies the county fire chief's authority to review appropriate building or facility construction, alteration, and other installation plans to ensure compliance with county fire codes. This measure – basically, the differences were semantics and wordsmithing; they were minuscule, and we took the House version. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 682, S.D. 2, and S.B. No. 682, S.D. 2, H.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," was placed on the calendar for Final Reading on Tuesday, April 30, 2013.

S.B. No. 1106, S.D. 2 (H.D. 2):

Senator Chun Oakland moved that the Senate reconsider its action taken on April 11, 2013, in disagreeing to the

amendments proposed by the House to S.B. No. 1106, S.D. 2, seconded by Senator Espero and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1106, S.D. 2, on the following showing of Ayes and Noes:

Ayes, 3 (Chun Oakland, Espero, Baker). Noes, none. Excused, 2 (Taniguchi, Slom).

Senator Chun Oakland moved that the Senate agree to the amendments proposed by the House to S.B. No. 1106, S.D. 2, seconded by Senator Espero.

Senator Chun Oakland noted:

"This bill permits exemption of child care programs licensed by the Hawaii Council of Private Schools from licensing requirements by the Department of Human Services if their licensing standards of the Hawaii Council of Private Schools meets or exceeds the licensing standards of DHS. In addition, this bill allows child care programs licensed by the U.S. Department of Defense to be exempt from licensing by DHS. DHS does not have jurisdiction over child care programs located on federal property, and the licensing and certification standards of the federal memo exceed the local standards. So, there was just an effective date placed as July 2, 2014. Thank you."

The motion was put by the Chair and carried, the Senate agreed to the amendments proposed by the House to S.B. No. 1106, S.D. 2, and S.B. No. 1106, S.D. 2, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," was placed on the calendar for Final Reading on Tuesday, April 30, 2013.

S.B. No. 1171, S.D. 1 (H.D. 2):

Senator Wakai moved that the Senate reconsider its action taken on April 11, 2013, in disagreeing to the amendments proposed by the House to S.B. No. 1171, S.D. 1, seconded by Senator Espero and carried.

In accordance with the Conference Committee Procedures agreed upon by the Senate and the House of Representatives, the managers on the part of the Senate recommended that the Senate agree to the amendments proposed by the House to S.B. No. 1171, S.D. 1, on the following showing of Ayes and Noes:

Ayes, 4 (Wakai, Solomon, Ige, Tokuda). Noes, 1 (English). Excused, none.

Senator Wakai moved that the Senate agree to the amendments proposed by the House to S.B. No. 1171, S.D. 1, seconded by Senator Espero.

Senator Wakai noted:

"Madam President, S.B. No. 1171 authorizes the Department of Land and Natural Resources' State Historic Preservation Division to conduct a phased review of projects affecting historical properties and burial sites. The House amended the measure in three ways: first, by requiring a programmatic agreement to be placed between the Department of Land and Natural Resources and the project applicant that identifies each phase and the estimated timeline for each phase where there is a phased review of the project; secondly, inserting a definition for 'programmatic agreement' under Chapter 6E of Hawaii Revised Statutes; and thirdly, requiring the Department of Land and Natural Resources to adopt administrative rules regarding the phased review of proposed projects. The Senate agrees to these amendments."

Senators Thielen, English, Ihara, Ruderman, Hee, Shimabukuro, and Green requested their votes be cast "No," and the Chair so ordered.

At 7:08 p.m., the Senate stood in recess subject to the call of the Chair.

The Senate reconvened at 7:09 p.m.

The motion was put by the Chair and carried, with Senators English, Hee, Ihara, Ruderman, Shimabukuro, and Thielen voting "No," and the Senate agreed to the amendments proposed by the House to S.B. No. 1171, S.D. 1, and S.B. No. 1171, S.D. 1, H.D. 2, entitled: "A BILL FOR AN ACT RELATING TO THE REVIEW OF HISTORIC PRESERVATION PROJECTS," was placed on the calendar for Final Reading on Tuesday, April 30, 2013.

Senator Dela Cruz, Chair of the Committee on Conference on the part of the Senate for H.B. No. 858, H.D. 1 (S.D. 1), requested a waiver of the notice requirement pursuant to the Joint House-Senate 2013 Committees on Conference Procedures No. 5.

Senator Dela Cruz noted:

"The conference committee reached agreement this afternoon and voted on a C.D. 1, but the House did not have the proper quorum, so the committee would like to reconvene to revoke on this measure."

The Chair granted the waiver.

Senator Dela Cruz announced that the Committee on Conference would reconvene its conference meeting on Friday, April 26, 2013, at 11:30 a.m. in Conference Room 423.

Senator Taniguchi, Chair of the Committee on Conference on the part of the Senate for S.B. No. 1388, S.D. 2 (H.D. 2) requested a waiver of the notice requirement pursuant to the Joint House-Senate 2013 Committees on Conference Procedures Nos. 4 and 5.

Senator Taniguchi noted:

"The House only appointed conferees for this bill this afternoon at around 4:30 p.m. Moreover, I'm requesting a waiver because this is a very worthy bill being proposed by you, Madam President."

The Chair granted the waiver.

Senator Taniguchi announced that the Committee on Conference would hold a conference meeting on Friday, April 26, 2013, at 10:10 a.m. in Conference Room 329.

Senator Hee, Chair of the Committee on Conference on the part of the Senate for H.B. No. 546, H.D. 2 (S.D. 2) requested a waiver of the notice requirement pursuant to the Joint House-Senate 2013 Committees on Conference Procedures Nos. 4 and 5.

Senator Hee noted:

"The House just named conferees within the last 24 hours."

The Chair granted the waiver.

Senator Hee announced that the Committee on Conference would hold a conference meeting on Friday, April 26, 2013, at 10:30 a.m. in Conference Room 325.

The Chair then made the following announcement:

"First of all, a reminder is to be sure you sign all your committee reports before leaving tonight. The decking deadline for all non-fiscal bills in conference is 11:30 p.m. tonight."

Senator Espero rose to speak on a point of personal privilege as follows:

"I would just like the Senate Journal to reflect yesterday my son, William Sean Espero, gave me a phone call; he will be promoted to captain in the United States Marine Corps, so I am a proud father here. Thank you."

### CONFERENCE COMMITTEE REPORTS

On motion by Senator Espero, seconded by Senator Slom and carried unanimously, the Senate authorized the Clerk to receive Conference Committee Reports on Senate and House bills for Final Reading. In consequence thereof, and subsequent to its recessing at 7:14 p.m., the Senate took the following actions:

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 587, H.D. 1, presented a report (Conf. Com. Rep. No. 27) recommending that H.B. No. 587, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 27 and H.B. No. 587, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 805, H.D. 1, presented a report (Conf. Com. Rep. No. 28) recommending that H.B. No. 805, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 28 and H.B. No. 805, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL TAX QUALIFICATION OF THE EMPLOYEES' RETIREMENT SYSTEM," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 924, H.D. 1, presented a report (Conf. Com. Rep. No. 29) recommending that H.B. No. 924, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 29 and H.B. No. 924, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1149, H.D. 3, presented a report (Conf. Com. Rep. No. 30) recommending that H.B. No. 1149, H.D. 3, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 30 and H.B. No. 1149, H.D. 3, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY FACILITIES," was deferred for a period of 48 hours.

Senator Dela Cruz, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 560, H.D. 1, presented a report (Conf. Com. Rep. No. 31) recommending that H.B. No. 560, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 31 and H.B. No. 560, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING

URBAN GARDENING,” was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 87, presented a report (Conf. Com. Rep. No. 32) recommending that H.B. No. 87, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 32 and H.B. No. 87, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PUBLIC HOUSING,” was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 888, H.D. 2, presented a report (Conf. Com. Rep. No. 33) recommending that H.B. No. 888, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 33 and H.B. No. 888, H.D. 2, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO DISPOSITION OF PERSONAL PROPERTY ON PUBLIC HOUSING PROPERTIES,” was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1381, H.D. 2, presented a report (Conf. Com. Rep. No. 34) recommending that H.B. No. 1381, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 34 and H.B. No. 1381, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO PROFESSIONAL AND VOCATIONAL LICENSING,” was deferred for a period of 48 hours.

Senator Green, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 656, H.D. 2, presented a report (Conf. Com. Rep. No. 35) recommending that H.B. No. 656, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 35 and H.B. No. 656, H.D. 2, S.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HEALTH CARE ADMINISTRATIVE UNIFORMITY,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 423, presented a report (Conf. Com. Rep. No. 36) recommending that H.B. No. 423, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 36 and H.B. No. 423, S.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES,” was deferred for a period of 48 hours.

Senator Tokuda, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 239, S.D. 1, presented a report (Conf. Com. Rep. No. 37) recommending that S.B. No. 239, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 37 and S.B. No. 239, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR

AN ACT RELATING TO EDUCATION,” was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 505, S.D. 2, presented a report (Conf. Com. Rep. No. 38) recommending that S.B. No. 505, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 38 and S.B. No. 505, S.D. 2, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO CONDOMINIUMS,” was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1214, S.D. 1, presented a report (Conf. Com. Rep. No. 39) recommending that S.B. No. 1214, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 39 and S.B. No. 1214, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO TRANSPORTATION,” was deferred for a period of 48 hours.

Senator English, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1209, S.D. 1, presented a report (Conf. Com. Rep. No. 40) recommending that S.B. No. 1209, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 40 and S.B. No. 1209, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO HIGHWAYS,” was deferred for a period of 48 hours.

Senator Solomon, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1161, S.D. 1, presented a report (Conf. Com. Rep. No. 41) recommending that S.B. No. 1161, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 41 and S.B. No. 1161, S.D. 1, H.D. 2, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO VESSELS,” was deferred for a period of 48 hours.

Senator Solomon, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1339, S.D. 1, presented a report (Conf. Com. Rep. No. 42) recommending that S.B. No. 1339, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 42 and S.B. No. 1339, S.D. 1, H.D. 1, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO RURAL AREAS,” was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1025, presented a report (Conf. Com. Rep. No. 43) recommending that S.B. No. 1025, H.D. 3, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai‘i, action on Conf. Com. Rep. No. 43 and S.B. No. 1025, H.D. 3, C.D. 1, entitled: “A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM,” was deferred for a period of 48 hours.

Senator Ige, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 933, S.D. 1, presented a report (Conf. Com. Rep. No. 44) recommending that S.B. No. 933, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 44 and S.B. No. 933, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRICARE PROGRAM," was deferred for a period of 48 hours.

Senator Nishihara, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 586, S.D. 1, presented a report (Conf. Com. Rep. No. 45) recommending that S.B. No. 586, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 45 and S.B. No. 586, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL BUILDING PERMITS," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 697, presented a report (Conf. Com. Rep. No. 46) recommending that S.B. No. 697, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 46 and S.B. No. 697, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO AEROSPACE," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 88, S.D. 1, presented a report (Conf. Com. Rep. No. 47) recommending that S.B. No. 88, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 47 and S.B. No. 88, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO INTOXICATING LIQUORS IN PUBLIC HOUSING," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1067, S.D. 2, presented a report (Conf. Com. Rep. No. 48) recommending that S.B. No. 1067, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 48 and S.B. No. 1067, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ESCROW DEPOSITORIES," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1042, S.D. 2, presented a report (Conf. Com. Rep. No. 49) recommending that S.B. No. 1042, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 49 and S.B. No. 1042, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1068, S.D. 2, presented a report (Conf.

Com. Rep. No. 50) recommending that S.B. No. 1068, S.D. 2, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 50 and S.B. No. 1068, S.D. 2, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MONEY TRANSMITTERS," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1132, H.D. 1, presented a report (Conf. Com. Rep. No. 51) recommending that H.B. No. 1132, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 51 and H.B. No. 1132, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC DISCLOSURE OF FINANCIAL INTERESTS STATEMENTS," was deferred for a period of 48 hours.

Senator Wakai, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1287, H.D. 1, presented a report (Conf. Com. Rep. No. 52) recommending that H.B. No. 1287, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 52 and H.B. No. 1287, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 785, H.D. 1, presented a report (Conf. Com. Rep. No. 53) recommending that H.B. No. 785, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 53 and H.B. No. 785, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 622, H.D. 1, presented a report (Conf. Com. Rep. No. 54) recommending that H.B. No. 622, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 54 and H.B. No. 622, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO EVIDENCE," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 32, presented a report (Conf. Com. Rep. No. 55) recommending that H.B. No. 32, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 55 and H.B. No. 32, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 31, H.D. 1, presented a report (Conf. Com. Rep. No. 56) recommending that H.B. No. 31, H.D. 1, S.D. 1, as amended in C.D. 1, pass Final Reading.



In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 56 and H.B. No. 31, H.D. 1, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 21, H.D. 2, presented a report (Conf. Com. Rep. No. 57) recommending that H.B. No. 21, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 57 and H.B. No. 21, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred for a period of 48 hours.

Senator Wakai, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 635, H.D. 2, presented a report (Conf. Com. Rep. No. 58) recommending that H.B. No. 635, H.D. 2, S.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 58 and H.B. No. 635, H.D. 2, S.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO BROADBAND," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1176, S.D. 1, presented a report (Conf. Com. Rep. No. 59) recommending that S.B. No. 1176, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 59 and S.B. No. 1176, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PAROLING AUTHORITY," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 1073, S.D. 2, presented a report (Conf. Com. Rep. No. 60) recommending that S.B. No. 1073, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 60 and S.B. No. 1073, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL SERVICE CORPORATIONS," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 6, S.D. 1, presented a report (Conf. Com. Rep. No. 61) recommending that S.B. No. 6, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 61 and S.B. No. 6, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 9, S.D. 1, presented a report (Conf. Com. Rep. No. 62) recommending that S.B. No. 9, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 62 and S.B. No. 9, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN

ACT RELATING TO ANIMALS," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 31, presented a report (Conf. Com. Rep. No. 63) recommending that S.B. No. 31, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 63 and S.B. No. 31, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 192, presented a report (Conf. Com. Rep. No. 64) recommending that S.B. No. 192, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 64 and S.B. No. 192, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PROSTITUTION," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 890, S.D. 1, presented a report (Conf. Com. Rep. No. 65) recommending that S.B. No. 890, S.D. 1, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 65 and S.B. No. 890, S.D. 1, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 966, presented a report (Conf. Com. Rep. No. 66) recommending that S.B. No. 966, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 66 and S.B. No. 966, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," was deferred for a period of 48 hours.

Senator Green, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 652, presented a report (Conf. Com. Rep. No. 67) recommending that H.B. No. 652, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 67 and H.B. No. 652, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO REMOTE DISPENSING," was deferred for a period of 48 hours.

Senator Baker, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 25, H.D. 2, presented a report (Conf. Com. Rep. No. 68) recommending that H.B. No. 25, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 68 and H.B. No. 25, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO SUSPENSION OF FORECLOSURE ACTIONS BY JUNIOR LIENHOLDERS," was deferred for a period of 48 hours.

Senator Green, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 62, H.D. 2, presented a report (Conf. Com. Rep. No. 69) recommending that H.B. No. 62, H.D. 2, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 69 and H.B. No. 62, H.D. 2, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO PHARMACY BENEFITS MANAGERS," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1187, presented a report (Conf. Com. Rep. No. 70) recommending that H.B. No. 1187, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 70 and H.B. No. 1187, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 398, H.D. 1, presented a report (Conf. Com. Rep. No. 71) recommending that H.B. No. 398, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 71 and H.B. No. 398, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," was deferred for a period of 48 hours.

Senator Chun Oakland, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 1137, H.D. 1, presented a report (Conf. Com. Rep. No. 72) recommending that H.B. No. 1137, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 72 and H.B. No. 1137, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate to H.B. No. 951, H.D. 1, presented a report (Conf. Com. Rep. No. 73) recommending that H.B. No. 951, H.D. 1, S.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 73 and H.B. No. 951, H.D. 1, S.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE SERVICE OF PROCESS," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 978, presented a report (Conf. Com. Rep. No. 74) recommending that S.B. No. 978, H.D. 1, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 74 and S.B. No. 978, H.D. 1, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was deferred for a period of 48 hours.

Senator Gabbard, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 19, S.D. 1, presented a report (Conf.

Com. Rep. No. 75) recommending that S.B. No. 19, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 75 and S.B. No. 19, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred for a period of 48 hours.

Senator Hee, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 535, S.D. 1, presented a report (Conf. Com. Rep. No. 76) recommending that S.B. No. 535, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 76 and S.B. No. 535, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred for a period of 48 hours.

Senator Green, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 310, S.D. 2, presented a report (Conf. Com. Rep. No. 77) recommending that S.B. No. 310, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 77 and S.B. No. 310, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH TREATMENT," was deferred for a period of 48 hours.

Senator Green, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 655, S.D. 2, presented a report (Conf. Com. Rep. No. 78) recommending that S.B. No. 655, S.D. 2, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 78 and S.B. No. 655, S.D. 2, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Senator Espero, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House to S.B. No. 548, S.D. 1, presented a report (Conf. Com. Rep. No. 79) recommending that S.B. No. 548, S.D. 1, H.D. 2, as amended in C.D. 1, pass Final Reading.

In accordance with Article III, Section 15 of the Constitution of the State of Hawai'i, action on Conf. Com. Rep. No. 79 and S.B. No. 548, S.D. 1, H.D. 2, C.D. 1, entitled: "A BILL FOR AN ACT RELATING TO TELEMEDICINE," was deferred for a period of 48 hours.

## ADJOURNMENT

At 11:30 p.m., the Senate adjourned until 6:00 p.m., Friday, April 26, 2013.