

TWENTY-FOURTH DAY

Friday, February 29, 2008

The House of Representatives of the Twenty-Fourth Legislature of the State of Hawaii, Regular Session of 2008, convened at 12:05 o'clock p.m., with the Speaker presiding.

The invocation was delivered by Reverend Robert Nakata of Kahaluu United Methodist Church, after which the Roll was called showing all members present with the exception of Representatives Cabanilla, Finnegan and Nakasone, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Third Day was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 24 through 28) were received and announced by the Clerk:

Sen. Com. No. 24, transmitting S.B. No. 1815, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on February 28, 2008.

Sen. Com. No. 25, transmitting S.B. No. 2103, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVER RECOGNITION DAY," which passed Third Reading in the Senate on February 28, 2008.

Sen. Com. No. 26, transmitting S.B. No. 2408, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on February 28, 2008.

Sen. Com. No. 27, transmitting S.B. No. 3170, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PESTICIDES," which passed Third Reading in the Senate on February 28, 2008.

Sen. Com. No. 28, transmitting S.B. No. 3248, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," which passed Third Reading in the Senate on February 28, 2008.

On motion by Representative B. Oshiro seconded by Representative Meyer and carried, the following Senate bills passed First Reading by title and further action was deferred: (Representative Cabanilla, Finnegan and Nakasone were excused.)

S.B. No. 1815, SD 1 S.B. No. 3170, SD 1
S.B. No. 2103, SD 1 S.B. No. 3248, SD 1
S.B. No. 2408, SD 1

INTRODUCTION

The following introduction was made to the members of the House:

Representative Magaoay introduced the 3rd grade students of Waialua Elementary School. They were accompanied by their teachers and chaperones: Mr. Dale Yoshizu, Ms. Dani Hagino, Ms. Trisha Oyabu, Mrs. Christine Takahashi, Mrs. Twila Richvasky, Mrs. Liz Rivier, Mrs. Annie Otteman, Ms. Marie Hite, Ms. Lisa Pestana and Mrs. Ruth Castellano.

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

The House of Representatives reconvened at 12:36 o'clock p.m.

ORDER OF THE DAY

COMMITTEE ASSIGNMENTS

The following resolutions and concurrent resolutions were referred to committee by the Speaker:

H.R.
Nos.Referred to:

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| 67 | Committee on Labor & Public Employment, then to the Committee on Finance |
| 68 | Committee on Tourism & Culture |
| 69 | Committee on Judiciary |
| 70 | Committee on Education, then to the Committee on Energy & Environmental Protection |
| 71 | Committee on Public Safety & Military Affairs |
| 72 | Jointly to the Committee on Tourism & Culture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs |
| 73 | Committee on Transportation |
| 74 | Committee on Tourism & Culture, then to the Committee on Judiciary |
| 75 | Committee on Human Services & Housing |
| 76 | Committee on Energy & Environmental Protection, then to the Committee on Finance |
| 77 | Jointly to the Committee on Human Services & Housing and the Committee on Health, then to the Committee on Finance |
| 78 | Jointly to the Committee on Health and the Committee on Education |
| 79 | Committee on Human Services & Housing |
| 80 | Jointly to the Committee on Human Services & Housing and the Committee on Health, then to the Committee on Finance |
| 81 | Committee on Human Services & Housing, then to the Committee on Finance |
| 82 | Committee on Public Safety & Military Affairs |
| 83 | Committee on Higher Education |
| 84 | Committee on Water, Land, Ocean Resources & Hawaiian Affairs |
| 85 | Committee on International Affairs, then to the Committee on Economic Development & Business Concerns |
| 86 | Committee on International Affairs, then to the Committee on Tourism & Culture |
| 87 | Committee on Transportation |
| 88 | Jointly to the Committee on Public Safety & Military Affairs and the Committee on Human Services & Housing |

- 89 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business Concerns
- 90 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Higher Education
- 91 Committee on International Affairs, then to the Committee on Public Safety & Military Affairs
- 92 Committee on Human Services & Housing
- 93 Committee on Human Services & Housing

H.C.R.
Nos.

Referred to:

- 83 Committee on Labor & Public Employment, then to the Committee on Finance
- 84 Committee on Tourism & Culture
- 85 Committee on Judiciary
- 86 Committee on Education, then to the Committee on Energy & Environmental Protection
- 87 Committee on Public Safety & Military Affairs
- 88 Jointly to the Committee on Tourism & Culture and the Committee on Water, Land, Ocean Resources & Hawaiian Affairs
- 89 Committee on Economic Development & Business Concerns, then to the Committee on Legislative Management
- 90 Committee on International Affairs, then to the Committee on Economic Development & Business Concerns
- 91 Committee on Transportation
- 92 Committee on Tourism & Culture, then to the Committee on Judiciary
- 93 Committee on Human Services & Housing
- 94 Committee on Energy & Environmental Protection, then to the Committee on Finance
- 95 Jointly to the Committee on Human Services & Housing and the Committee on Health, then to the Committee on Finance
- 96 Jointly to the Committee on Health and the Committee on Education
- 97 Committee on Human Services & Housing
- 98 Jointly to the Committee on Human Services & Housing and the Committee on Health, then to the Committee on Finance
- 99 Committee on Human Services & Housing, then to the Committee on Finance
- 100 Committee on Public Safety & Military Affairs
- 101 Committee on Higher Education

- 102 Committee on Water, Land, Ocean Resources & Hawaiian Affairs
- 103 Committee on International Affairs, then to the Committee on Economic Development & Business Concerns
- 104 Committee on International Affairs, then to the Committee on Tourism & Culture
- 105 Committee on Transportation
- 106 Jointly to the Committee on Public Safety & Military Affairs and the Committee on Human Services & Housing
- 107 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business Concerns
- 108 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Higher Education
- 109 Committee on International Affairs, then to the Committee on Public Safety & Military Affairs
- 110 Committee on Human Services & Housing
- 111 Committee on Human Services & Housing

The following bills were referred to committee by the Speaker:

S.B.
Nos.

Referred to:

- 2841 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.B.
Nos.

Re-referred to:

- 3407, HD1 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

UNFINISHED BUSINESS

At this time, the Chair announced:

"Members, at this time we are on Unfinished Business. Members please note that H.B. No. 3407, HD 1, has been re-referred solely to the Committees on Energy & Environmental Protection and the Committee on Commerce & Consumer Affairs per Committee Referral Sheet No. 30 that has been placed on your desks today. The Committee on Judiciary waived its referral to this measure and therefore it is appropriate for the House to consider action for passage on Third Reading."

SUSPENSION OF RULES

Representative Caldwell moved to suspend the rules to reconsider action previously taken on H.B. No. 3407, HD 1, seconded by Representative B. Oshiro

Representative Meyer rose, stating:

"Mr. Speaker, I'm assuming that you're going to re-refer it. It's not going to be up for Third Reading?"

The Chair responded, stating:

"It has been re-referred already. So the motion before the House is to suspend the Rules of the House to reconsider previous action."

Representative Meyer: "So we're going to look at it today? We're going to vote on it?"

Speaker Say: "Yes."

The motion was put to vote by the Chair and carried, and the rules were suspended to reconsider action previously taken on H.B. No. 3407, HD 1. (Representatives Awana, Cabanilla, Finnegan, Karamatsu, Nakasone and Saiki were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Caldwell moved that the House reconsider its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 455-08, recommending referral to the Committee on Judiciary, seconded by Representative B. Oshiro and carried. (Representatives Awana, Cabanilla, Finnegan and Nakasone were excused.)

SUSPENSION OF RULES

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the rules were suspended for the purpose of considering bills on Third Reading on the basis of a modified consent calendar. (Representatives Awana, Cabanilla, Finnegan and Nakasone were excused.)

H.B. 3407, HD 1:

Representative Caldwell moved that H.B. No. 3407, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker. I'm rising in strong support of this. This bill undoes some of the laws that we passed that were really detrimental to competition in service stations. I was very much against these bills over the years, and we just seem to keep adding more layers of regulation. So I'm very pleased to see that this bill has reached this stage and I hope that it will pass. Thank you."

Representative Marumoto rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Marumoto's written remarks are as follows:

"I am in favor of this bill – in particular because the section on divorcement will be repealed.

"It was years ago when the Legislature, in an effort to protect small retail gasoline dealers from high volume gas stations in their neighborhood, instituted divorcement. High volume stations such as Aloha Petroleum simply relocated farther away and prospered because of their lower prices.

"The retail gas dealers, once visible on many street corners, have been disappearing from the Hawaiian landscape. Once upon a time

they were also a potent political force, but the economics of oil pricing, environmental regulation, and governmental actions have eroded their position.

"Divorcement only delayed the inevitable. In the interest of the consumer, the State should not enact laws that impose a restraint on trade and fetter free enterprise."

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

"Mr. Speaker may I have a ruling on a potential conflict? I'm a gas dealer. Thank you, very much," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.B. No. 3407, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GASOLINE DEALERS," passed Third Reading with Representatives Awana, Cabanilla, Finnegan and Nakasone being excused.

At 12:40 o'clock p.m., the Chair noted that H.B. No. 3407, HD 1, passed Third Reading.

STANDING COMMITTEE REPORTS

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 740-08) recommending that H.B. No. 1101, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 740-08 on H.B. No. 1101, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 1101, HD 2, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 741-08) recommending that H.B. No. 2699, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 741-08 on H.B. No. 2699, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2699, HD 1, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 742-08) recommending that H.B. No. 3023, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 742-08 on H.B. No. 3023, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3023, HD 2, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 743-08) recommending that H.B. No. 2618, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 743-08 on H.B. No. 2618, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2618, HD 2, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 744-08) recommending that H.B. No. 464, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 744-08 on H.B. No. 464, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii,

printed copies of H.B. No. 464, HD 2, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 745-08) recommending that H.B. No. 1984, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 745-08 on H.B. No. 1984, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 1984, HD 1, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 746-08) recommending that H.B. No. 2346, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 746-08 on H.B. No. 2346, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2346, HD 2, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 747-08) recommending that H.B. No. 2347, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 747-08 on H.B. No. 2347, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2347, HD 1, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 748-08) recommending that H.B. No. 2450, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 748-08 on H.B. No. 2450, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2450, HD 1, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 749-08) recommending that H.B. No. 2997, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 749-08 on H.B. No. 2997, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2997, HD 1, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 750-08) recommending that H.B. No. 3011, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 750-08 on H.B. No. 3011, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3011, HD 1, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 751-08) recommending that H.B. No. 2436, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 751-08 on H.B. No. 2436, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2436, HD 2, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 752-08) recommending that H.B. No. 2421, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 752-08 on H.B. No. 2421, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2421, HD 2, were made available to the members of the House.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 753-08) recommending that H.B. No. 2553, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 753-08 on H.B. No. 2553, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2553, HD 2, were made available to the members of the House.

Representatives Herkes and Waters, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary presented a report (Stand. Com. Rep. No. 754-08) recommending that H.B. No. 2960, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 754-08 on H.B. No. 2960, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2960, HD 2, were made available to the members of the House.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 755-08) recommending that H.B. No. 2224, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 755-08 on H.B. No. 2224, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2224, HD 1, were made available to the members of the House.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 756-08) recommending that H.B. No. 2887, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 756-08 on H.B. No. 2887, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2887, HD 2, were made available to the members of the House.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 757-08) recommending that H.B. No. 2372, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 757-08 on H.B. No. 2372, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2372, HD 2, were made available to the members of the House.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 758-08) recommending that H.B. No. 2255, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 758-08 on H.B. No. 2255, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii,

printed copies of H.B. No. 2255, HD 2, were made available to the members of the House.

Representative Sonson, for the Committee on Labor & Public Employment presented a report (Stand. Com. Rep. No. 759-08) recommending that H.B. No. 2367, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 759-08 on H.B. No. 2367, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2367, HD 2, were made available to the members of the House.

Representatives Ito and Tsuji, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 760-08) recommending that H.B. No. 2503, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 760-08 on H.B. No. 2503, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2503, HD 1, were made available to the members of the House.

Representatives Ito and Tsuji, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Agriculture presented a report (Stand. Com. Rep. No. 761-08) recommending that H.B. No. 2502, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 761-08 on H.B. No. 2502, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2502, HD 2, were made available to the members of the House.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 762-08) recommending that H.B. No. 2467, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 762-08 on H.B. No. 2467, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2467, HD 2, were made available to the members of the House.

Representative Ito, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs presented a report (Stand. Com. Rep. No. 763-08) recommending that H.B. No. 2598, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 763-08 on H.B. No. 2598, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2598, HD 2, were made available to the members of the House.

Representative Yamane, for the Committee on Tourism & Culture presented a report (Stand. Com. Rep. No. 764-08) recommending that H.B. No. 2626, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 764-08 on H.B. No. 2626, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2626, HD 1, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 765-08) recommending that H.B. No. 2292, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 765-08 on H.B. No. 2292, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2292, HD 1, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 766-08) recommending that H.B. No. 2293, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 766-08 on H.B. No. 2293, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2293, HD 1, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 767-08) recommending that H.B. No. 2501, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 767-08 on H.B. No. 2501, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2501, HD 2, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 768-08) recommending that H.B. No. 2516, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 768-08 on H.B. No. 2516, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2516, HD 1, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 769-08) recommending that H.B. No. 2593, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 769-08 on H.B. No. 2593, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2593, HD 1, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 770-08) recommending that H.B. No. 2843, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 770-08 on H.B. No. 2843, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2843, HD 2, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 771-08) recommending that H.B. No. 3034, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 771-08 on H.B. No. 3034, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3034, HD 1, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 772-08) recommending that H.B. No. 3120, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 772-08 on H.B. No. 3120, HD 2 was deferred and in accordance with

Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2473, HD 2, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 802-08) recommending that H.B. No. 2781, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 802-08 on H.B. No. 2781, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2781, HD 2, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 803-08) recommending that H.B. No. 2939, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 803-08 on H.B. No. 2939, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2939, HD 2, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 804-08) recommending that H.B. No. 3085, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 804-08 on H.B. No. 3085, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3085, HD 2, were made available to the members of the House.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 805-08) recommending that H.B. No. 3348, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 805-08 on H.B. No. 3348, HD 2 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3348, HD 2, were made available to the members of the House.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 806-08) recommending that H.B. No. 3286, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 806-08 on H.B. No. 3286, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 3286, HD 1, were made available to the members of the House.

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 807-08) recommending that H.B. No. 2242, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 807-08 on H.B. No. 2242, HD 1 was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2242, HD 1, were made available to the members of the House.

Representatives Herkes and Waters, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary presented a report (Stand. Com. Rep. No. 808-08) recommending that H.B. No. 2253, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 808-08 on H.B. No. 2253, HD 2 was deferred and in accordance with

Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2253, HD 2, were made available to the members of the House.

Representatives Herkes and Waters, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary presented a report (Stand. Com. Rep. No. 809-08) recommending that H.B. No. 2736, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committees be adopted, and that H.B. No. 2736, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Mr. Speaker, I am in strong support."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2736, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS BILL OF RIGHTS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative Waters, for the Committee on Judiciary presented a report (Stand. Com. Rep. No. 810-08) recommending that H.B. No. 2953, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2953, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 811-08) recommending that H.B. No. 94, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 94, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 812-08) recommending that H.B. No. 2085, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2085, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker. I'm voting no on this measure. It seems like the way the ADC is working now is very good and I don't see the need to change the makeup of the Commission. I think we're going through a lot of exercise that will not improve the present work that the Corporation is doing."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2085, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION," passed Third Reading by a vote of 46 ayes to 3 noes, with Representatives Ching, Meyer and Pine voting no, and with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 813-08) recommending that H.B. No. 2145, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2145, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Pine voting no, and Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 814-08) recommending that H.B. No. 2547, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2547, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR MAUI PREPARATORY ACADEMY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 815-08) recommending that H.B. No. 2614, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2614, pass Third Reading, seconded by Representative B. Oshiro.

Representative Har rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in strong support to Standing Committee Report No. 815-08, HB 2614.

"This bill issues a \$30 million dollar special purpose revenue bond to Island Pacific Academy, one of Kapolei's newest schools. The funds from this special purpose revenue bond will assist Island Pacific Academy in expanding their student body's programs by allowing construction of additional classrooms and a gymnasium.

"Mr. Speaker, as you know, I am an ardent proponent of our public education system. That being said, however, I also support diversity in our education system which can be achieved by providing parents and students with choices in education. This is where our private schools play an important role. Island Pacific Academy, one of two private schools in Kapolei, provides parents and students with a choice in education because IPA implements in its pedagogy contemporary research about cognitive development in young minds.

"I further support this bill because the student population at IPA is not comprised solely of students from Kapolei but includes students from all over Oahu. Approximately 30-35% of these students receive tuition assistance demonstrating that it is critical to IPA to have a diverse student population, transcending socio-economic barriers.

"As it is becoming more difficult for the State to build public schools in a timely manner due to budgetary constraints, our private schools play an even more important role by picking up the slack for our already overcrowded public schools. Therefore, we need to support our private schools as they provide support to state government.

"For these reasons, Mr. Speaker, I stand in strong support of SCR No. 815-08, HB 2614."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2614, entitled: "A BILL FOR AN ACT RELATING TO ISLAND PACIFIC ACADEMY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 816-08) recommending that H.B. No. 2712, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2712, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE CITY AND COUNTY OF HONOLULU," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 817-08) recommending that H.B. No. 2965, HD 2, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2965, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL WATER SECURITY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 818-08) recommending that H.B. No. 2977, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2977, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

Representative Tsuji rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Tsuji's written remarks are as follows:

"The purpose of this bill is to address the coqui frog problem near residential areas by directing the Hawaii Invasive Species Council, in its required plan, to give priority to eradicating coqui frogs that are on state or county land within one mile of residential areas.

"Coqui frogs have had a significant impact on the quality of life for counties around the State, especially Hawaii Island residents. Any opportunity that the State can take to mitigate and control the coqui frog should be supported.

"Over half of Hawai'i's current flora of flowering plants are non-native, and almost ten percent of these represent a serious threat to our native ecosystems. These species are not high profile or even annoying for residents and visitors; however, the threats that they present for us all are very troubling and real. The sheer number of invasive species coupled with our resource based economy results in what the Legislature called in 2003, 'the single greatest threat to Hawai'i's economy and natural environment and to the health and lifestyle of Hawai'i's people.' Hawai'i's 2007 Coqui Frog Management, Research, and Education Plan reports that in 2006 alone, the Legislature allocated more than \$1.8 million for the control of coqui frogs and that, 'Multi-agency efforts since 2000 have reduced the populations of Kauai and Oahu and eradication is feasible with current tools and resources.' This amended bill's proposal for the Council to focus its Coqui Frog Eradication Plan on regions that will provide the most immediate, beneficial impact on our citizens is responsible and prudent legislation."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2977, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES,"

passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 819-08) recommending that H.B. No. 3080, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3080, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROPERTY OF PUBLIC UTILITIES," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 820-08) recommending that H.B. No. 3309, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3309, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 821-08) recommending that H.B. No. 2245, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2245, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 822-08) recommending that H.B. No. 3072, HD 2, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3072, HD 2, pass Third Reading, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker. I rise in opposition to Stand. Com. No. 822. Thank you, Mr. Speaker. H.B. No. 3072, HD 2 basically eliminates the Post-Secondary Higher Education Commission from statute.

"I understand the intent of the Administration to develop a collaborative commission to deal with higher education issues as it relates to STEM and other business opportunities. However, this bill does two things that I'm concerned about. The first thing that it does is it basically takes over the Post-Secondary Education Commission and by doing so, I believe you jeopardize some significant federal funds going into the Commission as a pass-through to the University of Hawaii and other institutions of higher education. That is a very big concern of mine and I think we should take a look at this as it moves forward.

"The second concern is that this bill keeps the new Education Commission within HRS 304A. As you are aware Mr. Speaker, HRS 304A is the governing statute for the University of Hawaii. I think it's inappropriate for anything having to do with the Department of Business and Economic Development and Tourism to be located in 304A. If we want to move forward on something like this, I think we should set up a new Commission and it should be within the HRS statutes under the purview of DBEDT. Thank you, Mr. Speaker."

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

"If I could just speak to Stand. Com. No. 822. I am going to vote yes, but with strong reservations for the many reasons that were just mentioned by the previous speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3072, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HIGHER EDUCATION COMMISSION," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Belatti and Takai voting no, and with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 823-08) recommending that H.B. No. 3178, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3178, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PENALTIES FOR VIOLATIONS ON PUBLIC LANDS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 824-08) recommending that H.B. No. 2998, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2998, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEX OFFENDER REGISTRATION," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 825-08) recommending that H.B. No. 3386, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3386, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Thank you, very much. On Stand. Com. Rep. 825, Relating to Attorneys, I'll be voting no. This bill will change the procedure for determining representation of any court, judicial or legislative office by the Attorney General. Also it will allow a board, commission or agency to retain outside counsel under certain circumstances if the AG declines certain representation based on a conflict of interest.

"I'm really concerned that this bill will open a can of worms, and would take away the rights and powers of the AG's office and bring in outside legal counsel when the Attorney General is the State's legal counsel. Currently, only under very specific or special circumstances are agencies allowed to retain outside counsel and it is only if the Attorney General has no legal staff that has knowledge or expertise in the area of question. I'm afraid that this bill still allows the Judiciary and/or the Legislature to hire and select their own outside counsel and make the AG's office pay for it without providing any additional funding.

"Passing this unfunded mandate will seriously cripple the AG's budget and affect their ability to provide services, which in essence would hurt the entire State as they have hundreds of other cases that they have to take care of. I have many other concerns, but I can't support this and we'll see what happens to it."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3386, HD 1, entitled:

"A BILL FOR AN ACT RELATING TO ATTORNEYS," passed Third Reading by a vote of 44 ayes to 5 noes, with Representatives Marumoto, Meyer, Pine, Thielen and Ward voting no, and with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 826-08) recommending that H.B. No. 2686, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2686, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker. I rise in opposition to Stand. Com. No. 826, Relating to Administrative Procedures. Mr. Speaker this bill makes rule-making, which is already a difficult and delayed process in the State of Hawaii, even more difficult than it is. It in effect makes us in our division of labor as policymakers, also rulemakers. And generally speaking we make the laws, the departments make the rules. This bill says, 'We don't like the rules that are being made, therefore come back and talk to us.'

"Some have called this a 'handcuff' bill. Some have called it a 'mother-may-I bill,' I call it the IFL bill. An IFL bill is based on the 'irrational fear of Lingle'. I don't see why we can't let the government go on as it's always been. We make the laws, they make the rules. And if we don't like them, why do we have to pass legislation to do it? So I think this is misplaced policy making. Thank you."

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

"Mr. Speaker, thank you. I also rise in opposition to this measure, but not on the same reasons as the previous speaker. Thank you, Mr. Speaker. HB No. 2686 is deeply concerning to me for three reasons.

"This bill, first of all creates onerous requirements on agencies. The requirements under the proposed HRS 91-384 would require administrative agencies to request comments from all interested parties. This requirement is unduly burdensome and nearly impossible to accomplish within a reasonable timeframe.

"Second, this bill is also bad because it paralyzes agency rulemaking. Agencies under this bill will be forced to use precious resources to respond to the individual comments of interested parties in addition to the requirement that the issued explanation to everyone generally I presume, as the reason for the decision under the proposed bill. This is unduly burdensome again, and duplicative requirement on the agencies.

"Finally Mr. Speaker, this bill purports to conform to the federal Administrative Procedure Act, but it really doesn't. The federal APA only requires that the agency give interested persons an opportunity to participate in rulemaking through submission of written data. Not this requirement that all affected parties be notified as required under this proposed bill. This bill also includes a requirement that agencies obtain expert opinions through all other agencies with jurisdiction over the area of law that the agency is making its rules over.

"Mr. Speaker, before both Committees that heard this bill, there was strong testimony in opposition and I'd just like to read a sample and share what the concerns of the agencies are. First, DNLN wrote: 'This bill would require proof and substantial evidence in support of a proposed rule.' Again noting its unduly burdensome nature and it says that it would be unnecessarily burdensome to agencies because the affects of rule changes are not always assured. The department in rulemaking relies on the best available information and its authority to create the best management scenario given its mission.

"The Small Business Regulatory Review Board said: 'At this point in time, the Review Board has been unable to confirm or understand if this bill is an equalization to the federal level or if it surpasses federal regulations.' I purport that it surpasses federal regulations and that, as the Small Business Regulatory Review Board expressed: 'If it surpasses the federal level, the concerns of the Board members is that it will significantly stall the rule making process or even bring the process to a halt.'

"And finally I leave you with the testimony of the Hawaii Civil Rights Commission which says that this bill, 'Makes it difficult for agencies with expertise in areas under their jurisdiction to engage in rulemaking pursuant to their statutory authority.' And I want to emphasize this, 'Expose legitimate rule making to numerous legal challenges.' This body is very concerned about the length of time it takes to get rules through agencies. Clearly this bill will stall that process. Thank you, Mr. Speaker."

Representative B. Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this bill. I'd just like to clarify, the purpose of this bill really goes back to the basic purposes of separation of powers. The Legislative branch is the only branch that is in power to make policies. And because of this, this bill is about the delegation of that authority through rulemaking. If we never delegate the power to make rules, then the agencies have no ability to do so. That's purely our discretionary function giving it to them because we trust them. We want them to use their expertise. We want them to be able to run efficiently and effectively. Unfortunately sometimes that does not happen.

"And so what this bill does is, it basically follows what goes on under the NEPA, or the National Environmental Policy Act, which isn't that cumbersome of a process if you understand how that process works. Basically what happens is a draft EIS comes out, people submit their comments and the agency is under an affirmative burden to respond to those comments. That's all that it does and that's all that's mirrored in this bill; a following of what we have under 40CFR, sections 1503.1 to 1503.4. And so I really don't understand why people are saying that this will be bringing rule making to a halt.

"What it does for people that are interested in rulemaking and making sure that the rules comport with the statutory authority won't exceed it or go beyond it or go inconsistent with it, is it gives the opportunity to comment. And the agency, if their proposed rules are within those bounds, should easily be able to respond and say, 'Here's why your comments are invalid. Here's why your concerns aren't being taken care of.' However if people bring forth significant comments and/or concerns that the agency should be taking a look at, and/or the Legislature should be made aware of that the agency is doing, then I think this is another mechanism by which we can ensure there's proper monitoring in this bill's delegated authority we are giving to agencies.

"Again, I need to emphasize that because in the past we've seen rulemaking go on that we don't believe comports with the policies, specifically worker's compensation. We took away the rulemaking authority because it went over and beyond their scope of what we believe the policy is under Chapter 386. And it's for those reasons that I believe we should support this bill. Thank you."

Representative Belatti rose to respond, stating:

"Mr. Speaker, in rebuttal. Thank you, I really appreciate the comments of the speaker before me and I do understand the delegated authorities that we give to agencies. However, using the example that the previous speaker pointed out, if we want to apply that scheme, that rulemaking scheme to the appropriate law, then we would apply it to HEPA, the Hawaii Environmental Protection Act. We would not take an administrative scheme that is meant for the environmental protection laws in our State and apply wholesale to all agencies. That is the problem with this.

"This bill goes too far in terms of how we can rein in, and bring in renegade agencies. Well, the way we do that is by clarifying the laws that give them statutory authority to make rules. We don't go and change the Administrative Procedure Act wholesale without thinking about how it's going to apply to all of the agencies, State and countywide.

"I would also note Mr. Speaker, that there are portions of this bill that go beyond the federal APA that requires the burden of proof for rule change to be placed on the proponent of the rule change. That is a huge step.

"And the final point I would make is just as this body is taking a very careful look at Hawaii Environmental Protection Act, we're asking experts beyond us to look at the National Environmental Protection Act before we can make any wholesale changes to that, to our Hawaii Environmental Protection Act. I would urge this body to do the same thing rather than adopt wholesale a federal Administrative Procedures Act. Thank you, Mr. Speaker."

Representative Ward rose to respond, stating:

"Brief rebuttal, Mr. Speaker. For 50 years, almost 50 years, short one year, the system of rulemaking has worked even though all of us in this room who have had constituents say, 'Well why are the rules taking so long?' Clearly there must be an exception as to why we are doing it now after almost 50 years of it working. In this one instance where Director, Mr. Befitel, having stepped over the boundary, I think we're missing the way that we have structured the separation of powers.

"The way that you rein in directors of such out-of-bound behavior is what we have, in terms of checks and balances, with the Senate approval of those appointees. They have to be scrutinized and some of them make it, some of them don't make it. You don't go back and change the whole rulemaking and slow the whole State down because you've got one renegade, or one particular director who you don't agree with.

"So I think we're overreacting, and Mr. Speaker I think it goes back to this new gubernatorial phobia. I don't see any other way to explain it. And that's the irrational fear of Lingle."

Representative B. Oshiro rose to respond, stating:

"Again very briefly in support. The contingent that we've never had any problems is completely false. If anybody looks at the case annotations under Chapter 91, you'll see that there's over two dozen cases that have gone up the appellate court on the interpretation of Chapter 91 because the agencies for all of that time, since this law was enacted in 1961, have not been able to comply.

"I'm sorry that it takes them so long. And I'm sorry that they can't read Chapter 91 and don't know what's required of them. It's not that hard, really. They just need to make sure they're making rules that are within the policy bounds. Unfortunately sometimes they don't. Unfortunately sometimes they don't give the proper notice. Unfortunately at times they promulgate it wrong. And so that's where there are these challenges. So if people out there that are interested in rulemaking want to have the opportunity to participate in the process in a meaningful manner, I think this does so. Thank you, very much."

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

"Thank you, Mr. Speaker. Just in opposition. My concern with this bill is that it may severely limit the Administrations' ability to function in a timely manner. In that way it may jeopardize the State and put it at risk for losing federal funds and other opportunities presented outside the Legislative Session. I want to ask also that the words of the Representative of Makiki be entered as my own. Thank you," and the Chair "so ordered." (By reference only.)

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

"Mr. Speaker, I rise in support of this measure. I didn't expect to speak. I thought the measure and the findings would be self-sufficient and self-evident for the reasons of this measure. I'd like the record to put the words of the Representative from Aiea as my own. Mr. Speaker, let me just establish a few points here.

"First of all, this in no way is going to hamper the State government from operating. The sky's not falling. Armageddon is not at hand. What this bill does is basically, it allows the public to participate in a meaningful way in the rulemaking process. It does add to the current law, by tracking the federal Administrative Procedures Act and I think it's necessary when you have a situation where State departments and agencies deviate from the legislative policies articulated in our laws.

"As articulated by the speaker from Aiea, one example that those who were around here in 2004 and 2005 may recall, you saw the workers' compensation debacle that was imposed upon us by one of the departments. But there was also another instance when the Department of Human Services also on their own initiative tried to change some of the rules affecting those in public housing. And I believe the previous Chair of the Health Committee had to address that with the previous Chair of Housing & Human Services several years ago to rein in the particular Department's rulemaking authority.

"Most recently Mr. Speaker, the Department of Health, and all departments know this; we have the ability through emergency powers to enact rules. Just last year after the Governor declared a state of emergency using her Executive powers, the Department of Health came in and overnight set aside the promulgated emergency rules for the feeding of homeless, and set aside over 15 years of public health laws regarding feeding and certified kitchens in one fell pen stroke.

"So it can be done, Mr. Speaker. There's no way we'd jeopardize health and safety and the welfare of the community by the process 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 H.B. No. 2686, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE," passed Third Reading by a vote of 38 ayes to 11 noes, with Representatives Belatti, Berg, Ching, Luke, Marumoto, Meyer, Morita, Pine, Thielen, Wakai and Ward voting no, and with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 827-08) recommending that H.B. No. 2247, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2247, pass Third Reading, seconded by Representative B. Oshiro.

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

"Thank you, Mr. Speaker, in very strong support. Mr. Speaker we established the South Kona Wilderness Area in the 2003 Session. That was five years ago. We put \$600,000 into the bill for the Administration to do an independent appraisal of the land to try to work on the land exchange with the owner of the land. The governor went to Kona to sign this bill into law. We brought the *kupuna* from Milolii up to witness this event. The only thing that's happened since then is nothing.

"Our senior Senator is interested in having the federal government acquire these lands, but he needs an independent appraisal. The only appraisal that we've ever received on this land is from the landowner

who based his valuation on build out based on the Hokulia development prices, which is absurd. There is strong pressure to develop the lands of South Kona and Ka'u, and we need to preserve those historic lands. Some of you have been down to these South Kona wilderness lands. You know it's not easy to get there. You need a four-wheel drive. But once you get there, the history is just amazing and we have to preserve it.

"Year after year, after year, we have to extend this bill hoping, hoping that at some point, the Administration will acquire these lands, but now she's off wanting to buy Turtle Bay. The Senate wants to buy Coco Palms. We need to preserve these historic lands of South Kona. So I urge Members to at least give us another year to see if we can get something done. Thank you."

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

"Thank you. I'm just standing in strong support Mr. Speaker, and I echo the sentiments that these historical places need to be saved because again, as I have said on the Floor, there is no better classroom for our children than these historic sites. And when they do visit these places history comes alive for them. It's an additional tool for reaching our children. Thank you."

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

"Thank you, Mr. Speaker. I'd like to ask for a ruling on a potential conflict. I am employed by one of the owners of the South Kona Wilderness Area, Mr. Speaker. Thank you," and the Chair ruled, "no conflict."

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

"Mr. Speaker, I am in strong support and may I have the words of the Speaker of Liliha as if they were my own? Thank you," 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 H.B. No. 2247, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 828-08) recommending that H.B. No. 2687, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2687, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 829-08) recommending that H.B. No. 3060, HD 2, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3060, HD 2, pass Third Reading, seconded by Representative B. Oshiro.

Representative Shimabukuro rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Shimabukuro's written remarks are as follows:

"I rise in support of this measure, which will allow the Hawaii Community Development Authority to resell reserved housing units

with the requirement that the resold units remain affordable in perpetuity.

"I wish to point out that HCDA Director Anthony Ching supported the amendment the House made to require re-sold units to remain affordable in perpetuity.

"The inability to resell reserved housing units potentially prohibits qualified buyers from acquiring a home.

"The buyback restrictions are designed to prevent profits from purchasers of these units, by first offering the unit to Hawaii Community Development Authority, who in-turn can choose to purchase the units and then resell the unit to another qualified reserved housing buyer.

"Mr. Speaker, we must ensure that future generations have affordable housing available to them. Any sacrifice we make today to preserve affordable units in perpetuity will prevent strife for our children and grandchildren who will not be able to compete with millionaires and investors who will quickly buy up Hawaii's precious housing stock if we do not act now to prevent that.

"I urge your support of this important measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3060, HD 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE RESALE OF RESERVED HOUSING UNITS BY THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 830-08) recommending that H.B. No. 3126, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3126, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 831-08) recommending that H.B. No. 3173, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3173, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GROUNDED VESSELS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 832-08) recommending that H.B. No. 3176, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3176, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES FOR DAMAGE TO STONY CORAL AND LIVE ROCK," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 833-08) recommending that H.B. No. 3179, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee

was adopted and H.B. No. 3179, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF RENEWABLE ENERGY PRODUCER," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 834-08) recommending that H.B. No. 3262, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3262, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Mr. Speaker, in strong support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3262, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HONOLUA BAY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 835-08) recommending that H.B. No. 3272, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3272, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 836-08) recommending that H.B. No. 2062, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2062, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

Representative Mizuno rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Mizuno's written remarks are as follows:

"Mr. Speaker, I stand in support of Stand. Comm. Report No. 836 (HB2062, HD1).

"This bill will allow those patients in long-term nursing facilities to move back home or in a home- or community-based long-term care setting and the Medicaid funds will be allowed to follow that patient. By allowing Medicaid funds to follow the patient, this will allow more patients who desire to reside in their own home or a residential care home to do so.

"This measure will also address the acute bed shortage of 200 to 275 as mentioned at the House Health Briefing in early January 2008 and reduce the costs to hospitals in the State of \$90 million which was also mentioned at the Health Informational Briefing in early January and re-stated in the *Honolulu Advertiser* in early January 2008. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2062, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 837-08) recommending that H.B. No. 2761, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2761, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

Representative Lee rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lee's written remarks are as follows:

"QUEST/Medicaid is a crucial source of health coverage for low-income pregnant women and their infants. Research suggests that two months of interconception care is an inadequate amount of time for post-delivery care, which may contribute to adverse perinatal health outcomes for this at-risk population.

"Preconception/interconception care is crucial to improved health outcomes that benefit the women, as well as reducing the costs to society. Unchecked health problems create a cost to the women, as well as the community. Women of childbearing age should receive preconception care services so that they enter pregnancy in optimal health, with the goal of reducing infant and maternal morbidity and mortality.

"The findings of the Hawaii State Department of Health's Pregnancy Risk Assessment Monitoring System (PRAMS), conducted over the past several months, is consistent with national PRAMS data and clearly indicates that women on QUEST/Medicaid are: 3 times less likely to access prenatal care in the first trimester; 1.5 times more likely to have an unintended pregnancy; 3 times more likely to smoke during last trimester; 3-4 times more likely to use illicit drugs during pregnancy; 2 times more likely to suffer post-partum depression; at 3-4 times higher risk of experiencing intimate partner violence while pregnant, 10% more likely to have a low-birth weight or premature infant; and 2 times less likely to have postpartum examinations or to initiate breastfeeding, compared to women with other forms of health insurance. The data confirms that women on QUEST/Medicaid do have higher preconception risk factors, and that risky pregnancy and post-partum health conditions are prevalent as a result.

"HB 2774, HD1 would extend QUEST/Medicaid's coverage for pregnant women to 6 months post-delivery, so that they are allowed time to recover and their health care providers have more time to initiate needed care and complete recommended post-partum services. The added 4 months would also give women a crucial start on preconception care before the next potential pregnancy, as well as help address prevention of an unintended pregnancy. Women on other forms of insurance are not automatically terminated from health care access post-delivery, and this at-risk population needs more time and attention to address these unresolved perinatal health issues. By increasing access to needed care during this crucial period, it is hoped that we can improve adverse health outcomes for this population and address health problems preventively and cost-effectively with our public funds."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2761, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WOMEN'S HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 838-08) recommending that H.B. No. 2511, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2511, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"I'm just standing in support, but with some reservations. This bill, basically, would expand the Rental Assistance program and give priority to applicants who are homeless or living in emergency or transitional shelter.

"I do want to declare a possible conflict. I work in a women's shelter and it would benefit," and the Chair ruled, "no conflict."

Representative Pine continued, stating:

"Just the concern that I have, and I mentioned this in Finance, basically this would give priority to a person that's homeless to go straight to a regular rental outside of the State program. My own concern is, in working with the homeless I've learned so much, and there's several different types of homeless. There are homeless who are mentally ill and who need some time and some medical care before they go straight to a program outside of government care or a counselor's care, and my concern for those particular people to go straight to a rental assistance program project that has no counselors, we may be setting them up for failure.

"The other concern is that there's homeless who have been homeless for a very, very long time and they don't really quite know how it is to be paying rent on a regular basis. So to give those people priority before people who have been in a special program to get them to pay their rent on a regular basis could also set them up for failure.

"So I know this is a great bill with a great purpose, and I just hope as we go along we will give more flexibility to perhaps the counselors that are overseeing some of these residents so we can guarantee their success."

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

"Thank you, Mr. Speaker. In strong support. I just want to respond a bit to what was previously said. The Rent Supplement Program is set up so that the person has the onus, like Section 8, to find a rental, and this is with a private landlord. The Rent Supplement Program at this point is about only \$230 I believe, in assistance. So this person has to come up with the balance on their own, and has to follow all the normal rules or whatever it is they have to do. If you're talking about someone who's mentally ill, who's drug addicted, chronically homeless, that kind of thing, they probably would not end up in this program.

"I do understand the concerns and I know this could be something we could look at after Crossover. But I also wanted to point out that HPHA was critical of the measure as well, stating that the purpose of this program is really to help the gap group of people who are not the very needy. But Mr. Speaker I would argue that this group of people, these are the people that can be paying the rent on their own for one to two years. That's the current wait time for the rent supplement program.

"I think that we need to make some tough choices here and that given our State's homeless crisis, given our recent ranking as the worst in the nation for the cost of rent in comparison to our income, we really need to look at who we want to help. I know that both groups need a lot of help, but I really think we need to give priority to those who are the most needy. It's the humane thing to do to give people 90 days to find a rental upon being approved. May I also have additional written comments as well? Thank you."

Representative Shimabukuro's written remarks are as follows:

"I am in support. Mr. Speaker, this Joint Majority Package bill is beneficial for all in today's housing crisis. When I initially contacted

HPHA regarding this idea, they supported the concept because they were not expending their rent supplement funds. When I asked why, HPHA stated that their workers were finding that many applicants were not eligible for various reasons, including not currently living in a qualified rental.

"The waiting list for the rent supplement program is 1 to 2 years. The way the program is currently set up, people on the waiting list must already be in a rental unit in order to qualify for assistance. With such a long and uncertain waiting period, it is a terrible onus to place this requirement upon the low income here in Hawaii. I should remind this body that Hawaii was recently ranked worst in the nation in terms of the cost of rent in comparison to income.

"Critics of this measure argue that it is set up to help a "gap group" of people who are not the very needy. Who is this gap group? We are talking about people who are able to afford paying rent on their own for 1 to 2 years during the long and uncertain waiting period for the rent supplement program. While I am sure this group is needy, I would say their needs pale in comparison to the leagues of homeless who work 2 to 3 minimum wage jobs and cannot begin to afford the rising cost of rent. And I hear from every transitional shelter manager that there is nowhere for their tenants to go because they cannot afford the going rent rates.

"This measure is fair. It will allow HPHA to exhaust the current waiting list of approximately 400 individuals before giving preference to those who are homeless and in transitional shelters. And I would bet that the 90 day grace period to find a rental will no doubt help those on the waiting list who may be homeless or in transition themselves.

"Although HPHA testified that their current \$1 million balance will be exhausted with the changes we implemented last year, that is, increasing the amount of the rent supplement and increasing the income limit, about \$1 million is appropriated each year for this program.

"Given our current homeless crisis, we have to make tough choices. I think it is unquestionable that if we have to choose between helping those who can afford rent for 1 to 2 years on their own, and those who are homeless and in transitional shelters, we must help those with the greatest need first.

"Please join Dr. Joel Fisher of the UH School of Social Work and OHA in support this critical measure."

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

"Thank you, Mr. Speaker. I rise in strong support and I ask that the comments made by the Representative from Waianae be entered into the Journal as 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 H.B. No. 2511, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL ASSISTANCE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 839-08) recommending that H.B. No. 3161, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 3161, pass Third Reading, seconded by Representative B. Oshiro.

Representative B. Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, on 839, I have a potential conflict of interest. At my law firm I represent HHSC, but nothing in relation to this measure. Thank you," and the Chair ruled, "no conflict."

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

"Thank you, Mr. Speaker. First I'd like to ask for a ruling of a potential conflict of interest. I'm an E.R. physician in rural hospitals of HHSC," and the Chair ruled, "no conflict."

Representative Green continued in support of the measure, stating:

"Mr. Speaker, may I rise in support of the bill. Just briefly, this is a \$14 million emergency appropriation to keep the facilities open and running for the Neighbor Islands. I think it's very important. I'd just like to make a brief comment that it was testified in the Health Committee that over the last four years, under-reimbursement from HMSA results in the \$30.8 million shortfall at HHSC. So that \$30.8 million shortfall is being made up by taxpayer dollars through the Legislature, which I am very grateful that we're doing this to keep our rural hospitals open for the Neighbor Islands. But I do want to make note that this amounts to corporate welfare on behalf of the Legislature and the taxpayers directly to HMSA because they're not paying their bills. Thank you, Mr. Speaker."

Representative Sagum rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Sagum's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 3161, Making an Emergency Appropriation to the Hawaii Health Systems Corporation.

"In my district, Kauai Veterans Memorial Hospital is a vital part of the community, and is a part of the Hawaii Health Systems Corporation. In an emergency, the location of this rural hospital may make a difference between life and death of a patient, as the other nearest hospital is at least a 45 minute drive from the West side.

"I strongly support this \$14 million emergency appropriation to keep the rural hospitals open for all of those who live on the West Side of Kauai and in other rural areas on all of the islands. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 3161, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 840-08) recommending that H.B. No. 3140, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3140, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII PUBLIC HOUSING AUTHORITY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 841-08) recommending that H.B. No. 2909, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2909, entitled: "A BILL FOR AN ACT RELATING TO THE FIFTIETH ANNIVERSARY OF

STATEHOOD COMMISSION," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 842-08) recommending that H.B. No. 2587, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2587, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

Representative Yamane rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Yamane's written remarks are as follows:

"Mr. Speaker, I am in strong support of HSCR 842 (H.B. 2587, H.D. 1), a bill that will appropriate funds to establish Creativity Academies in our public school system.

"Over the years, the Legislature has been steadfast in our commitment to our most valuable resource – our *keiki* – in laying out the foundation for a future full of opportunities for them. However, studies reveal that Hawaii students experience a sharp decline in math skills, especially after the sixth grade, suggesting a pressing need to find new ways to engage them in developing the core skills needed to succeed in the competitive economic climate of the 21st century.

"In addition, Hawaii's public education system continues to face major challenges in providing our high school graduates with the skills in basic science, technology, engineering, and mathematics which are necessary for them to be adequately prepared for engineering or science programs at either a community college or university level.

"Studies conducted by national educational organizations show that the addition of a creative arts component, such as music and fine arts, to science and math education significantly enhances the learning outcomes for students while simultaneously preparing them in their pursuit of competitive careers in communication, entertainment, and technology industries because the students studying the arts are able to acquire the knowledge, skills, attitudes and behaviors – including creativity and innovation, critical thinking and problem solving, communications and collaboration, flexibility and adaptability, and social and cross cultural skills – which are the very skills necessary to be successful in the global economy.

"The Creativity Academies will introduce a classroom-based curriculum of innovative creative exploration, providing a way to assist Hawaii's *keiki* develop new approaches to problem solving, while developing the skills necessary to compete in the 21st century global marketplace through the integration of new media arts and science, technology, engineering, and mathematics content and processes by:

- Locally developing a turnkey Creativity Academies curriculum that is responsive to the educational and workforce development needs of Hawaii;
- Pilot-testing this turnkey curriculum for the University of Hawaii, community colleges, and the Department of Education systems at Kapiolani Community College and a Neighbor Island community college involving area high school students in the first year of the program;
- Developing and pilot-testing "teacher training program activities";
- Establishing an after-school program for middle school students in animation, game development, and creative publishing; and
- Establishing an after-school program for at-risk youth in animation, game development, and creative publishing.

"Mr. Speaker, this legislation is a comprehensive, bipartisan effort where the Legislature, the Department of Education, the University of Hawaii, and the Community Colleges all joined forces with the Administration to provide Hawaii's students, K-20, gifted to those with special needs, the opportunity to acquire a comprehensive education that will better prepare them for the 21st century global marketplace."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2587, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ESTABLISH CREATIVITY ACADEMIES," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 843-08) recommending that H.B. No. 2395, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2395, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Mr. Speaker, in strong opposition."

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

"Mr. Speaker, on Stand. Com. Rep. 843. HB 2395, HD 1, Relating to Economic Development is very similar to two bills that have been passed. I'm in opposition to this. It's very similar to bills that we have passed in the two previous years and the Governor has vetoed them. While some of the Governor's concerns have been addressed in this version, there are still lots of problems with it.

"DBEDT suggests that before this bill is given further consideration, that proponents be requested to prepare a business plan that includes substantiated projections on the potential revenue that could be generated to support the activity of the corporation in its efforts to develop and exploit innovation and inventions to benefit the State. Also the bill is unclear about what actions the Innovation Development Corporation will undertake to benefit inventors, labor unions and educators who are represented on the Board of Directors as the purpose laid out in the bill is far too broad. Thank you, very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2395, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Ching and Meyer voting no, and with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 844-08) recommending that H.B. No. 2415, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2415, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 845-08) recommending that H.B. No. 3360, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3360, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SCIENCE AND TECHNOLOGY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 846-08) recommending that H.B. No. 2198, HD 2, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2198, HD 2, pass Third Reading, seconded by Representative B. Oshiro.

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

"Mr. Speaker, I rise in support and I'd like written comments inserted in the Journal. This is part of the Joint Legislative Committee on Family Caregiving package of bills."

Representative Lee's written remarks are as follows:

"I am in support of HB2198 HD1.

"During the 2007 Interim, the University of Hawaii Department of Family and Consumer Science prepared the *Needs Assessment of Grandparents Raising Grandchildren*. The grandparent needs assessment indicates that over 14,000 grandparents are primary caregivers for over 33,000 grandchildren in the State. These grandparents are providing a great service to the State by caring for these children outside of the foster care system.

"The needs assessment also shows that grandparents who provide care to their grandchildren often suffer emotional, physical, and financial costs, and these grandparents are a vulnerable population. The types of services needed by these grandparents include: support groups, financial assistance; respite; and assistance in dealing with legal issues such as custody. A task force to discuss the specific needs of grandparents raising grandchildren is very necessary.

"I urge my colleagues to support this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2198, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 847-08) recommending that H.B. No. 2665, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2665, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 848-08) recommending that H.B. No. 2770, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2770, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BRIDGE TO HOPE PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 849-08) recommending that H.B. No. 2151, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2151, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPTIVE INSURANCE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 850-08) recommending that H.B. No. 2196, HD 2, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2196, HD 2, pass Third Reading, seconded by Representative B. Oshiro.

Representative Lee rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lee's written remarks are as follows:

"I am in support of this measure.

"Family caregiving is a complex issue that is just beginning to be addressed, and needs further work. By extending the term of the Joint Legislative Committee on Family Caregiving (JLCFC), as well as re-naming the Committee as the Joint Legislative Committee on Aging in Place (JLCAP), we will continue to study the issue and make recommended changes in public policy for the future.

"The JLCFC was created by Act 285, SLH 2006, and enacted as Act 204 by 2007 for it became apparent that due to the shortage of caregivers in our islands, there was a growing need for greater support to family caregivers. It is estimated that by 2020, 25% of the population will be at least sixty years of age.

"Act 204 intends to strengthen support to family caregivers, in part, by requiring the JLCFC to inquire about establishing a paid family leave program, and to conduct a comprehensive needs assessment of family caregivers and recipients: their population, the impact of family caregiving on income and employment, among other long-term care related issues.

"The JLCFC was directed to gather input from 18 governmental departments and agencies, along with 28 other organizations: the Departments of Education, Health, Human Services, Taxation, UH, EOA, and the Policy Advisory Board for Elderly Affairs, to name a few. The Committee also received input from numerous individuals who are caregivers. The JLCFC also collaborates with the Legislative Kupuna Caucus to gather information on issues of common interest.

"Contracts for conducting and analyzing the needs assessment data were awarded to Pacific Research and Planning Associates for and to the UH School of Social Work, respectively. The survey gathered 600 randomly selected responses.

"The analysis of the surveys weighted data reveal the significant roles taken by our family and long term caregivers, and the growing, urgent need to support them.

- More than one in four Hawaiian households contain at least one caregiver, caring for one or more adults at least 60 years of age.
- Over 73% of family caregivers are female with an average age of 54.
- 64% of care recipients are female with an average age of 80.
- Most caregiving is community-based and not institutional as

most recipients live alone or with their caregiver; 3% reside in a nursing home.

- The household income levels of caregivers tends to be low: more than 53% of caregivers report annual earnings of 35,000 or less.
- The most common health problems of care recipients are hypertension, heart disease, arthritis, dementia, and Alzheimer's disease.
- Caregivers spend an average of approximately 20 hours per week providing care.
- 29% of the surveyed caregivers stated they provide constant care.
- 80.7% of caregivers support paid family leave, and 77.6 percent support case management, both of which comprise the cash and counseling program.
- Regarding hardships and negative effects of family care giving, caregivers ranked emotional strain to be the greatest hardship.

"The EOA contracted with the UH School of Social Work, conducted research on cash and counseling programs in other states. A report was prepared for the Legislature indicating that cash and counseling programs are promising, and ensure consumer directed home and community-based care for elders and the disabled, as well as benefiting caregivers. States offering such counseling and support services report high, satisfactory results from caregivers and receivers.

"The EOA, as mandated by Act 204, prepared a cost-benefit analysis of the family caregiver refundable income tax credit, specifically the incentive which awards a cash payment of a maximum credit of \$1000 to go towards the caregivers' State income tax. This credit, the report indicates, would generate approximately \$2.3 million dollars in the State's economy.

"During the 2007 interim, due to the numerous testifiers appearing during the 2006 interim, the UH Department of Family and Consumer Science prepared the Needs Assessment of Grandparents Raising Grandchildren, indicating that over 14,000 grandparents are primary caregivers for over 33,000 grandchildren. The needs assessment also indicates grandparents providing care for their grandchildren also suffer emotional, physical, legal, and financial costs.

"During the 2007 interim, LRB conducted research on how other states provide respite care. Although the inventory is yet to be finalized, the LRB has indicated that of the 44 million unpaid family caregivers nationwide, only 5% receive respite services. The benefits of respite include a delay in institutionalized care and a decrease in stress.

"This measure requires the JLCAP to design counseling and cash projects for elders and others in need of long term care not eligible for Medicaid, while enabling the Kupuna Care program to expand its services by including emergency, overnight, and weekend respite services.

"The JLCFC envisions and strives towards directing a comprehensive, maintainable community based family caregiver support system which includes:

- 1) a coordinated referral and case management service;
- 2) centralization of available services;
- 3) volunteers;
- 4) education and training; and
- 5) financial assistance.

"These localized and nationwide testimonies, studies, and surveys are some of the many that the JLCFC has had the benefit of

examining. The evidence of the needs of family caregivers and recipients is concrete, as well as the evidence of the progress towards the goals of the JLCFC. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2196, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 851-08) recommending that H.B. No. 2881, HD 2, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2881, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PERINATAL CARE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 852-08) recommending that H.B. No. 3150, HD 2, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3150, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 853-08) recommending that H.B. No. 2003, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2003, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII ENERGY POLICY FORUM," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 854-08) recommending that H.B. No. 2811, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2811, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 855-08) recommending that H.B. No. 2437, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2437, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 856-08) recommending that H.B. No. 2491, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2491, pass Third Reading, seconded by Representative B. Oshiro.

Representative Cabanilla rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cabanilla's written remarks are as follows:

"As stated on HB70 HD3 SD1, the proposal that I crafted and delivered to Senator English said that, before a contract is finalized, it needs to be presented to the Legislature and public hearings should be done for transparency. I agree wholeheartedly that discussions on PPP should start now and the route should be studied and preserved now."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2491, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 857-08) recommending that H.B. No. 2531, HD 1, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2531, HD 1, pass Third Reading, seconded by Representative B. Oshiro.

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

"Yes Mr. Speaker, in strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2531, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WEST MAUI TRANSPORTATION ACCESS PLAN," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 858-08) recommending that H.B. No. 2856, pass Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2856, pass Third Reading, seconded by Representative B. Oshiro.

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

"Mr. Speaker, with reservations. I'm actually a supporter of electronic road pricing. I think it makes a lot of sense. I think it only makes sense after there's an alternative.

"Right at the moment, for most commuters from the Leeward Coast and Central Oahu, the freeway is really the only way to go. The bus system is very well utilized. In fact it's so well utilized that it doesn't really supply an option for most people because most of the rush hour buses are packed. So I think this is just a little too early in the process. Once we have a rail system, I think it makes perfect sense. Mahalo."

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

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

"With reservations and just a few comments. I just wanted to add to the Representative from Downtown. In fact, the experience in Singapore where they have electronic pricing is just the way he described it, where there are alternative roads. And depending on where it's at in the city, they increase the price if it's within the core

or decrease the price. Also in Kuala Lumpur where they have pricing, they also have alternative roads so people that want to get to a certain place faster pay a higher price. Those who want to get caught in traffic, don't pay. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2856, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 859-08) recommending that H.B. No. 3196, HD 1, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3196, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENTAL MOTOR VEHICLE SURCHARGE TAX," passed Third Reading by a vote of 46 ayes to 3 noes, with Representatives Brower, Ching and Thielen voting no, and with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 860-08) recommending that H.B. No. 3197, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3197, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF TRANSPORTATION FOR THE STATE HIGHWAY SYSTEM," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 861-08) recommending that H.B. No. 3377, pass Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3377, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

At 1:24 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2736, HD 1
 H.B. No. 2953
 H.B. No. 94, HD 1
 H.B. No. 2085, HD 1
 H.B. No. 2145, HD 1
 H.B. No. 2547
 H.B. No. 2614
 H.B. No. 2712, HD 1
 H.B. No. 2965, HD 2
 H.B. No. 2977, HD 1
 H.B. No. 3080, HD 1
 H.B. No. 3309, HD 1
 H.B. No. 2245, HD 1
 H.B. No. 3072, HD 2
 H.B. No. 3178
 H.B. No. 2998, HD 1
 H.B. No. 3386, HD 1
 H.B. No. 2686, HD 1
 H.B. No. 2247
 H.B. No. 2687, HD 1
 H.B. No. 3060, HD 2
 H.B. No. 3126
 H.B. No. 3173, HD 1
 H.B. No. 3176, HD 1

H.B. No. 3179
 H.B. No. 3262, HD 1
 H.B. No. 3272
 H.B. No. 2062, HD 1
 H.B. No. 2761, HD 1
 H.B. No. 2511, HD 1
 H.B. No. 3161
 H.B. No. 3140
 H.B. No. 2909
 H.B. No. 2587, HD 1
 H.B. No. 2395, HD 1
 H.B. No. 2415, HD 1
 H.B. No. 3360, HD 1
 H.B. No. 2198, HD 2
 H.B. No. 2665, HD 1
 H.B. No. 2770, HD 1
 H.B. No. 2151, HD 1
 H.B. No. 2196, HD 2
 H.B. No. 2881, HD 2
 H.B. No. 3150, HD 2
 H.B. No. 2003
 H.B. No. 2811
 H.B. No. 2437
 H.B. No. 2491
 H.B. No. 2531, HD 1
 H.B. No. 2856
 H.B. No. 3196, HD 1
 H.B. No. 3197
 H.B. No. 3377

Representative Yamashita, for the Committee on Economic Development & Business Concerns presented a report (Stand. Com. Rep. No. 862-08) recommending that H.B. No. 1075, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1075, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative Herkes, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 863-08) recommending that H.B. No. 2920, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2920, entitled: "A BILL FOR AN ACT RELATING TO FRAUD PREVENTION," passed Second Reading and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 864-08) recommending that H.B. No. 2907, pass Second Reading and be placed on the calendar for Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2907, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative B. Oshiro.

Representative Caldwell rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Caldwell's written remarks are as follows:

"Many communities in Hawaii, including Manoa, face continuing problems with feral pigs. Within the last few years, hunting programs have helped to keep feral pig populations in check, but we must do more. This appropriation will come at a small price. Box traps and corral traps are an inexpensive way to control feral pigs, but an important investment to protect our islands.

"While feral pigs rarely endanger people, they cause substantial destruction in residential neighborhoods, and widespread destruction of natural environments.

"In the mountains behind Manoa Valley, wild pigs continue to destroy the undergrowth that plays an important role in protecting our community and the environment. Without this undergrowth which is eaten and trampled by feral pigs, loose soil is washed away by the heavy rains, contributing to the silt and debris that clog Manoa stream. In 2004, heavy rains brought silt and debris that overflowed the banks causing \$80 million dollars in damage.

"At the *makai* end of our *ahupua'a*, as the stream waters enter the ocean, the silt covers the reef, continuing the environmental damage that started in the mountains.

"If we can protect the undergrowth, it slows the speed of water that comes down the mountain, protects the soil from erosion, keeps our streams flowing freely, and protects our reefs from silt. I urge you to support this measure."

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

"In strong support, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2907, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR FERAL PIG ABATEMENT," passed Second Reading and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 865-08) recommending that H.B. No. 3191, HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3191, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Second Reading and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 866-08) recommending that H.B. No. 2872, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2872, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 867-08) recommending that H.B. No. 1898, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 1898, HD 1, entitled: "A BILL FOR AN

ACT RELATING TO WATER," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 868-08) recommending that H.B. No. 2260, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2260, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII ASSOCIATION OF CONSERVATION DISTRICTS," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 869-08) recommending that H.B. No. 2540, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2540, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 870-08) recommending that H.B. No. 2737, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Caldwell moved that the report of the Committee be adopted, and that H.B. No. 2737, HD 1, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative B. Oshiro.

Representative Yamashita rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Yamashita's written remarks are as follows:

"Mr Speaker, I rise in strong support of Stand Com Report 870-08, HB2737 HD1. This bill appropriates funds to the Department of Agriculture for the construction of a water reservoir or reservoirs in Upcountry Maui having a combined capacity of 300 million gallons. The measure also requires funds from the federal and county governments.

"Upcountry Maui is an area that is frequented by drought, which leads to mandatory water cutbacks. As a result, many farmers are forced out of business and agricultural production is drastically reduced. Additionally, many Upcountry residents face severe hardship, as water shortages negatively affect not only farmers, but also wholesalers, retailers, and consumers. If we are to preserve agriculture in Hawaii, we must provide water to our farmers.

"The construction of a drought mitigation reservoir in Upcountry is the first crucial step towards securing Maui's future. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2737, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER RESOURCES," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 871-08) recommending that H.B. No.

3259, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 3259, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ALA WAI WATERSHED," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 872-08) recommending that H.B. No. 2099, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2099, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representative M. Oshiro, for the Committee on Finance presented a report (Stand. Com. Rep. No. 873-08) recommending that H.B. No. 2942, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, the report of the Committee was adopted and H.B. No. 2942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading, and was placed on the calendar for Third Reading with Representatives Finnegan and Nakasone being excused.

Representatives Ito, Waters and M. Oshiro, for the Committee on Water, Land, Ocean Resources & Hawaiian Affairs and the Committee on Judiciary and the Committee on Finance presented a report (Stand. Com. Rep. No. 874-08) recommending that H.B. No. 266, HD 1, as amended in HD 2, pass Second Reading and be placed on the calendar for Third Reading.

Representative Caldwell moved that the report of the Committees be adopted, and that H.B. No. 266, HD 2, pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative B. Oshiro.

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

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

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

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

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

"Mr. Speaker, in strong support."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 266, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN AFFAIRS," passed Second Reading, and was placed on the calendar for Third Reading with Representative Luke voting no, and with Representatives Finnegan and Nakasone being excused.

THIRD READING

H.B. No. 2045:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2045, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A GLOBAL YOUTH CENTER," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2460:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2460, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2522:

Representative Caldwell moved that H.B. No. 2522, pass Third Reading, seconded by Representative B. Oshiro.

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

"Thank you. Mr. Speaker, I'm rising to speak against House Bill 2522. It is Relating to the Land Use Commission. What the bill does Mr. Speaker, is raises the acreage that can be reclassified by a county and raises it up to 50 acres. I think this is a very poor land use decision.

"The Sierra Club had very descriptive testimony as to why they thought this bill should not pass through. I think in the end result we could end up with a lot more checker-board kind of land use in our State and also harm agricultural uses. So I would hope that if the bill passes today, I would hope it does not make it over to the Senate side. Thank you."

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

"Same measure, with reservations. Just some really, really brief comments. I understand that the legislative intent of the 15 acres by the 1981 Legislature was to streamline the process. I know a lot of the major, big land owners in those days no longer exist. However on Maui we have a new breed of cat: Mainland speculators who are buying up 30, 40 acre parcels for speculation development. So I understand that this would help to move things forward, but I do have concerns about the 50-acre limit. Thank you."

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

"Mr. Speaker, I'm standing in opposition of this matter. I think that we should not be going to this type of reclassification of lands. We have infrastructure problems arising from this reclassification and I think if we are to reclassify these lands, it should be taken up on a county basis rather than us legislating it on a statewide basis. Thank you."

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

"Mr. Speaker, in support. Mr. Speaker this bill is one of our Majority Package bills. It is part of our Smart Growth Package of which there are a number of bills. And this one basically is designed, and here's the reason it's called Smart Growth, to prevent what we're seeing right now, which is fallout into our agriculture lands. It's to encourage more condensed growth and not have 'leapfrogging' outwards. So it's dealing with remnant parcels.

"And granted, in 1981 it was 15 acres and it's being increased to 50 acres. Part of the reason, Mr. Speaker is that with this bill, the jurisdiction will fall to the counties. Back in '81, maybe the counties

were not equipped to deal with this. But we've seen since then, counties have become stronger and stronger in dealing with land use issues and therefore, it will rest with them and we won't have multijurisdictional problems, and hopefully we'll have fair decisions being made; more clear, and more efficiently made decisions on remnant parcels.

"The other thing Mr. Speaker, is that I think that today is the day to start looking at how we empower our counties, and give them some further homerule. It gets back to that whole question about whether government is fit for the future. I think this is one step in going to the direction of trying to restructure a little bit how government works and empowering the counties to deal with issues on land use development, on smaller parcels of land. Thank you very much, Mr. Speaker. I hope everyone will support this bill."

Representative Shimabukuro rose in support of the measure with reservations, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Shimabukuro's written remarks are as follows:

"HB 2522 will have county councils, not the Land Use Commission decide the use of agriculture, rural and conservation lands up to 50 acres from the current 15 acres. Enacting this bill will allow for a more consolidated process by giving counties the authority to amend land use maps contained in a county general plan, county community, development, or community development plans, and any other proceedings without going to the Land Use Commission.

"This bill would take the majority of the land reclassification applications out of the State Land Use Commission's authority and give it to the counties as a consolidated rezoning process. Currently the LUC's requirements for review of boundary amendments are far more involved and in-depth than the counties.

"Both OHA and the Sierra Club have opposed this measure. OHA feels that by allowing the counties to decide what happens with the land, public review of such important decisions will not happen. If that is the case they cannot fulfill their duties to ensure the protection of traditional and culture access rights and uses, Native Hawaiian archaeological and burial sites, and natural and cultural resources. Despite the fact that counties must consult with OHA before plans are made, they rarely comply with Native Hawaiian interests like LUC does. Sierra Club feels that by expanding the threshold to 50 acres many agricultural lands will be lost. They believe that the counties do not have the expertise to evaluate wetlands, wildlife habitat and archeological sites on rural or agricultural lands.

"Allowing the counties to decide uses on rural and agricultural land less than 50 acres and not the quasi-judicial LUC eliminates a person's right to question developers and their 'expert' witnesses, appeal decisions based on a complete record for violations of clear standards, and have decisions made based upon evidence presented.

"Living in such a precious environment with many cultures and traditions, we should be very careful about what we do with our land and take OHA and Sierra club's recommendations seriously. Both organizations' work for the best interest of Hawaii's people and land."

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

"Thank you, Mr. Speaker. With all respect to the Representative from Manoa, speaking from East Honolulu, I have grave concerns at the counties' ability to take responsibility for this and especially in light of the fact that we are still trying to determine the important agricultural lands discussion and the incentives and all the details of that. The county zoning areas are not congruent with the State zoning and I think this is premature. I think this is flying in the face of the existing sincere efforts of working toward identifying important agricultural lands. Thank you."

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

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

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

"Thank you, Mr. Speaker. In support and I'd like the Journal to reflect the speaker from Manoa's words as if they were own. And I'd also like to say, coming from the Neighbor Islands, that it's very difficult for Neighbor Island people to come to the Land Use Commission or any commission here in Honolulu. And the words that the speaker from Manoa said as far as getting it back to the people, this Legislature is in session for three and a half months. The county councils on the Neighbor Islands, and even for populations of 500,000 or more, are in session all year. So it gives the people more opportunities to reflect change to their districts. Thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 2522, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION," passed Third Reading by a vote of 41 ayes to 8 noes, with Representatives Belatti, Berg, Cabanilla, Carroll, Hanohano, Morita, Thielen and Wakai voting no, and with Representatives Finnegan and Nakasone being excused.

H.B. No. 2523:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2523, entitled: "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Cabanilla voting no, and Representatives Finnegan and Nakasone being excused.

H.B. No. 2525 and H.B. No. 2526:

Representative Caldwell moved that H.B. No. 2525, and H.B. No. 2526 pass Third Reading, seconded by Representative B. Oshiro.

Representative Meyer rose to speak in support of both measures with reservations, stating:

"Mr. Speaker I'm voting with reservations on both House Bill 2525 and House Bill 2526. Both of these are moving ahead with the idea of smart growth. I think there are lots of examples from the State of Oregon that have driven the cost of homes and property up dramatically."

The motion was put to vote by the Chair and carried, and H.B. No. 2525, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused; and

H.B. No. 2526, entitled: "A BILL FOR AN ACT RELATING TO THE STATE PLAN," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Cabanilla voting no, and with Representatives Finnegan and Nakasone being excused.

H.B. No. 3383:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 3383, entitled: "A BILL FOR AN ACT RELATING TO HAWAII PENAL CODE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2040:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2040, entitled: "A BILL FOR AN ACT RELATING TO HAWAII'S ECONOMY," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2671:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2671, entitled: "A BILL FOR AN ACT RELATING TO A KAKAAKO MAKAI PARKING STRUCTURE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2873:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2873, entitled: "A BILL FOR AN ACT RELATING TO STATE PARKS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2962:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2962, entitled: "A BILL FOR AN ACT RELATING TO AFTER-SCHOOL PROGRAMS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2966:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2966, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 3037:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 3037, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY, SEWER, REFUSE, AND INSURANCE PREMIUM PAYMENTS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 3038:

Representative Caldwell moved that H.B. No. 3038, pass Third Reading, seconded by Representative B. Oshiro.

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

"Mr. Speaker, on House Bill 3038, I rise with reservations and brief comments. Mr. Speaker, I note that in the Finance Committee, the Department of Transportation, as well as the Department of Accounting and General Services noted that there was a cost savings to the State of Hawaii for not having to pay the electricity bills for the lights out on the H-1 freeway between Kunia and Kapolei, as well as the Central Oahu corridor.

"When I asked the Director of Transportation what the cost savings for the stretch of road on the H-1 freeway, he advised me that the cost savings was \$4,400 per month to the State of Hawaii. In addition, for the corridor of Central Oahu, the cost savings is over \$2,000. So with respect to this emergency appropriation for electricity payments, I rise with strong reservations because there is a cost savings and it was not reflected in this emergency appropriation request. Thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 3038, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR ELECTRICITY PAYMENTS STATEWIDE," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2894:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2894, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

H.B. No. 2656:

On motion by Representative Caldwell, seconded by Representative B. Oshiro and carried, H.B. No. 2656, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS," passed Third Reading by a vote of 49 ayes, with Representatives Finnegan and Nakasone being excused.

At 1:37 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2045
H.B. No. 2460
H.B. No. 2522
H.B. No. 2523
H.B. No. 2525
H.B. No. 2526
H.B. No. 3383
H.B. No. 2040
H.B. No. 2671
H.B. No. 2873
H.B. No. 2962
H.B. No. 2966
H.B. No. 3037
H.B. No. 3038
H.B. No. 2894
H.B. No. 2656

At this time, the Chair discharged all House conferees for H.B. No. 987, HD 1, SD 2, stating:

"Members, please refer to your yellow Action Sheets. The Chair at this time will be discharging all of the House Conferees previously appointed to House Bill 987, HD 1, which was returned to the House with a Senate Draft during the 24th Legislature Regular Session of 2007.

"The said House Bill returned to the House with a Senate draft during the 24th Legislature Regular Session of 2007 is hereby returned to this Chamber from Conference Committee for possible further disposition by this body."

SUSPENSION OF RULES

Representative Caldwell moved that the rules be suspended for the purpose of reconsidering action previously taken in disagreeing to amendments proposed by the Senate to H.B. No. 987, HD 1, seconded by Representative B. Oshiro.

Representative Ward rose, stating:

"Mr. Speaker, a point of clarification. Does this mean the bill that we're going to be speaking about is one that came back after it went through the process last year, but never got through the Conference Committee, but now we're reviving it as we're going to be starting Conference Committees?"

The Chair responded, stating:

"We're pulling it back from Conference, and we're discharging the Members who were the House Conferees, and we are making the motion for the reconsideration."

Representative Ward: "Will the public have a chance to comment on this bill after a hiatus of about 12 months?"

Speaker Say: "No not at this time."

The motion was put to vote by the Chair and carried, and the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments proposed by the Senate to H.B. No. 987, HD 1. (Representatives Finnegan and Nakasone were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Caldwell moved that the House reconsider its action previously taken in disagreeing to the amendments proposed by the Senate, and gave notice of intent to agree to such amendments for H.B. No. 987, HD 1, SD 2, seconded by Representative B. Oshiro.

Representative Ward: "Mr. Speaker, I rise in confusion. Neither the public nor this body have seen the bill am I correct? Do we have a copy of the bill?"

Speaker Say: "This bill has gone through the legislative process of the six hearings."

Representative Ward: "But now we're doing a final vote."

Speaker Say: "No we're not. We're doing a reconsideration and a motion to agree. This is last year's bill."

Representative Ward: "And it will be placed on the Calendar?"

Speaker Say: "Next week. For decision making."

Representative Ward: "I stand corrected. Thank you."

The motion was put to vote by the Chair and carried, and the House reconsidered its action previously taken in disagreeing to the amendments proposed by the Senate, and gave notice of intent to agree to such amendments for H.B. No. 987, HD 1, SD 2. (Representatives Finnegan and Nakasone were excused.)

The Chair then announced:

"Members of the House, this measure will be taken up next week Tuesday to give you time to digest H.B. No. 987, HD 1, SD 2."

Representative Meyer rose, stating:

"Mr. Speaker, just a point of inquiry. I believe what we will be looking at is the Senate Draft 2, which we previously disagreed with, but now we're agreeing with."

Speaker Say: "Yes."

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 95 through 106) and concurrent resolutions (H.C.R. Nos. 112 through 124) were referred to Printing and further action was deferred:

H.R. No. 95, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE COUNTY OF HAWAII TO PREPARE A COORDINATED, COMPREHENSIVE PLAN TO ADDRESS THE NEEDS AND CONCERNS OF THE LESSEES FACING EVICTION UPON THE EXPIRATION OF THE LEASES AT THE KANOOLEHUA INDUSTRIAL PARK," was jointly offered by Representatives Chang, Awana, Brower, Evans, Green, Hanohano, Herkes, Ito, McKelvey, Mizuno, Sagum, Tsuji, Wakai, Waters, Yamane, Yamashita, Belatti, Carroll and Takamine.

H.R. No. 96, entitled: "HOUSE RESOLUTION REQUESTING THE ESTABLISHMENT OF A RELATIONSHIP BETWEEN THE STATE OF HAWAII AND THE ISLANDS OF POLYNESIA," was jointly offered by Representatives Awana, Carroll, Hanohano, Meyer, Mizuno, Rhoads, Sagum, Shimabukuro and Ward.

H.R. No. 97, entitled: "HOUSE RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE DEPARTMENT OF DEFENSE TO CONDUCT A STUDY TO DETERMINE THE FEASIBILITY OF ALLOWING THE FACILITIES AT LUALUALEI, WHICH ARE OWNED BY THE UNITED STATES NAVY, TO BE USED AS AN EMERGENCY SHELTER FOR CIVILIANS," was jointly offered by Representatives Awana, Brower, Evans, Hanohano, Magaoay, Manahan, Mizuno, Sagum, Shimabukuro and Tokioka.

H.R. No. 98, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF DESIGN AND CONSTRUCTION OF THE CITY AND COUNTY OF HONOLULU TO CONDUCT A STUDY ON THE REPAIRING AND REPAVING OF SURFACE STREETS ALONG FARRINGTON HIGHWAY IN LEEWARD OAHU," was jointly offered by Representatives Awana, Hanohano, Mizuno, Shimabukuro, Evans and Sagum.

H.R. No. 99, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AGRICULTURAL DIAGNOSTIC SERVICE CENTER, IN CONSULTATION WITH OTHER PUBLIC AND PRIVATE ENTITIES, TO CARRY OUT A SURVEY OF INFORMATION NEEDS OF HAWAII'S AGRICULTURAL INDUSTRY, AND ASSESS WHETHER THE HAWAII AGRICULTURAL INFORMATION CENTER CAN MEET THE INFORMATION NEEDS OF HAWAII'S AGRICULTURAL INDUSTRY," was jointly offered by Representatives Tsuji, Chang, Brower, Chong, Herkes, Wakai, Yamane and Yamashita.

H.R. No. 100, entitled: "HOUSE RESOLUTION URGING ASSOCIATIONS OF APARTMENT OWNERS AND CONDOMINIUM UNIT OWNERS' ASSOCIATIONS IN THE STATE TO DEVELOP EMERGENCY AND EVACUATION PLANS FOR RESIDENTS, INCLUDING PROVISIONS FOR SENIORS AND RESIDENTS WITH SPECIAL HEALTH NEEDS," was jointly offered by Representatives Lee, Awana, Brower, Evans, Magaoay, Mizuno, Berg, Carroll, Chang, Chong, Herkes, Ito, Karamatsu, Shimabukuro, Takamine and Tsuji.

H.R. No. 101, entitled: "HOUSE RESOLUTION URGING THE UNIVERSITY OF HAWAII TO BEGIN REBUILDING THE SCHOOL OF PUBLIC HEALTH BY 2012," was jointly offered by Representatives Lee, Awana, Chang, Evans, Ito, Magaoay, Mizuno, Shimabukuro, Brower, Carroll, Chong, Herkes, Takamine and Tsuji.

H.R. No. 102, entitled: "HOUSE RESOLUTION RECOMMENDING THAT REALTORS PROMOTE THE PRINCIPLES OF UNIVERSAL DESIGN," was jointly offered by Representatives Lee, Brower, Awana, Chang, Herkes, Ito, Karamatsu, Magaoay, Shimabukuro, Takamine and Tsuji.

H.R. No. 103, entitled: "HOUSE RESOLUTION ENCOURAGING REAL ESTATE DEVELOPERS, DESIGNERS, AND ARCHITECTS IN HAWAII TO INCORPORATE UNIVERSAL DESIGN PRINCIPLES INTO THE DESIGN OF THEIR REAL ESTATE PROJECTS," was jointly offered by Representatives Lee, Brower, Awana, Chang, Herkes, Ito, Karamatsu, Magaoay, Shimabukuro and Takamine.

H.R. No. 104, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO PROVIDE CURRENT PUBLIC SCHOOL ADMINISTRATORS AND FACULTY WITH COURSES IN HAWAIIAN LANGUAGE AND CULTURE INSTRUCTION, AND TO INCORPORATE THESE COURSES INTO THE DEPARTMENT'S PREFERENCES FOR EMPLOYMENT AND CONDITIONS FOR TEACHER LICENSURE," was jointly offered by Representatives Berg, Awana, Carroll and Hanohano.

H.R. No. 105, entitled: "HOUSE RESOLUTION ESTABLISHING POLICIES FOR THE LEGISLATIVE BROADCAST PROGRAM'S CABLECAST OF PROCEEDINGS OF THE HOUSE OF REPRESENTATIVES," was jointly offered by Representatives Belatti, Awana, Brower, Cabanilla, Hanohano, McKelvey, Morita, Berg, Bertram, Chong, Evans, Herkes, Ito, Lee, Luke, Magaoay, Nishimoto, Rhoads, Sagum, Souki, Wakai and Waters.

H.R. No. 106, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON CONSTRUCTION," was offered by Representative Sonson.

H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE COUNTY OF HAWAII TO PREPARE A COORDINATED, COMPREHENSIVE PLAN TO ADDRESS THE NEEDS AND CONCERNS OF THE LESSEES FACING EVICTION UPON THE EXPIRATION OF THE LEASES AT THE KANOELEHUA INDUSTRIAL PARK," was jointly offered by Representatives Chang, Awana, Brower, Evans, Green, Hanohano, Herkes, Ito, McKelvey, Mizuno, Sagum, Tsuji, Wakai, Waters, Yamane, Yamashita, Belatti, Carroll and Takamine.

H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A RELATIONSHIP BETWEEN THE STATE OF HAWAII AND THE ISLANDS OF POLYNESIA," was jointly offered by Representatives Awana, Carroll, Hanohano, Meyer, Mizuno, Rhoads, Sagum, Shimabukuro and Ward.

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CIVIL DEFENSE DIVISION OF THE DEPARTMENT OF DEFENSE TO CONDUCT A STUDY TO DETERMINE THE FEASIBILITY OF ALLOWING THE FACILITIES AT LUALUALEI, WHICH ARE OWNED BY THE UNITED STATES NAVY, TO BE USED AS AN EMERGENCY SHELTER FOR CIVILIANS," was jointly offered by Representatives Awana, Brower, Evans, Hanohano, Magaoay, Manahan, Mizuno, Sagum, Shimabukuro and Tokioka.

H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF DESIGN AND CONSTRUCTION OF THE CITY AND COUNTY OF HONOLULU TO CONDUCT A STUDY ON THE REPAIRING AND REPAVING OF SURFACE STREETS ALONG FARRINGTON HIGHWAY IN LEEWARD OAHU," was jointly offered by Representatives Awana, Hanohano, Mizuno, Shimabukuro, Evans and Sagum.

H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AGRICULTURAL DIAGNOSTIC SERVICE CENTER, IN CONSULTATION WITH OTHER PUBLIC AND PRIVATE ENTITIES, TO CARRY OUT A SURVEY OF INFORMATION NEEDS OF HAWAII'S AGRICULTURAL INDUSTRY, AND ASSESS WHETHER THE HAWAII AGRICULTURAL INFORMATION CENTER CAN MEET THE INFORMATION NEEDS OF HAWAII'S AGRICULTURAL INDUSTRY," was jointly offered by Representatives Tsuji, Brower, Chang, Chong, Herkes, Wakai, Yamane and Yamashita.

H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES, LAND DIVISION, TO ASSEMBLE VARIOUS STATE, COUNTY, AND COMMUNITY AGENCIES TO MEET AND DEVELOP A HANAPEPE SALT POND RESOURCE MANAGEMENT PLAN," was jointly offered by Representatives Sagum, Chong, Magaoay, Mizuno, Morita, Tokioka and Ito.

H.C.R. No. 118, entitled: "HOUSE CONCURRENT RESOLUTION URGING ASSOCIATIONS OF APARTMENT OWNERS AND CONDOMINIUM UNIT OWNERS' ASSOCIATIONS IN THE STATE TO DEVELOP EMERGENCY AND EVACUATION PLANS FOR RESIDENTS, INCLUDING PROVISIONS FOR SENIORS AND RESIDENTS WITH SPECIAL HEALTH NEEDS," was jointly offered by Representatives Lee, Awana, Brower, Evans, Magaoay, Mizuno, Yamane, Berg, Carroll, Chang, Chong, Herkes, Ito, Karamatsu, Shimabukuro, Takamine and Tsuji.

H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNIVERSITY OF HAWAII TO BEGIN REBUILDING THE SCHOOL OF PUBLIC HEALTH BY 2012," was jointly offered by Representatives Lee, Awana, Chang, Evans, Ito, Magaoay, Mizuno, Shimabukuro, Yamane, Brower, Carroll, Chong, Herkes, Takamine and Tsuji.

H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION RECOMMENDING THAT REALTORS PROMOTE THE PRINCIPLES OF UNIVERSAL DESIGN," was jointly offered by Representatives Lee, Brower, Awana, Chang, Herkes, Ito, Karamatsu, Magaoay, Shimabukuro, Takamine and Tsuji.

H.C.R. No. 121, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING REAL ESTATE DEVELOPERS, DESIGNERS, AND ARCHITECTS IN HAWAII TO INCORPORATE UNIVERSAL DESIGN PRINCIPLES INTO THE DESIGN OF THEIR REAL ESTATE PROJECTS," was jointly offered by Representatives Lee, Brower, Awana, Chang, Herkes, Ito, Karamatsu, Shimabukuro and Takamine.

H.C.R. No. 122, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO DEVELOP A PLAN TO PROVIDE CURRENT PUBLIC SCHOOL ADMINISTRATORS AND FACULTY WITH COURSES IN HAWAIIAN LANGUAGE AND CULTURE INSTRUCTION, AND TO INCORPORATE THESE COURSES INTO THE DEPARTMENT'S PREFERENCES FOR EMPLOYMENT AND CONDITIONS FOR TEACHER LICENSURE," was jointly offered by Representatives Berg, Awana, Carroll and Hanohano.

H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE APPROPRIATE ACCOUNTABILITY STRUCTURE FOR THE HAWAII TEACHER STANDARDS BOARD," was jointly offered by Representatives Berg, Awana, Carroll, Hanohano and Takumi.

H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON CONSTRUCTION," was offered by Representative Sonson.

ANNOUNCEMENT

Representative Awana: "Thank you, Mr. Speaker. As stated in the *Honolulu Advertiser*, this man received a National Heritage Fellowship for the National Endowment for the Arts in 1987 and a Na Hokuhanohano Lifetime Achievement Award in 2003.

"My condolences go out to the family of Uncle Raymond Kaleolohapoina'oleohelemanu Kane in this very delicate time, while wishing my best to Uncle Ray as he continues to play his slack key guitar under the great big mango tree in the sky. At this time I'd like to ask for a moment of silence."

At this time, the House of Representatives stood for a moment of silence in memory of the late Mr. Raymond Kane.

At this time, Representative B. Oshiro moved to keep the Journal open until 12:00 midnight this legislative day for the purpose of receiving Standing Committee Reports and House bills transmitted thereby, seconded by Representative Meyer and carried. (Representatives Finnegan and Nakasone were excused.)

At 1:44 o'clock p.m., on motion by Representative B. Oshiro, seconded by Representative Meyer and carried, the House of Representatives stood in recess until 9:00 o'clock a.m., Tuesday, March 4, 2008. (Representatives Finnegan and Nakasone were excused.)

STANDING COMMITTEE REPORTS

In accordance with the motion made, the following Standing Committee Reports (Stand. Com. Rep. Nos. 875 through 1041), were received by the Clerk prior to 12:00 midnight this legislative day, and the following action was taken:

Stand. Com. Rep. No. 875-08 (JUD) and H.B. No. 524, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD WELFARE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 876-08 (JUD) and H.B. No. 2350, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNER LIABILITY FOR NATURAL CONDITIONS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 877-08 (JUD) and H.B. No. 3331, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 878-08 (FIN) and H.B. No. 2735, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 879-08 (FIN) and H.B. No. 2766, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC MONITORING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 880-08 (FIN) and H.B. No. 2797, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KALOKO HOUSING PROGRAM," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 881-08 (FIN) and H.B. No. 3008, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED IMPROVEMENT TAX CREDIT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 882-08 (FIN) and H.B. No. 3059, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING TAX CREDITS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 883-08 (FIN) and H.B. No. 3139, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE FIRST-TO-WORK PROGRAM," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 884-08 (FIN) and H.B. No. 3400, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ASSISTANCE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 885-08 (FIN) and H.B. No. 2412, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 886-08 (FIN) and H.B. No. 2576, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII HEALTH SYSTEMS CORPORATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 887-08 (FIN) and H.B. No. 2913, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO KIDNEY DISEASE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 888-08 (FIN) and H.B. No. 2004, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A STUDY ON ENERGY EFFICIENT TRANSPORTATION STRATEGIES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 889-08 (FIN) and H.B. No. 2005, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY TECHNOLOGIES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 890-08 (FIN) and H.B. No. 2330, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 891-08 (FIN) and H.B. No. 2505, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 892-08 (FIN) and H.B. No. 2506, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REORGANIZATION OF STATE AGENCIES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 893-08 (FIN) and H.B. No. 2507, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS REDUCTION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 894-08 (FIN) and H.B. No. 2510, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 895-08 (FIN) and H.B. No. 3151, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC PERMITTING FEES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 896-08 (FIN) and H.B. No. 2952, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 897-08 (CPC) and H.B. No. 509, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 898-08 (CPC) and H.B. No. 2301, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 899-08 (CPC) and H.B. No. 2954, entitled: "A BILL FOR AN ACT RELATED TO TOWING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 900-08 (CPC) and H.B. No. 3109, entitled: "A BILL FOR AN ACT RELATING TO DISPENSING OPTICIANS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 901-08 (CPC) and H.B. No. 2810, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER RATES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 902-08 (CPC/JUD) and H.B. No. 2559, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM UNCLAIMED PROPERTY ACT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 903-08 (FIN) and H.B. No. 2211, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR WASTEWATER PROJECTS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 904-08 (FIN) and H.B. No. 2357, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 905-08 (FIN) and H.B. No. 3177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PENALTIES FOR VIOLATIONS WITHIN THE CONSERVATION DISTRICT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 906-08 (FIN) and H.B. No. 2739, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 907-08 (FIN) and H.B. No. 2860, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 908-08 (FIN) and H.B. No. 2369, entitled: "A BILL FOR AN ACT RELATING TO THE AFTER-SCHOOL PLUS PROGRAM REVOLVING FUND," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 909-08 (FIN) and H.B. No. 2972, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 910-08 (FIN) and H.B. No. 1989, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 911-08 (FIN) and H.B. No. 2555, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HAWAII CIVIL AIR PATROL," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 912-08 (FIN) and H.B. No. 2985, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 913-08 (FIN) and H.B. No. 2302, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REAL PROPERTY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 914-08 (FIN) and H.B. No. 2807, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 915-08 (FIN) and H.B. No. 3016, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 916-08 (FIN) and H.B. No. 3175, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL MARINE FISHING REPORTS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 917-08 (FIN) and H.B. No. 3064, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REFUNDABLE RENEWABLE ENERGY TAX CREDIT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 918-08 (FIN) and H.B. No. 2261, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 919-08 (FIN) and H.B. No. 602, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 920-08 (FIN) and H.B. No. 2971, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 921-08 (FIN) and H.B. No. 2792, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 922-08 (FIN) and H.B. No. 2076, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPLETED URANIUM," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 923-08 (FIN) and H.B. No. 2207, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DISASTER RELIEF," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 924-08 (FIN) and H.B. No. 2323, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BEACHES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 925-08 (FIN) and H.B. No. 2373, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR MOOKINI HEIAU," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 926-08 (FIN) and H.B. No. 1476, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 927-08 (FIN) and H.B. No. 1993, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 928-08 (FIN) and H.B. No. 2283, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TATTOO ARTISTS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 929-08 (FIN) and H.B. No. 2888, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL SERVICES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 930-08 (FIN) and H.B. No. 2047, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDIVIDUAL DEVELOPMENT ACCOUNTS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 931-08 (FIN) and H.B. No. 2662, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 932-08 (FIN) and H.B. No. 3058, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 933-08 (FIN) and H.B. No. 3403, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 934-08 (JUD) and H.B. No. 2583, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT OPERATIONS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 935-08 (JUD) and H.B. No. 523, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 936-08 (CPC) and H.B. No. 2492, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 937-08 (CPC) and H.B. No. 937, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICAL AND PLUMBING TRADES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 938-08 (FIN) and H.B. No. 2908, entitled: "A BILL FOR AN ACT RELATING TO AUDIT RECOMMENDATIONS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 939-08 (FIN) and H.B. No. 2020, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION

FOR SMALL BUSINESS DEVELOPMENT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 940-08 (FIN) and H.B. No. 2134, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 941-08 (FIN) and H.B. No. 2795, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAID," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 942-08 (FIN) and H.B. No. 2009, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 943-08 (FIN) and H.B. No. 2543, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A SHOOTING RANGE IN WEST HAWAII ON THE ISLAND OF HAWAII," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 944-08 (FIN) and H.B. No. 2588, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 945-08 (FIN) and H.B. No. 2664, entitled: "A BILL FOR AN ACT RELATING TO DISASTER RELIEF," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 946-08 (FIN) and H.B. No. 2685, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 947-08 (FIN) and H.B. No. 3367, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WIRELESS ENHANCED 911," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 948-08 (FIN) and H.B. No. 2456, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 949-08 (FIN) and H.B. No. 2922, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL TAX," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 950-08 (FIN) and H.B. No. 3406, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL HARBORS MODERNIZATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 951-08 (FIN) and H.B. No. 1890, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR HEALTH CARE SERVICES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 952-08 (FIN) and H.B. No. 2727, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 953-08 (FIN) and H.B. No. 2306, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 954-08 (FIN) and H.B. No. 2605, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING

TO THE ARMED SERVICES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 955-08 (FIN) and H.B. No. 2763, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILDREN OF INCARCERATED PARENTS TASK FORCE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 956-08 (FIN) and H.B. No. 2857, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 957-08 (CPC) and H.B. No. 2550, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 958-08 (FIN) and H.B. No. 2862, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WIND ENERGY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 959-08 (FIN) and H.B. No. 3410, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BIODIESEL," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 960-08 (FIN) and H.B. No. 3444, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 961-08 (FIN) and H.B. No. 2137, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 962-08 (FIN) and H.B. No. 2757, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOSPITALS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 963-08 (FIN) and H.B. No. 2759, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 964-08 (FIN) and H.B. No. 3146, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE ADULT MENTAL HEALTH DIVISION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 965-08 (FIN) and H.B. No. 2051, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION FOR FOSTER CHILDREN," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 966-08 (FIN) and H.B. No. 2816, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SUBSTANCE ABUSE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 967-08 (FIN) and H.B. No. 3399, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 346, HAWAII REVISED STATUTES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 968-08 (FIN) and H.B. No. 584, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING

TO TAXATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 969-08 (FIN) and H.B. No. 2778, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 970-08 (FIN) and H.B. No. 2248, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 971-08 (FIN) and H.B. No. 2326, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 972-08 (FIN) and H.B. No. 3213, entitled: "A BILL FOR AN ACT RELATING TO AIR POLLUTION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 973-08 (FIN) and H.B. No. 1979, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE SALARIES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 974-08 (FIN) and H.B. No. 2481, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 975-08 (FIN) and H.B. No. 2929, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 976-08 (FIN) and H.B. No. 2964, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT SECURITY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 977-08 (FIN) and H.B. No. 3029, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 978-08 (FIN) and H.B. No. 3030, entitled: "A BILL FOR AN ACT RELATING TO LABOR," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 979-08 (FIN) and H.B. No. 3168, entitled: "A BILL FOR AN ACT RELATING TO UNEMPLOYMENT CONTRIBUTION RATES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 980-08 (FIN) and H.B. No. 2672, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PARKING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 981-08 (JUD) and H.B. No. 3107, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO OWNER-BUILDER PERMITS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 982-08 (JUD) and H.B. No. 2139, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANATOMICAL GIFTS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 983-08 (JUD) and H.B. No. 2589, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING

TO SCRAP METAL," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 984-08 (JUD) and H.B. No. 2596, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 985-08 (JUD) and H.B. No. 3379, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 986-08 (PSM) and H.B. No. 2675, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 987-08 (FIN) and H.B. No. 2366, entitled: "A BILL FOR AN ACT RELATING TO THE ORGAN DONOR REGISTRY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 988-08 (FIN) and H.B. No. 2519, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 989-08 (FIN) and H.B. No. 2386, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 990-08 (FIN) and H.B. No. 2387, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 991-08 (FIN) and H.B. No. 2441, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 992-08 (FIN) and H.B. No. 2479, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 993-08 (FIN) and H.B. No. 2927, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 994-08 (FIN) and H.B. No. 3163, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SPECIAL FUND FOR DISABILITY BENEFITS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 995-08 (FIN) and H.B. No. 2376, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 996-08 (FIN) and H.B. No. 1823, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO BICYCLE AND PEDESTRIAN SAFETY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 997-08 (FIN) and H.B. No. 839, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS TO BEACHES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 998-08 (FIN) and H.B. No. 935, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 999-08 (FIN) and H.B. No. 2401, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST OCEANLINX HAWAII LLC," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1000-08 (FIN) and H.B. No. 3211, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CLOTHESLINES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1001-08 (FIN) and H.B. No. 2438, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIGARETTES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1002-08 (FIN) and H.B. No. 3152, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE EMERGENCY MEDICAL SERVICES AND INJURY PREVENTION SYSTEM BRANCH," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1003-08 (FIN) and H.B. No. 2272, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1004-08 (FIN) and H.B. No. 2168, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1005-08 (FIN) and H.B. No. 2661, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST INDUSTRIAL ENTERPRISES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1006-08 (FIN) and H.B. No. 2825, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST SOPOGY INC., IN THE DEVELOPMENT OF RENEWABLE ENERGY ON THE ISLAND OF OAHU," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1007-08 (FIN) and H.B. No. 2518, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND CONSERVATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1008-08 (FIN) and H.B. No. 3243, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE HONOLULU SYMPHONY AND ITS PROGRAMS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1009-08 (FIN) and H.B. No. 2710, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RE-EMPLOYMENT OF RETIREES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1010-08 (FIN) and H.B. No. 3166, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE LABOR AND INDUSTRIAL RELATIONS APPEALS

BOARD," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1011-08 (FIN) and H.B. No. 2772, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1012-08 (FIN) and H.B. No. 1988, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MACADAMIA NUTS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1013-08 (FIN) and H.B. No. 3358, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1014-08 (FIN) and H.B. No. 2509, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC DEVICE RECYCLING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1015-08 (FIN) and H.B. No. 2581, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE FACILITIES," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1016-08 (FIN) and H.B. No. 2897, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR ASSET BUILDING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1017-08 (FIN) and H.B. No. 3352, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AN AUDIT OF THE HAWAII DISABILITY RIGHTS CENTER," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1018-08 (FIN) and H.B. No. 1969, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1019-08 (FIN) and H.B. No. 2017, entitled: "A BILL FOR AN ACT RELATING TO VOCATIONAL REHABILITATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1020-08 (FIN) and H.B. No. 2823, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DAM SAFETY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1021-08 (FIN) and H.B. No. 2974, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1022-08 (FIN) and H.B. No. 2429, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO RECREATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1023-08 (FIN) and H.B. No. 2704, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HA'IKU VALLEY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1024-08 (FIN) and H.B. No. 2388, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1025-08 (FIN) and H.B. No. 3174, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FEDERAL FISHERIES REGULATIONS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1026-08 (FIN) and H.B. No. 7, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE I-SAVERX PRESCRIPTION DRUG PROGRAM," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1027-08 (FIN) and H.B. No. 12, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG COST CONTAINMENT AND AFFORDABLE ACCESS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1028-08 (FIN) and H.B. No. 2504, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LIGHTING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1029-08 (FIN) and H.B. No. 2863, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1030-08 (FIN) and H.B. No. 2256, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1031-08 (FIN) and H.B. No. 1616, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUACULTURE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1032-08 (FIN) and H.B. No. 3279, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII UNITED OKINAWA ASSOCIATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1033-08 (FIN) and H.B. No. 2520, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVERS," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1034-08 (FIN) and H.B. No. 396, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROCUREMENT CODE," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1035-08 (FIN) and H.B. No. 2961, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1036-08 (FIN) and H.B. No. 2186, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1037-08 (FIN) and H.B. No. 2973, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1038-08 (FIN) and H.B. No. 1745, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1039-08 (FIN) and H.B. No. 3440, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING

TO THE ISLAND OF NI'HAU," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1040-08 (FIN) and H.B. No. 2693, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIAL SELECTION COMMISSION," were placed on the calendar for Third Reading on March 4, 2008.

Stand. Com. Rep. No. 1041-08 (FIN) and H.B. No. 466, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on March 4, 2008.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, March 4, 2008.

HOUSE COMMUNICATIONS

House Communication dated February 29, 2008, from Patricia Mau-Shimizu, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has discharged all conferees to H.B. No. 987, HD 1, SD 2.

House Communication dated February 29, 2008, from Patricia Mau-Shimizu, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House reconsidered its action taken in disagreeing to the amendments made by the Senate on April 12, 2007 to H.B. No. 987, HD 1, SD 2.